

**UNITED STATES OF AMERICA  
U.S. DEPARTMENT OF HOMELAND SECURITY  
UNITED STATES COAST GUARD**

---

**UNITED STATES COAST GUARD,**

**Complainant,**

**vs.**

**REYNOLDO VITULLI BUSH,**

**Respondent.**

---

**Docket Number: 2023-0039**  
**Enforcement Activity Number: 7619378**

**ORDER MEMORIALIZING BENCH DECISION**

On July 30, 2024, I convened a hearing in New Orleans, Louisiana in the above captioned case. Andrew Myers, Esq., and Lt. Julia McCarty appeared for the United States Coast Guard (Coast Guard). W. Brett Mason, Esq. appeared on behalf of the Respondent, Mr. Reynaldo Vitulli Bush (Respondent).

During the hearing, the Coast Guard called two witnesses and offered nine exhibits, all of which were admitted. Respondent offered no exhibits, called one witness, and testified on his own behalf. At the close of the parties' presentations, the parties waived their right to file post-hearing briefs and agreed to a bench decision as described in 33 C.F.R. § 20.710.

On July 31, 2024, after considering all the evidence in the record, I entered an oral decision as permitted by 33 C.F.R. § 20.710. The Coast Guard and Respondent appeared telephonically. As will be reflected in the transcript, I concluded the Coast Guard proved the charge alleged in its Complaint, which alleged that Respondent violated a law or regulation

pursuant to 46 U.S.C. § 7703(1)(A) and 46 C.F.R. § 5.33 on October 5-6, 2022, when he was on board the OCEAN FREEDOM while intoxicated in violation of 33 C.F.R. §95.045(b). Pursuant to Coast Guard regulations and prior Commandant Decisions on Appeal, I imposed a sanction of **SUSPENSION** for a period not to exceed **ONE HUNDRED AND TWENTY (120) DAYS**. As a result of the suspension, I returned Respondent's Merchant Mariners Credential to the Coast Guard.

Thereafter, I advised Respondent of his appeal rights as set for the in 33 C.F.R. §§ 20.1001-1004. A separate order will follow serving a copy of the transcript on both parties once the undersigned receives a copy from the court reporter.

**SO ORDERED.**

Done and dated this 31st day of July, 2024,  
at New Orleans, Louisiana



---

Hon. Brian J. Curley  
United States Coast Guard  
Administrative Law Judge