

March 26, 2018

Liz Sullivan
Fishery Policy Analyst
Sustainable Fisheries Division
National Marine Fisheries Service
55 Great Republic Drive
Gloucester, MA 01930

Re: Northeast Fishery Sector VII (NEFS VII) FY 2018 Roster Submission & Notification of Board of Directors Change & Decision for Enrollment

Dear Liz,

Please accept this letter as written notification that the Board of Directors for NEFS VII has recently changed to the following:

Richard Canastra, President
Tor Bendiksen, Treasurer
Cassie Canastra, Clerk
Directors: Richard Canastra, Tor Bendiksen, Cassie Canasta

The Sector has submitted a Certificate of Change of Directors with the Commonwealth of Massachusetts and expects the changes to be reflected soon on the Commonwealth's corporate website. The Sector requests the Agency issue an addendum to its FY 2017 & FY 2018 Operations Plan to reflect this change in governance.

This roster submission is not intended to replace or negate the necessity for GARFO and NEFS IX to continue their important work towards resolving outstanding issues that led to the revocation of the NEFS IX Operations Plan in FY 2017.

Instead, the decisions made to NEFS VII Board are intended to facilitate resolutions to achieve what we believe are objectives shared by the Agency, the port of New Bedford and the fishery in light of the limitations that exist at this time.

The NEFS VII Board acknowledges that there are multiple initiatives occurring simultaneously as it relates to the outstanding issues with NEFS IX. However, there are several limiting factors which if not addressed by today's roster deadline, could have significant impacts on the Port of New Bedford and the fishery as a whole in FY 2018 because of potential ACE availability constraints, specifically:

1. New Rule Making necessary to reinstate a NEFS IX Operations Plan:
 - a. There have been discussions between NEFS IX and the Agency to pursue an expeditious rule making that would restrict NEFS IX to a "Lease Only" operations plan for FY 2017 / 2018. The timing of this coupled with the uncertainty of independent membership

status presents a fishery implication beyond the impacts to NEFS IX and the port of New Bedford.

- b. The significant NEFS IX PSC's and resulting 2018 ACE's will have direct impact on lease costs to the fishery if they are not available on May 1st. Lease costs will be higher in the absence of this ACE being in the market and then subsequently may drop significantly when or if the ACE is made available following rule making.

2. The Rule of Three conundrum

- a. Since the revocation of the NEFS IX Operations Plan the independent members of NEFS IX were stranded there for the remainder of FY 2017 but they do have the option to join another sector for 2018.
- b. The Agency communicated to NEFS IX that they could not extend the sector roster deadline of March 26, 2018 for the independent members of NEFS IX in the event NEFS IX "Lease Only" Operations Plan was not authorized for FY 2017/2018.
- c. Under these circumstances none of the independent members could be advised to remain in NEFS IX for 2018 and therefore NEFS IX runs the risk of not fulfilling the Rule of Three requirement in its pursuit to be authorized as a "Lease Only Sector".

Given the list of significant barriers, limitations and deadlines, the NEFS VII roster enrollment was implemented in an effort to provide solutions to the numerous administrative, logistical and ACE availability problems listed above while maintaining the operative effects of the revocation of the NEFS IX Operations Plan on fishing activity by groundfish vessels owned by Carlos Rafael.

To acknowledge the operative effects, one of the initial decisions the NEFS VII Board of Directors made was to extend FY 2018 Membership to the identified permits with the following conditions:

Motion: To accept the following permits for enrollment in NEFS VII for Fishing Year 2018 under the following terms and conditions: (1) entity will be enrolling as a non-active member and will not be authorized to fish in any Sector ACE accountable fishery during Fishing Year 2018 and member acknowledges that no Letter of Authorization (LOA) will be furnished to them (2) in the event a permit held by the entity is sold to an independent 3rd party, the Board may reconsider non-active status and grant active status to the new member upon written request.

MRI	Vessel Permit No.	Vessel Name	Owner Name
1063	410275	APOLLO	APOLLO FISHING CORP.
1029	410604	ATHENA	ATHENA FISHING CORP.
1154	410471	BULLDOG	B & D FISHING CORP.
754	410564	ILHA BRAVA	C & C FISHING CORP.
711	320311	GREEN ACRES	C & D FISHING CORP.
964	410104	ILHA DO CORVO	C & V FISHING CORP.

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MRI	Vessel Permit No.	Vessel Name	Owner Name
1016	410206	HUNTRESS I	C. RAFAEL LLC.
897	150090	STAR OF THE SEA	CORVO LLC.
1026	410501	HERA	CORVO LLC.
1041	150108	BEIRA LITORAL SKIFF	F & C FISHING LLC.
2182	150372	2006 WATER TENDER	F & C FISHING LLC.
823	330379	POSEIDON	HERA FISHING CORP.
733	151053	LADY PATRICIA PERMIT	LADY PATRICIA INC.
750	330200	LADY PATRICIA	LADY PATRICIA INC.
579	320244	DINAH JANE	LEEANNE & NOAH FISHING LLC.
762	330552	HERCULES	LEEANNE LLC.
791	330309	MY WAY	MY WAY FISHING LLC.
644	320903	NEMESIS	NEMESIS LLC.
685	150090	CORVO II SKIFF	NEMESIS LLC.
845	330764	DESTINY	NOAH LLC.
760	330236	OLIVIA & RAFAELA	OLIVIA & RAFAELA FISHING LLC.
961	330583	ILHA BRAVA II	OLIVIA & RAFAELA FISHING LLC.
321	151622	OLIVER SKIFF	PERSEUS LLC.
601	150090	CRESTLINER SKIFF	PERSEUS LLC.
688	320944	PERSEUS	PERSEUS LLC.
729	151200	JOKO SKIFF NORTHERN CRUSADER	R & C FISHING CORP.
856	330904	SOUTHERN CRUSADER II	R & C FISHING CORP.
702	150842	COSTA & CORVO II	R & P FISHING CORP.
736	150895	2009 JOKO JAMIE LEIGH	R & P FISHING CORP.
847	150830	COSTA & CORVO I	R & P FISHING CORP.
1088	410335	COWBOY	R & P FISHING CORP.
1125	150829	SKIFF/ VIOLA	R & P FISHING CORP.
1007	410194	EDWARD L MOORE	RAFAELLA LLC.
2295	410246	DRAKE	RAFAELLA LLC.
1143	410612	HERA II	S & S FISHING CORP.
608	320375	LEEANNE & ZACHARY	S & S FISHING LLC.
800	330795	SASHA LEE	SASHA LEE INC.
609	150656	2007 JOHNSON JOKO 0929H707	TYLER FISHING LLC.
775	330276	TRIUNFO	TYLER FISHING LLC.
827	149999	SEA EXPLORER	TYLER FISHING LLC.
984	410161	RESOLUTE	TYLER FISHING LLC.

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MRI	Vessel Permit No.	Vessel Name	Owner Name
700	410590	VILA NOVA DO CORVO I	VILA FISHING CORP.

Furthermore, to facilitate these terms the Board will request that NOAA withhold all LOA's associated with these enrolled permits, and only furnish an LOA upon written request by the Board in light of a change in ownership status and a decision of the Board to grant active status.

The Operations Plans and Membership Agreements used by the NEF sectors explicitly sets forth two membership scenarios, Active or Inactive. The Board chose to accept all of the MRI's listed above, with the condition that they not only will remain Inactive, but that they will be prohibited from receiving LOA's unless ownership status has changed and the Board affirmatively votes to grant inseason Active status.

We hope the Agency agrees that this approach provides numerous fishery and public policy benefits while overcoming several administrative burdens. We look forward to working with the Agency on ways to ensure the Board's decision regarding enrollment constraints, such as issuance of LOA's, can be accomplished. We request that the Agency issue an Addendum to the FY 2017/2018 Operations Plan that reflects these changes.

In light of the decisions identified above, please utilize the information provided below to facilitate the various changes that are occurring in the NEFS VII roster for FY 2018. The following permits, which were enrolled in NEFS VII for FY 2017 are being removed from the NEFS VII Roster for FY 2018 and are joining the common pool:

MRI	Permit Number	Vessel Name	Owner/Entity
375	136935	KINGFISHER	Adventure King, LLC
420	148172	JOLLY ROGER	Kimco, LLC
1417	152222	CORRINE AND GIRLS	Adventure King, LLC
2034	231511	HOLLY JEAN	William Borges

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The following permits, which were enrolled in NEFS VII in FY 2017, are joining NEFS VIII for FY 2018:

MRI	Permit Number	Vessel Name	Owner/Entity
489	150921	DOUBLE DIAMOND	Double Diamond Fishing Corp
521	310433	PILGRIM	Captain WP McCann. Inc
550	320112	SEVEN SEAS	MS Fishing Corp
565	330902	RESILIENT	Oneonta Fisheries
621	149833	RESOLVE	Resolve Fishing Corp
809	330551	RUTHIE B	Willis E Blount Com Fishing Co
829	410279	NADIA LEE	Atlantic Shellfish, Inc
832	330865	JOHN & NICHOLAS	John & Nicholas, Inc
871	330493	CHARLIES PRIDE	Seafarer Ent., Inc
1080	151507	DRAKE	Cockeast Fisheries, Inc
1095	410344	SEAFARER	Jessie Jean Ent, Inc
1119	410392	MAJESTIC	FV Majestic, LLC
1231	410074	DONNY C	Expedition Fishing Co
1525	310430	CPH	Double Diamond Fishing Corp
1697	320113	SHAMROCK	Captain WP McCann. Inc
1764	150936	MANDRAKE	Cockeast Fisheries, Inc

The following permit, which was enrolled in NEFS VIII in FY 2017, is joining NEFS VII for FY 2018:

MRI	Permit Number	Vessel Name	Owner/Entity
836	151269	CPH	BASE Inc.

The following permits, which were enrolled in NEFS IX in FY 2017 are joining NEFS VII for FY 2018:

MRI	PERMIT #	VESSEL NAME	Owner/Entity
1063	410275	APOLLO	APOLLO FISHING CORP.
1029	410604	ATHENA	ATHENA FISHING CORP.
1154	410471	BULLDOG	B & D FISHING CORP.
754	410564	ILHA BRAVA	C & C FISHING CORP.
711	320311	GREEN ACRES	C & D FISHING CORP.
964	410104	ILHA DO CORVO	C & V FISHING CORP.

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MRI	PERMIT #	VESSEL NAME	Owner/Entity
1016	410206	HUNTRESS I	C. RAFAEL LLC.
969	410129	CHRISMAR	CHRISMAR INC.
897	150090	STAR OF THE SEA	CORVO LLC.
1026	410501	HERA	CORVO LLC.
1081	330908	GROWLER	COVE FISHING CORP.
1041	150108	BEIRA LITORAL SKIFF	F & C FISHING LLC.
2182	150372	2006 WATER TENDER	F & C FISHING LLC.
1017	330890	MISS MADDY	F/V MISS MADDY LLC.
887	330535	SUSAN MARIE II	F/V SUSAN MARIE INC.
823	330379	POSEIDON	HERA FISHING CORP.
891	330810	MAIZEY JAMES	JIM MAIZING FISHING LLC.
597	330326	SAO JACINTO	KAREN MARIA TRAWLING CORP.
546	147595	ROSIE-L	KEITH N LAUDEMAN
733	151053	LADY PATRICIA PERMIT	LADY PATRICIA INC.
750	330200	LADY PATRICIA	LADY PATRICIA INC.
793	330314	LAURA J	LAURA J FISHERIES INC.
579	320244	DINAH JANE	LEEANNE & NOAH FISHING LLC.
762	330552	HERCULES	LEEANNE LLC.
791	330309	MY WAY	MY WAY FISHING LLC.
644	320903	NEMESIS	NEMESIS LLC.
685	150090	CORVO II SKIFF	NEMESIS LLC.
732	330172	NEVES	NEVES & SON FISHING CORP.
1325	330781	FREEDOM	NEW FREEDOM FISHING CORP.
845	330764	DESTINY	NOAH LLC.
789	330303	NORDIC VIKING	NORDIC VIKING INC.
731	150933	SANDRA	OLIVEIRA AND SILVA FISHING CORP.
760	330236	OLIVIA & RAFAELA	OLIVIA & RAFAELA FISHING LLC.
961	330583	ILHA BRAVA II	OLIVIA & RAFAELA FISHING LLC.
900	330561	BLUE SEAS II	P & A FISHING CORP.
321	151622	OLIVER SKIFF	PERSEUS LLC.
601	150090	CRESTLINER SKIFF	PERSEUS LLC.
688	320944	PERSEUS	PERSEUS LLC.
729	151200	JOKO SKIFF NORTHERN CRUSADER	R & C FISHING CORP.
856	330904	SOUTHERN CRUSADER II	R & C FISHING CORP.
702	150842	COSTA & CORVO II	R & P FISHING CORP.
736	150895	2009 JOKO JAMIE LEIGH	R & P FISHING CORP.
847	150830	COSTA & CORVO I	R & P FISHING CORP.
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1125	150829	SKIFF/ VIOLA	R & P FISHING CORP.
1007	410194	EDWARD L MOORE	RAFAELLA LLC.
2295	410246	DRAKE	RAFAELLA LLC.
1143	410612	HERA II	S & S FISHING CORP.
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800	330795	SASHA LEE	SASHA LEE INC.
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984	410161	RESOLUTE	TYLER FISHING LLC.
700	410590	VILA NOVA DO CORVO I	VILA FISHING CORP.

Enclosed are the FY 2018 Contacts for all new permits enrolling in NEFS VII, an excel spreadsheet the documents the changes to the NEFSVII roster, as well as a list of all the state and federal permits held by individuals enrolling in NEFS VII. Additionally, in light of the extensive roster changes attached please find documentation to satisfy the Rule of Three Requirement for NEFS VII in FY 2018. Specifically, Rule of Three will is satisfied by Perseus LLC, permit # 320944; Linda McCann, remains the Sector Manager and primary point of contact for NEFS VII on all matters pertaining to Fishing Year 2017. Cassie Canastra, has been identified as the primary point of contact for NEFS VII on all matters pertaining to Fishing Year 2018. Please direct any and all correspondence or inquiries accordingly.

Thanks,



Cassie Canastra
Clerk, VII Northeast Fishery Sector

CC: Linda McCann
Tor Bendiksen
Richard Canastra

Enclosures:
7-NEFS FY 2018 ROT NewFreedomFishing 330781.pdf
7-NEFS FY 2018 ROT P A Fishing Corp 330561.pdf

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7-NEFS FY 2018 ROT Perseus LLC 320994.pdf
7-NEFS FY 2018 Roster Submission.xls
7-NEFS FY 2018 State and Federal Permits.xls
AdherenceAgreementBatch103222018.pdf
AdherenceAgreementBatch203222018.pdf
AdherenceAgreementBatch303222018.pdf
AdherenceAgreementBatch403222018.pdf
AdherenceAgreementBatch503222018.pdf
AdherenceAgreementBatch603262018.pdf