

**UNITED STATES OF AMERICA  
DEPARTMENT OF HOMELAND SECURITY  
UNITED STATES COAST GUARD**

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**UNITED STATES COAST GUARD**

**Complainant**

**vs.**

**WILLIAM PENNY PEARCE**

**Respondent**

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**Docket Number: 2023-0357  
Enforcement Activity Number: 7806100**

**ORDER GRANTING WITHDRAWAL AND SUBSTITUTION AND CONSENT ORDER  
APPROVING AMENDED SETTLEMENT AGREEMENT**

This matter comes before me on the United States Coast Guard's (Coast Guard) Notice of Withdrawal and Substitution of Settlement Agreement (Notice of Withdrawal), filed on November 8, 2023. The Coast Guard initiated this proceeding on October 10, 2023, by filing a Complaint. On October 13, 2023, the Coast Guard filed a Motion for Approval of Settlement Agreement and Entry of Consent Order (Motion for Approval). In the Notice of Withdrawal, the Coast Guard states it identified errors in the original settlement agreement filed on October 13, 2023, and seeks to substitute that settlement agreement with an amended settlement agreement.

I will construe the Notice of Withdrawal as a motion requesting substitution of the original settlement agreement with the amended settlement agreement submitted with the Notice of Withdrawal. Having done so, I **GRANT** the Coast Guard's motion.

Turning to the amended settlement agreement and the Coast Guard's request for approval thereof, I have carefully reviewed the request and the terms of the agreement and find they are fair, reasonable, and in substantial compliance with the requirements of 33 C.F.R. § 20.502.

**WHEREFORE,**

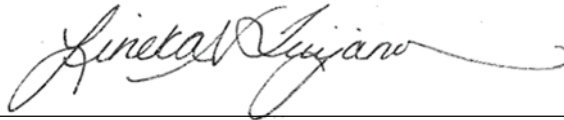
**ORDER**

**IT IS HEREBY ORDERED**, the Coast Guard's Notice of Withdrawal is **GRANTED**.

**IT IS FURTHER ORDERED**, the Motion for Approval is **GRANTED**, and the amended settlement agreement, signed by the parties on October 31, 2023, and submitted for approval on November 8, 2023, is **APPROVED** in full and incorporated herein by reference. This Consent Order shall constitute full, final, and complete adjudication of this proceeding.

**IT IS FURTHER ORDERED**, the telephonic pre-hearing conference scheduled for November 14, 2023, is **CANCELLED**.

Done and dated November 13, 2023,  
at Baltimore, Maryland

A handwritten signature in cursive script, reading "Lineka N. Quijano", written in black ink. The signature is positioned above a horizontal line.

Hon. Lineka N. Quijano  
Administrative Law Judge  
United States Coast Guard