NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION
NATIONAL MARINE FISHERIES SERVICE
OFFICE OF THE REGIONAL ADMINISTRATOR

In Re Application of	)	
	)	
[redacted]	)	**Appeal No. 11-0047**
	)	
	)	**ORDER AFFIRMING DECISION**
Appellant.	)	
	)	

REGIONAL ADMINSTRATOR'S REVIEW AND ORDER AFFIRMING THE NATIONAL APPEALS OFFICE DECISION DATED NOVEMBER 28, 2011

The National Appeals Office ("NAO") issued a Decision dated November 28, 2011, *In Re Application of* [redacted] Appeal No. 11-0047 ("Decision"). The Decision upholds the Initial Administrative Determination dated December 21, 2010, and denies the Appellant's application for a charter halibut permit under the general eligibility provisions and the successor in interest provision of the Charter Halibut Limited Access Program regulations. On December 19, 2011, I issued a stay of the Decision until February 17, 2012. I issued this stay to provide additional time for my review of the Decision pursuant to my authority under 50 C.F.R. § 679.43(o).

I have completed my review of the Decision. Based on my review of the record and pursuant to my authority under 50 C.F.R. § 679.43(o)(1), I affirm the November 28, 2011, Decision of the NAO as the decision of the agency in this matter. I conclude that NMFS must deny Appellant's application for a charter halibut fishing permit for the reasons set forth in the Decision.

In accordance with 50 C.F.R. § 679.43(o), this Order takes effect immediately and constitutes final agency action on this matter.

IT IS SO ORDERED

Date: 2·10·12

[redacted]

James W. Balsiger, Ph.D.
Regional Administrator