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Filing date: **06/07/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91219179
Party	Plaintiff Spliethoff's Bevrachtingskantoor B.V.
Correspondence Address	J MICHAEL PENNEKAMP FOWLER WHITE BURNETT PA 1395 BRICKELL AVENUE, ESPIRITO SANTO LPAZA, 14TH FLOOR MIAMI, FL 33131 UNITED STATES jpennekamp@fowler-white.com, bhackney@fowler-white.com, start@fowler-white.com, lparker@fowler-white.com, jmp@fowler-white.com
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Signature	/J. Michael Pennekamp/
Date	06/07/2016
Attachments	Declaration of Sandra I. Tart 6.6.16 In Support of Opposer's M Leave to File Third Amended NOO.pdf(1111762 bytes) Exhibit A to Declaration of Tart UYT Website Destinations Page 3.22.16.pdf(763099 bytes) Composite Exhibit B to Declaration of Tart - FOIA Response 4.27.16.pdf(1688407 bytes) Composite Exhibit C to Declaration of Tart - FOIA Response 5.13.16.pdf(2144128 bytes)

PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Opposition No. 91219179

Serial No. 86031633

SPLIETHOFF'S BEVRACHTINGSKANTOOR B.V.,

Opposer,

v.

UNITED YACHT TRANSPORT LLC.,

Applicant.

**DECLARATION OF SANDRA I. TART IN SUPPORT OF OPPOSER'S MOTION
FOR LEAVE TO FILE THIRD AMENDED NOTICE OF OPPOSITION**

I, Sandra I. Tart, declare as follows:

1. I am an individual, *sui juris*.
2. I am an attorney with the law firm of Fowler White Burnett, PA., counsel for Opposer SPLIETHOFF'S BEVRACHTINGSKANTOOR B.V. ("Spliethoff") in the above-captioned trademark opposition proceeding.
3. I make this Declaration upon my personal knowledge, and based upon records maintained by Fowler White Burnett, PA. in the ordinary course of business, to which I have access in the course of fulfilling my professional duties for the firm and its clients.
4. If called as a witness I would testify to the matters set forth herein.
5. On or about March 22, 2016, I went on Applicant's website, www.united-yacht.com, and noticed that Applicant's website included an "NVOCC" (non-vessel-operating common carrier) license number. A copy of the Applicant's web page describing its yacht transport destinations that

includes its License # 025897NF which I printed out from the internet on March 22, 2016 is attached hereto as Exhibit "A."

6. In order to learn when Applicant's NVOCC license was issued and investigate whether Applicant's yacht transport operations since the fall of 2013 were in compliance with federal law which requires "ocean transport intermediaries" to be licensed by the Federal Maritime Commission, my firm made a Freedom of Information Act ("FOIA") request to the Federal Maritime Commission ("Commission") and served written discovery on Applicant which focused on the NVOCC license and whether Applicant had been operating in compliance with the Shipping Act of 1984.

7. On April 5, 2016, my firm made a FOIA request to the Commission for documents relating to Applicant's NVOCC license.

8. On April 27, 2016, in partial response to the FOIA request, the Commission provided certified copies of Applicant's Application for a License as an Ocean Transport Intermediary on Form FMC 18 and the Ocean Transport Intermediary License No. 025897NF issued to Applicant, effective February 8, 2016 (marked as a copy). These documents and the Commission's "certification page" are attached hereto as Composite Exhibit "B."

9. On May 13, 2016, in further response to the FOIA request, the Commission provided certified copies of the following: (a) a letter dated December 17, 2015 from the Commission to Applicant acknowledging receipt of Applicant's Ocean Transport Intermediary application, (b) the "Warning Letter" dated March 29, 2016 to Applicant from Peter King, Director, Bureau of Enforcement, Federal Maritime Commission to Applicant concerning Applicant's apparent violations of the Shipping Act of 1984 and (c) Applicant's ocean transport intermediary bonds issued on

February 3, 2016. These documents and the Commission's "certification page" are attached hereto as Composite Exhibit "C."

10. On March 25, 2016, April 7, 2016 and April 22, 2016, Spliethoff served written discovery on Applicant which sought information regarding the issue of Applicant' "unlawful use" of the Mark UNITED YACHT TRANSPORT, including discovery focused on the following: the NVOCC license issued to Applicant by the Federal Maritime Commission, Applicant's activities as an "ocean transport intermediary," any communications between the Federal Maritime Commission and Applicant regarding Applicant's licensure as an ocean transport intermediary and violation of the Shipping Act of 1984, and any investigation of Applicant by the Federal Maritime Commission for non-compliance with the Shipping Act and the Commission's implementing regulations.

11. The foregoing written discovery consisted of Opposer's Third Request for Production of Documents and Opposer's Third Set of Interrogatories served March 25, 2016, Opposer's Second Request for Admissions served on April 7, 2016 and Opposer's Third Request for Admissions, Opposer's Fourth Set of Interrogatories and Opposer's Fourth Request for Production of Documents served on April 22, 2016.

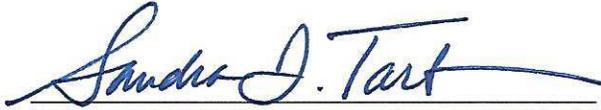
12. On April 27, 2016, May 12, 2016 and May 23, 2016, Applicant's served its responses and objections to Opposer's written discovery identified in paragraph 11 above.

Opposition No. 91219179
Declaration of Tart in Support of
Opposer's Motion for Leave to File
Third Amended Notice of Opposition

13. Applicant objected on relevancy grounds to all of Opposer's written discovery served on March 25, 2016, April 7, 2016 and April 22, 2016 which related to the issue of whether Applicant's use of the Mark was "lawful" and in compliance with federal law.

Executed on June 6, 2016, in Mount Pleasant, South Carolina.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.


SANDRA I. TART



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Yacht Transportation

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Destinations

Port of Vancouver, Canada



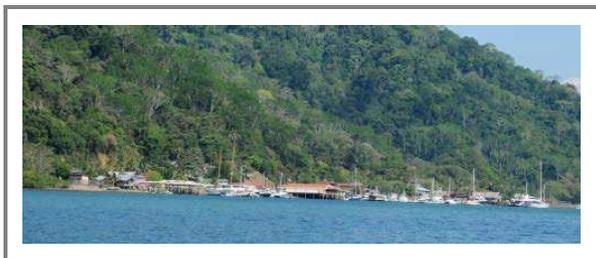
Yacht transport with United Yacht Transport provides vessel shipping services to the Port of Vancouver, Canada. United Yacht Transport is a premiere yacht transportation provider for clients seeking a reliable company to move their vessels around the world in secure manner. United Yacht Transportation has been transporting yachts to the Port of Vancouver for over 10 years, as it is consistently marked as

Exhibit "A"

a superior city. Clients love the coastal seaport, numerous attractions and the numerous links to other cities.

[Read More...](#)

Port of Golfito, Costa Rica



Yacht transport with United Yacht Transportation features a secure vessel shipping service line to the Port of Golfito, Costa Rica. Golfito is located in the Puntarenas Province on the southern Pacific Coast of Costa Rica, near the border of Panama. Golfito is located along a narrow strip of land between a bay and a shopping & residential area to the south. Golfito is Costa Rica's only city situated within a

declared protection area. Originally a banana port during the 1950's, Golfito now relies on duty-free shopping and tourism as its economic strength.

[Read More...](#)

Port Everglades, Florida



Yacht transport with United Yacht Transport out of Port Everglades is the yachting destination frequently known as the "powerhouse port" in South Florida. As one of the most distinct seaports in the United States, Fort Lauderdale's yacht shipping port is among the most active ports in the country. Located at the epicenter of the Greater Fort Lauderdale and the city of Hollywood, Florida,

[Read More...](#)

Port of Lavrio, Greece



Yacht transport with United Yacht Transport offers a secure vessel transport service for clients seeking to move their vessels to the Port of Lavrio, Greece. The city of Lavrio is located in southeastern part of Attica, Greece. Lavrio is among the most beautiful of the three ports in Greece. Creating an intimated experience making visitors feel as if it's a Greek island all its own.

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Port of Hong Kong



United Yacht Transport provides secure yacht transport movement of client vessels as they seek to ship their yacht

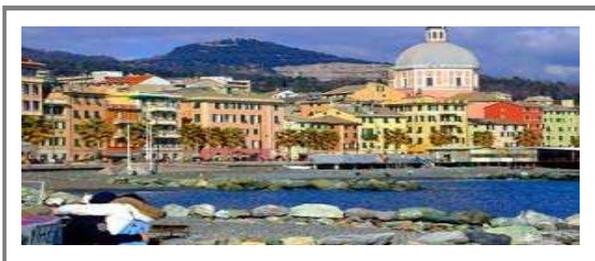


to the Port of Hong Kong, China. Hong Kong, located on China's south coast and enclosed by the Pearl River Delta and South China Sea, is one of the two Special Administrative Regions of the People's Republic of China. Hong Kong is one of the most densely populated regions of the world, with a

population of over seven million.

[Read More...](#)

Port of Genoa, Italy



Yacht transport with United Yacht Transport provides vessel shipping to the Port of Genoa, an important and large Italian seaport on the Mediterranean Sea. The port of Genoa is the busiest port in Italy by cargo and the second busiest in terms of processing shipping containers over twenty feet. The port of Genoa stretches 22 miles and has increased traffic because of its focal point between other destinations.

More than 150 line services link Genoa to major ports throughout the world.

[Read More...](#)

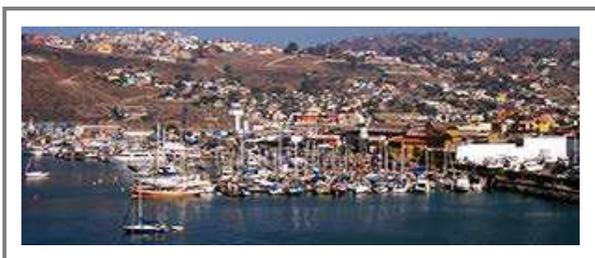
Port of Yokohama, Japan



Yacht transport to Japan – with United Yacht Transport is a secure way of movement of your vessel to the Port of Yokohama, Japan. Yokohama is a shining example of Japan's trading culture and the unique collection of the town creates a warm and inviting atmosphere. Beyond the charming town is the exciting movement of Japanese culture with shopping and entertainment centers all around.

[Read More...](#)

Port of Ensenada, Mexico



The port of Ensenada is located in Ensenada, Baja California and is the second busiest port as well as the second most visited port-of-call for cruise lines and yacht transportation visits in Mexico. The city of Ensenada is a coastal city of Mexico, and is the third largest in Baja California. Residing just 78 miles south of San Diego, the city of Ensenada is commonly referred as "The Cinderella of the Pacific."

[Read More...](#)

Port of La Paz, Mexico



La Paz is an emerging luxury travel destination. Set near the southern tip of Baja California Sur, La Paz is 140 miles north of the tourism mecca of Los Cabos. La Paz, meaning “The Peace.” is aiming to become a magnet for luxury travel and second homes without losing its tranquil, indigenous charms. This coastal gem offers warm Mexican hospitality amidst sugar-sand beaches, azure waters, and alluring wildlife.

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Port of Mazatlan, Mexico



Mazatlan, meaning ‘place of deer’ in the Nahuatl language, was a sleepy fishing village until the early 19th century, when it began its transformation into a bustling port receiving vessels from as far away as Asia and Europe. The city hosts major beach resorts and has the second largest fishing fleet in Mexico. Most of the seafood processed in the city is shrimp and tuna.

[Read More...](#)

Port of Cristobal, Panama



Yacht transport with United Yacht Transport is the leader in vessel transport shipping services. Cristóbal is a port on the Atlantic side of the Panama Canal. It is located on the western edge of Manzanillo Island and is part of the Panamanian city and province of Colón. There are several theories about the origin of the name “Panama”. Some believe that the country was named after a commonly found

species of trees. Others believe that the first settlers arrived in Panama in August, when butterflies abound, and that the name means “many butterflies” in an indigenous language.

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Port of Singapore, Singapore



Yacht transport with United Yacht Transport offers a secure vessel transport service for clients seeking to move their vessels to Singapore. The Republic of Singapore, is a sovereign city-state and island country in Southeast Asia.



Singapore is one of the world's major commercial hubs, with the fourth-biggest financial centre and one of the five busiest ports. Its globalised and diversified economy depends heavily on trade, especially manufacturing, which represented 26 percent of Singapore's GDP in 2005.

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Contact:

954.383.4448
sales@united-yacht.com

East Coast Office:

2830 Marina Mile Blvd. Suite 118
Fort Lauderdale, FL 33312

United Yacht Transport - NVOCC LIC # 025897NF - All Rights Reserved

[Website Development by: Salty Dog Web Design](#)



MC-4
(8)

UNITED STATES GOVERNMENT

Federal Maritime Commission

Washington, DC April 27, 2016

I **CERTIFY** that the annexed is a true copy of the following documents as they appear on file with the Federal Maritime Commission unless otherwise noted:

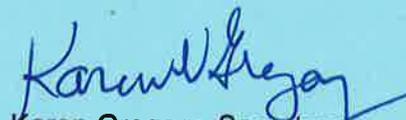
1. Application for a License as an Ocean Transportation Intermediary – Form FMC 18, prepared by United Yacht Transport, LLC. (redacted pursuant to the Freedom of Information Act, 5 U.S.C. Sec. 552), and

2. Ocean Transportation Intermediary License issued to United Yacht Transport, LLC, No. 25897NF, effective February 8, 2016 (marked as a copy).

END OF CERTIFICATION



IN WITNESS WHEREOF, I have hereunto set my hand, and caused the seal of the Federal Maritime Commission to be affixed, on the day and year first above written.


Karen Gregory, Secretary
Federal Maritime Commission

Composite Exhibit "B"

Form **FMC-18****APPLICATION FOR A LICENSE**

OMB No. 3072-0018

(Rev October 2007)
Federal Maritime
Commission**AS AN OCEAN TRANSPORTATION INTERMEDIARY**

(Expires 03/31/2019)

PART A**GENERAL
TO BE COMPLETED BY ALL APPLICANTS**

APPLICATION MUST BE TYPED

- a. Name of corporation, partnership, or sole proprietorship: License No. (if any)
United Yacht Transport LLC
-
- b. Trade name(s):
- Trade name used for NVOCC services only
-
- Trade name used for OFF services only
-
- Trade name used for both services
-
- c. Principal Place of Business Address: number, street, and room or suite number:
2830 Marina Mile Blvd. **118**
-
- d. City or town, state, ZIP code, and country:
Ft. Lauderdale **FL** **33312** **United States**
-
- e. (Area code) telephone number: (Area code) fax number: Website
954-417-7853 **954-417-7853** **www.united-yacht.com**
-
- f. E-Mail address/URL of contact person or QI: Name of Contact Person or QI:
gail@united-yacht.com **Gail Ryan**
-
- g. Is this a new address? Yes No
- h. Mailing address if different from principal place of business (P.O. Boxes may be used):
N/A
-
- City or town, state, ZIP code, and country:
-
- i. Application for (check as many as applicable and complete the designated Parts for the boxes checked):
- new license to operate as an ocean freight forwarder (Parts A, B, D, E, F, G)
- new license to operate as a non-vessel-operating common carrier (Parts A, B, D, E, F, G)
- new license to operate as both an ocean freight forwarder and a non-vessel-operating common carrier (Parts A, B, D, E, F, G)
- name change (Parts A, C, G)
- addition / removal of trade name(s) (Parts A, C, G)
- replacement/additional qualifying individual (Parts A, D, E, G)
- business structure change (Parts A, B, E, F, G)

license transfer (Parts A, B, C, E, F, G)

Current name _____

to _____

adding NVOCC services to active OFF license (Parts A, F, G)

adding OFF services to active NVOCC license (Parts A, F, G)

All questions within applicable parts must be answered or noted "N/A."

PART B**BUSINESS INFORMATION**

TO BE COMPLETED BY APPLICANTS FOR AN OCEAN TRANSPORTATION INTERMEDIARY LICENSE, BUSINESS STRUCTURE CHANGE, LICENSE TRANSFER, OR ADDITION OF OFF OR NVOCC SERVICE

1. Applicant is:

A Sole Proprietorship

A Partnership

A Limited Liability Partnership (LLP): State of Formation _____

A Limited Liability Company or Corporation: State of Formation _____

FL

A Corporation: Date of Incorporation _____

State of Incorporation _____

Applicant's Taxpayer Identification Number (TIN) or Employer Identification Number (EIN) _____

FOIA exemption 3, 5 U.S.C. §552(b)(3)

Provide proof of legal name. All Corporations must attach a copy of their Articles of Incorporation. If the corporation is more than a year old, a "Certificate of Good Standing" issued within 6 months from date of application must be attached. LLPs must attach Partnership Agreements. LLCs must attach Articles of Formation. If applicant uses a trade name(s), attach "Certificate of Registration for Trade Name(s)" or other official proof of trade name.

2. Will applicant conduct ocean transportation intermediary services through branch office(s) in the U.S.? Yes No

If "Yes," how many branch offices? 0 (If "Yes," please complete Part F.)

3. Has applicant previously held an ocean transportation intermediary license (ocean freight forwarder or NVOCC) issued by the Federal Maritime Commission? Yes No (If "Yes," complete items a, b, and c.)

Or is this application for a license transfer? Yes No (If "Yes," complete items a, b, and c on behalf of the company being transferred.)

a. License No.: _____

b. Date Issued: (MM/DD/YYYY) _____

c. Name Under Which Issued: _____

4. Describe the current business activities of the applicant and list any related licenses (including license numbers) and certificates (for example, customhouse broker, NVOCC, air freight forwarder, etc.). If business is not currently conducting any activities, check here .

Yacht shipping

5. Does applicant now share or intend to share office space or expenses with any other person or entity? Yes No

(If "Yes," please identify that person or entity and explain the applicant's relationship with this person or entity.)

6. Is any person or entity, other than the applicant or its principals, providing financial assistance to the applicant, such as advancing funds or collateral for the surety bond? Yes No

(If "Yes," please identify the person or entity and explain the applicant's relationship with this person or entity.)

7. Has applicant or any of the applicant's partners, officers, directors, or stockholders ever:

(1) been found in violation of any shipping act?
or paid penalty in settlement of?

Yes No
 Yes No

(2) filed or been involved in a bankruptcy proceeding, other than as a claimant, been declared bankrupt, been subject to a tax lien, or had legal judgment rendered for a debt?

FOIA exemption 6, 5 U.S.C. §552(b)(6)

(3) been ARRESTED, CHARGED, CONVICTED OF, OR FORFEITED COLLATERAL for any FELONY, MISDEMEANOR, OR OTHER VIOLATION?

(Omit: 1. traffic violations for which a fine of \$250 or less was paid;
2. any incident which happened before each person's 21st birthday.)

If the response to any part of this question is "Yes," please attach an explanation. For bankruptcy, please include order of discharge. For tax lien, please provide release of lien. For judgment, please provide satisfaction of civil judgment.

PART D

QUALIFYING INDIVIDUAL

TO BE COMPLETED BY APPLICANTS FOR AN OCEAN TRANSPORTATION INTERMEDIARY LICENSE AND REPLACEMENT / ADDITIONAL QUALIFYING INDIVIDUALS

9. Name of proposed qualifying individual:

Gail T Ryan

Title:
Vice President

Business address: number, street, and room or suite number, city, state, zip code, country (If different from principal address)

2830 W. St. Rd. 84 Suite 118

Ft. Lauderdale FL 33312 United States

S.S. Number: _____ DOB _____ Place of Birth _____

FOIA exemption 6, 5 U.S.C. §552(b)(6)

US Citizen or Resident Alien: (If Resident Alien provide No.) **FOIA exemption 6, 5 U.S.C. §552(b)(6)**

10. Is the proposed qualifying individual a (an):

- Initial Qualifying Individual [x]
- Additional Qualifying Individual []
- Replacement Qualifying Individual [] (Name of individual being replaced: _____)

11. Position the qualifying individual holds as a corporate officer, member, or active partner: **Vice President**

(Attach proof of position held, i.e., minutes from meeting electing officers)

12. Length of qualifying ocean transportation intermediary experience (Years/Months) **38 years / months**

13. Has the proposed qualifying individual(s) ever:

- (1) been submitted as the qualifying individual for another company? [] Yes [x] No
- (2) been found in violation of any shipping act? [] Yes [x] No
or paid penalty in settlement of? [] Yes [x] No
- (3) filed or been involved in a bankruptcy proceeding, other than as a claimant, been declared bankrupt, been subject to a tax lien, or had legal judgment rendered for a debt? **FOIA exemption 6, 5 U.S.C. §552(b)(6)**
- (4) been ARRESTED, CHARGED, CONVICTED OF, OR FORFEITED COLLATERAL for any FELONY, MISDEMEANOR, OR OTHER VIOLATION? **FOIA exemption 6, 5 U.S.C. §552(b)(6)**
(Omit: 1. traffic violations for which a fine of \$250 or less was paid;
2. any incident which happened before qualifying individual's 21 birthday.

If the response to any part of this question is "Yes", please attach explanation. For bankruptcy, please include order of discharge For tax lien, please provide release of lien. For judgment, please provide satisfaction of civil judgment.

14. Employment history of qualifying individual demonstrating experience in ocean transportation intermediary services: (Enter most recent history first)

(a) Employer's name: **World Freight Forwarders Inc.** Dates employed: (Month/Year)
01/1988 to 05/1993

Number, street, and room or suite number: **N/A** FMC License No. (If applicable):

City or town, state, and ZIP code: **Ft. Lauderdale FL**

Area code/telephone number: **9548265347** Area code/fax number: **9548265347** Email address:

Name of Supervisor: **Anthony Patti** Type of business: **Freight Forwarder**

Description of ocean transportation intermediary duties performed:

Booked Cargo with steamship lines. Handled all documentation including filing SED's. I believe this company is no longer in business.

(b) Employer's name: **All Ports Transport** Dates employed: (Month/Year)
09/1993 to 09/1998

Number, street, and room or suite number: **12250 NW 25th Street** FMC License No. (If applicable):
14023N

City or town, state, and ZIP code: **Miami FL 33182**

Area code/telephone number: **3054773496** Area code/fax number: **305-463-7626** Email address:
frivera@all-ports.com

Name of Supervisor: **Fernando Rivera** Type of business: **Freight Forwarder NVOCC/Customs Broker**

Description of ocean transportation intermediary duties performed:

Booked cargo with carriers. Consolidations, air freight, ocean freight, letters of credit. Negotiated cargo rates. Prepared bills of lading and SED's.

(c) Employer's name: **JP Reynolds Co., Inc.** Dates employed: (Month/Year)
09/1998 to 09/2007

Number, street, and room or suite number: **101 SE 21 st. Street** FMC License No. (If applicable):
1532

City or town, state, and ZIP code: **Ft. Lauderdale FL 33316**

Area code/telephone number: **9545223763** Area code/fax number: **9545223765** Email address:
jay@jpreynolds.com

Name of Supervisor: **Jay Reynolds** Type of business: **Freight Forward/Customs Broker**

Description of ocean transportation intermediary duties performed:

Booked cargo, negotiated rates, maintained tariff file, prepared bills of lading, air waybills, SED's.

(d) Employer's name: **Greenfield World Trade** Dates employed: (Month/Year)
07/2008 to 07/2011

Number, street, and room or suite number: **3355 Enterprise Avenue** FMC License No. (If applicable):

City or town, state, and ZIP code: **Ft. Lauderdale FL 33331**

Area code/telephone number: **9542027336** Area code/fax number: **954-202-7337** Email address: **onasbury@thelegacycompanies.com**

Name of Supervisor: **Neal Asbury** Type of business: **Commercial Kitchen Equipment Supplier**

Description of ocean transportation intermediary duties performed:

Arranged container and airfreight shipments worldwide. Prepared all documentation, filed AES, arranged for cargo consolidation with freight forwarders and carriers. Coordinated import shipments both Ocean and Air.

(e) Employer's name: **Unemployed** Dates employed: (Month/Year)
10/2007 to 07/2008

Number, street, and room or suite number: **N/A** FMC License No. (If applicable):

City or town, state, and ZIP code: **N/A**

Area code/telephone number: **0000000000** Area code/fax number: **0000000000** Email address:

Name of Supervisor: **N/A** Type of business: **N/A**

Description of ocean transportation intermediary duties performed:

Unemployed

(f) Employer's name: **Yacht Path International** Dates employed: (Month/Year)
07/2011 to 05/2013

Number, street, and room or suite number: **2860 W St. Rd. 84** FMC License No. (If applicable):

City or town, state, and ZIP code: **Dania Beach FL 33312**

Area code/telephone number: **9547036729** Area code/fax number: **9547036729** Email address: **n/a**

Name of Supervisor: **Dennis Cummings** Type of business: **Yacht Carrier**

Description of ocean transportation intermediary duties performed:

Company is no longer in business. Filed Bankruptcy.

(g) Employer's name:

United Yacht Transport LLC

Dates employed: (Month/Year)

07/2013 to /Present

Number, street, and room or suite number:

2830 W St. Rd. 84

FMC License No. (If applicable):

City or town, state, and ZIP code:

Dania Beach**FL****33312**

Area code/telephone number:

954-417-7853

Area code/fax number:

954-417-7853

Email address:

gail@united-yacht.com

Name of Supervisor:

Paul Haber

Type of business:

Yacht Carrier

Description of ocean transportation intermediary duties performed:

Sales, issue contracts/invoices. Prepare bills of lading, file AES. Book any cargo that we may need on liner service. Prepare load lists for vessel.

15. Identify three (3) persons, unrelated to the qualifying individual or applicant, who have first-hand knowledge of the actual ocean transportation intermediary experience of the qualifying individual.

Name:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Title:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Employer's name:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Number, street, and room or suite number:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

FOIA exemption 6, 5 U.S.C. §552(b)(6)

City or town, state, and ZIP code:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Area code/telephone number:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Area code/fax number:

Email address:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Time period when person named above had knowledge of qualifying individual's experience.

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Nature of business relationship through which person gained first-hand knowledge of the qualifying individual's ocean transportation intermediary experience.

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Name:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Title:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Employer's name:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Number, street, and room or suite number:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

FOIA exemption 6, 5 U.S.C. §552(b)(6)

City or town, state, and ZIP code:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Area code/telephone number:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Area code/fax number:

Email address:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Time period when person named above had knowledge of qualifying individual's experience.

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Nature of business relationship through which person gained first-hand knowledge of the qualifying individual's ocean transportation intermediary experience.

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Name:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Title:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Employer's name:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Number, street, and room or suite number:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

FOIA exemption 6, 5 U.S.C. §552(b)(6)

City or town, state, and ZIP code:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Area code/telephone number: Area code/fax number: Email address:

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Time period when person named above had knowledge of qualifying individual's experience.

FOIA exemption 6, 5 U.S.C. §552(b)(6)

Nature of business relationship through which person gained first-hand knowledge of the qualifying individual's ocean transportation intermediary experience.

FOIA exemption 6, 5 U.S.C. §552(b)(6)

PART E

OWNERSHIP AND AFFILIATIONS

TO BE COMPLETED BY APPLICANTS FOR AN OCEAN TRANSPORTATION INTERMEDIARY LICENSE, AND TO REPORT OWNERSHIP CHANGES, BUSINESS STRUCTURE CHANGE, LICENSE TRANSFER, AND IF APPLICABLE, CHANGES RESULTING FROM A CHANGE IN PERSONNEL OR REPLACEMENT/ADDITIONAL QUALIFYING INDIVIDUAL

16. Applicant's Ownership, Officers, Partners, Members, Directors, Stockholders, Parent or Holding Company:

Name of
Officer/Director/Partner/Stockholder/Business Entity

First Name: Rivka Middle Name: _____ Last Name: Uhr
Title: Member S.S. Number: FOIA exemption 6, 5 U.S.C. §552(b)(6)
Business Entity Name: United Yacht Transport LLC % of Ownership: 10.00 %

First Name: Michael Middle Name: _____ Last Name: Uhr
Title: Managing Member S.S. Number: FOIA exemption 6, 5 U.S.C. §552(b)(6)
Business Entity Name: United Yacht Transport LLC % of Ownership: 90.00 %

First Name: Paul Middle Name: _____ Last Name: Haber
Title: President S.S. Number: FOIA exemption 6, 5 U.S.C. §552(b)(6)
Business Entity Name: United Yacht Transport LLC % of Ownership: 0.00 %

First Name: Gail Middle Name: _____ Last Name: Ryan
Title: Vice-President S.S. Number: FOIA exemption 6, 5 U.S.C. §552(b)(6)
Business Entity Name: United Yacht Transport LLC % of Ownership: 0.00 %

17. If applicant will operate as an OFF, will applicant, its qualifying individual(s), or any officer, director, partner, member, stockholder, parent or holding company have a beneficial interest in shipments moving in the U.S. foreign commerce? Yes No N/A – Applicant will not operate as an OFF
If "Yes," identify the name and address of each person or entity having a beneficial, proprietary, or financial interest in shipments moving in the U.S. foreign commerce and the nature of such beneficial interest.

Describe Related Company

First Name: _____ Middle Name: _____ Last Name: _____ Business Entity Name: _____

Nature of Beneficial Interest: _____

18. Is either applicant or its qualifying individual(s) related to any other entity by reason of ownership, employment, common officers, members, directors, stockholders, parent or holding company? Yes No

If "Yes," identify the name, address, and phone number of each entity related to the applicant or its qualifying individual; describe the relationship or affiliation to applicant or qualifying individual and the type of business in which such entity is engaged. Describe the primary business of the parent or holding company or related company. You may submit organization charts and annual reports which provide the information.

Person or Business Entity in Question 16 that has Relationship

First name: Middle Name Last Name: Business Entity Name:

Related Business Entity:

Business Entity Name:

Related Business Entity's Address/Phone:

Number/Street/Suite Number: City: State:

Country: Zip: Telephone:

Primary Business of Related Entity:

Nature of Relationship or Affiliation:

PART F**U.S. BRANCH OFFICES**
(DETAILED INFORMATION ON BRANCH OFFICES)

19. Identify U.S. branch office(s)

If none, check here [X]

(a) Address of Branch Office:

Separately Incorporated: Yes NoNumber, street, and room or suite number:

City or town, state, and ZIP code:

Area code/telephone number:

Area code/fax number:

Federal Maritime Commission

Washington, D.C. 20573-0001

OCEAN TRANSPORTATION INTERMEDIARY LICENSE
OCEAN FREIGHT FORWARDER AND
NON-VESSEL-OPERATING COMMON CARRIER

NO. 025897NF

THIS IS TO CERTIFY THAT

UNIONED YACHT TRANSPORT LLC

is the holder of an Ocean Transportation Intermediary License and, as such, is duly authorized to carry on the business of providing freight forwarder services to facilitate shipment via an oceangoing common carrier from the United States and its territories or possessions to foreign countries and non-vessel-operating common carrier services for the provision of transportation by water via common carriers between the United States, its territories or possessions, and foreign countries.

This license is conferred pursuant to the authority contained in Section 19 of the Shipping Act of 1984 and is subject to the provisions of said Act, Part 515 of Title 46 of the Code of Federal Regulations as it is or may be amended, and the pertinent provisions of other applicable regulations promulgated under the foregoing Act.

By authority of the Federal Maritime Commission

Director

Bureau of Certification and Licensing

Effective: February 8, 2016

UNITED STATES GOVERNMENT

Federal Maritime Commission

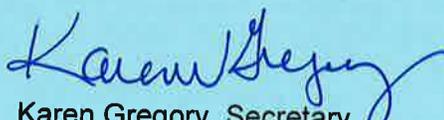
Washington, DC May 13, 2016

I HEREBY CERTIFY that the annexed is a true copy of the following documents as they appear on file with the Federal Maritime Commission unless otherwise noted:

1. Letter dated December 17, 2015 acknowledging receipt of the Ocean Transportation Intermediary application.
2. The Ocean Transportation Intermediary Bond No. 5083829 in the amount of \$50,000 underwritten by Great American Insurance Company effective February 3, 2016, issued to the United Yacht Transport LLC. and No. 5083833 in the amount of \$75,000 underwritten by Great American Insurance Company effective February 3, 2016.
3. The Warning letter from Peter King, Director, Bureau of Enforcement, Federal Maritime Commission to Paul Haber, President, United Yacht Transport LLC, dated March 29, 2016; (redacted pursuant to the Freedom of Information Act, 5 U.S.C. Sec. 552).

END OF CERTIFICATION

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the seal of the Federal Maritime Commission to be affixed, on the day and year first above written.


Karen Gregory, Secretary
Federal Maritime Commission



Composite Exhibit "C"



**FEDERAL MARITIME COMMISSION
BUREAU OF CERTIFICATION AND LICENSING
OFFICE OF OCEAN TRANSPORTATION INTERMEDIARIES
800 North Capitol Street, N.W.
Washington, D.C. 20573-0001**

Phone: (202) 523-5843
Fax: (202) 566-0011

United Yacht Transport LLC
Attn: Gail T. Ryan
2830 W. St. Rd. 84
Suite 118
Ft. Lauderdale, FL 33325

December 17, 2015

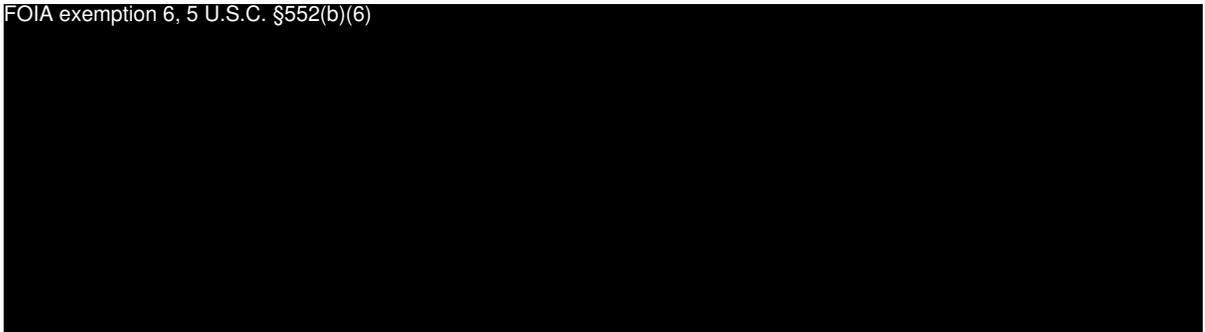
Re: United Yacht Transport LLC -- Application for OTI License (Information Requested)

Dear Ms. Ryan:

This is to acknowledge receipt of your application for a license as an Ocean Transportation Intermediary ("OTI"). Your application has been assigned to me, your primary contact/analyst during the course of the licensing process.

A review of your application has revealed the need for additional information to permit an informed determination that your company can be licensed. Please respond to each of these issues by modifying your automated application or by providing answers using the message center in the automated system:

- The website www.united-yacht.com apparently holds out the company to provide OTI services, which you are not permitted to perform without a license. Please take steps to cease from holding out to perform OTI services on your website until you are licensed to do so.
- The Florida Secretary of State website listing for your company does not list all the officers/members that are listed on your application. Please update the Florida Secretary of State to show all current information.
- The social security numbers for Rivka and Michael Uhr appear to be incorrect. Please provide copies of their social security cards and amend your answer to Question 16 to provide the correct numbers.
- Your TIN/EIN listed on Part B also appears to be inaccurate. Please provide documentation to support the TIN/EIN, and correct your answer on the application.
- FOIA exemption 6, 5 U.S.C. §552(b)(6)



- On December 17, 2015, we sent each of the proposed QI's references a list of questions for them to answer regarding the proposed QI's ocean transportation intermediary experience. Please follow up with them to ensure that they respond within the timeframe given below.

Please be advised that all of the above requested information must be received within 20 calendar days from the date of this email or we will consider your application to be lacking detail sufficient to permit an informed determination that your company can be licensed, and we will close the application accordingly. References for the Qualifying Individual ("QI") must also reply within the above stated timeframe; if a reference is unable or unwilling to reply only one replacement per reference is allowed. We expect the QI to follow up with references and ensure that they reply within the 20 calendar day time period. If you need additional time, you may withdraw your application and reapply when you can provide all the information necessary for the Federal Maritime Commission ("Commission") to make an informed decision. Please note that the application fee will not be refunded when an application is withdrawn, and a new application fee must be submitted if you reapply in the future.

We suggest that you research OTI surety bond companies. OTI surety bonds must be submitted on Form FMC-48, in the amount of \$50,000 for OTI/freight forwarders; and \$75,000 for OTI/NVOCCs (plus \$10,000 for each unincorporated branch office). Form FMC-48 is available on the Commission's homepage at: http://www.fmc.gov/forms_and_applications.aspx. If you do not have access to the Internet, you may request the form by contacting the Office of Transportation Intermediaries. Please note that the Commission must receive the required surety bond(s) within **120 calendar days** after approval. The application and approval will be considered invalid if the required surety bond(s) are not received within **120 calendar days** after approval.

Once review of your application is completed, you will be notified whether or not your application is approved. If the application is approved, a license will be issued when the Commission receives the required surety bond(s), if not already received.

Please note that the Shipping Act of 1984, as amended, and the Commission's implementing regulations forbid performing, or holding out to perform, ocean transportation intermediary services until a license is issued. In addition, you must inform the Commission immediately of any change(s) in the information supplied on your Application for a License as an Ocean Transportation Intermediary, Form FMC-18. Failure to comply with the Shipping Act and/or the Commission regulations could result in substantial penalties.

Should you have any questions regarding your application or the Commission's OTI licensing program, please do not hesitate to contact me via the message center associated with the automated application or at my direct telephone number (202) 523-4369. If I am out of the office, and you need immediate assistance, please call the main line at (202) 523-5843.

Very truly yours,

Alan Shook
Industry Analyst
Office of Ocean Transportation Intermediaries

BOND # 5083829

Federal Maritime Commission
Ocean Transportation Intermediary (OTI) Bond
(Section 19, Shipping Act of 1984 (46 U.S.C. 40901-40904))

UNITED YACHT TRANSPORT LLC, Freight Forwarder, as Principal (hereinafter "Principal"), and Great American Insurance Company, as Surety (hereinafter "Surety") are held and firmly bound unto the United States of America in the sum of 50000-- for the payment of which sum we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally.

Whereas, Principal operates as an OTI in the waterborne foreign commerce of the United States in accordance with the Shipping Act of 1984, 46 U.S.C. 40101-41309, and if necessary, has a valid tariff published pursuant to 46 CFR part 515 and 520, and pursuant to section 19 of the Shipping Act (46 U.S.C. 40901-40904), files this bond with the Commission;

Whereas, this bond is written to ensure compliance by the Principal with section 19 of the Shipping Act (46 U.S.C. 40901-40904), and the rules and regulations of the Federal Maritime Commission relating to evidence of financial responsibility for OTIs (46 CFR part 515), this bond shall be available to pay any judgment obtained or any settlement made pursuant to a claim under 46 CFR § 515.23 for damages against the Principal arising from the Principal's transportation-related activities under the Shipping Act, or order for reparations issued pursuant to section 11 of the Shipping Act (46 U.S.C. 41301-41302, 41305-41307(a)), or any penalty assessed against the Principal pursuant to section 13 of the Shipping Act (46 U.S.C. 41107-41109).

Now, Therefore, The condition of this obligation is that the penalty amount of this bond shall be available to pay any judgment or any settlement made pursuant to a claim under 46 CFR § 515.23 for damages against the Principal arising from the Principal's transportation-related activities or order for reparations issued pursuant to section 11 of the Shipping Act (46 U.S.C. 41301-41302, 41305-41307(a)), or any penalty assessed against the Principal pursuant to section 13 of the Shipping Act (46 U.S.C. 41107-41109).

This bond shall inure to the benefit of any and all persons who have obtained a judgment or a settlement made pursuant to a claim under 46 CFR § 515.23 for damages against the Principal arising from its transportation-related activities or order of reparation issued pursuant to section 11 of the Shipping Act (46 U.S.C. 41301-41302, 41305 41307(a)), and to the benefit of the Federal Maritime Commission for any penalty assessed against the Principal pursuant to section 13 of the Shipping Act (46 U.S.C. 41107-41109). However, the bond shall not apply to shipments of used household goods and personal effects for the account of the Department of Defense or the account of federal civilian executive agencies shipping under the International Household Goods Program administered by the General Services Administration.

The liability of the Surety shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall aggregate the penalty amount of this bond, and in no event shall the Surety's total obligation hereunder exceed said penalty amount, regardless of the number of claims or claimants.

This bond is effective the 3rd day of February, 2016 and shall continue in effect until discharged or terminated as herein provided. The Principal or the Surety may at any time terminate this bond by mail or email (bcl@fmc.gov) written notice to the Director, Bureau of Certification and Licensing, Federal Maritime Commission, Washington, DC. 20573. Such termination shall become effective thirty (30) days after receipt of said notice by the Commission. The Surety shall not be liable for any transportation-related activities of the Principal after the expiration of the 30-day period but such termination shall not affect the liability of the Principal and Surety for any event occurring prior to the date when said termination becomes effective.

The Surety consents to be sued directly in respect of any bona fide claim owed by Principal for damages, reparations or penalties arising from the transportation-related activities under the Shipping Act of Principal in the event that such legal liability has not been discharged by the Principal or Surety after a claimant has obtained a final judgment (after appeal, if any) against the Principal from a United States Federal or State Court of competent

jurisdiction and has complied with the procedures for collecting on such a judgment pursuant to 46 CFR § 515.23, the Federal Maritime Commission, or where all parties and claimants otherwise mutually consent, from a foreign court, or where such claimant has become entitled to payment of a specified sum by virtue of a compromise settlement agreement made with the Principal and/or Surety pursuant to 46 CFR § 515.23, whereby, upon payment of the agreed sum, the Surety is to be fully, irrevocably and unconditionally discharged from all further liability to such claimant; provided, however, that Surety's total obligation hereunder shall not exceed the amount set forth in 46 CFR § 515.21, as applicable.

The underwriting Surety will promptly notify the Director, Bureau of Certification and Licensing, Federal Maritime Commission, Washington, DC. 20573, in writing by mail or email (bcl@fmc.gov), of all claims made, lawsuits filed, judgments rendered, and payments made against this bond.

Signed and sealed this 3rd day of February, 2016
(Please type name of signer under each signature.)

<u>Paul Haber Paul Haber</u> Individual Principal or Partner	<u>same</u> Business Address
_____ Individual Principal or Partner	_____ Business Address
_____ Individual Principal or Partner	_____ Business Address
_____ Trade Name, if any	_____

<u>UNITED YACHT TRANSPORT LLC</u> Corporate Principal	<u>FLORIDA</u> State of Incorporation
_____ Trade Name, if any	<u>2830 MARINA MILE BLVD, STE 118 FORT LAUDERDALE, FL 33312</u> Business Address
By <u>Paul Haber Paul Haber</u>	(Affix Corporate Seal)
<u>president</u> Title	

Great American Insurance Company
301 East 4th Street Cincinnati, OH 45202



Valerie Aber
Authorized Signature
Valerie Aber, Attorney-in-Fact

BOND # 5083833

Federal Maritime Commission
Ocean Transportation Intermediary (OTI) Bond
(Section 19, Shipping Act of 1984 (46 U.S.C. 40901-40904))

UNITED YACHT TRANSPORT LLC, NVOCC, as Principal (hereinafter "Principal"), and Great American Insurance Company, as Surety (hereinafter "Surety") are held and firmly bound unto the United States of America in the sum of 75000-- for the payment of which sum we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally.

Whereas, Principal operates as an OTI in the waterborne foreign commerce of the United States in accordance with the Shipping Act of 1984, 46 U.S.C. 40101-41309, and if necessary, has a valid tariff published pursuant to 46 CFR part 515 and 520, and pursuant to section 19 of the Shipping Act (46 U.S.C. 40901-40904), files this bond with the Commission;

Whereas, this bond is written to ensure compliance by the Principal with section 19 of the Shipping Act (46 U.S.C. 40901-40904), and the rules and regulations of the Federal Maritime Commission relating to evidence of financial responsibility for OTIs (46 CFR part 515), this bond shall be available to pay any judgment obtained or any settlement made pursuant to a claim under 46 CFR § 515.23 for damages against the Principal arising from the Principal's transportation-related activities under the Shipping Act, or order for reparations issued pursuant to section 11 of the Shipping Act (46 U.S.C. 41301-41302, 41305-41307(a)), or any penalty assessed against the Principal pursuant to section 13 of the Shipping Act (46 U.S.C. 41107-41109).

Now, Therefore, The condition of this obligation is that the penalty amount of this bond shall be available to pay any judgment or any settlement made pursuant to a claim under 46 CFR § 515.23 for damages against the Principal arising from the Principal's transportation-related activities or order for reparations issued pursuant to section 11 of the Shipping Act (46 U.S.C. 41301-41302, 41305-41307(a)), or any penalty assessed against the Principal pursuant to section 13 of the Shipping Act (46 U.S.C. 41107-41109).

This bond shall inure to the benefit of any and all persons who have obtained a judgment or a settlement made pursuant to a claim under 46 CFR § 515.23 for damages against the Principal arising from its transportation-related activities or order of reparation issued pursuant to section 11 of the Shipping Act (46 U.S.C. 41301-41302, 41305-41307(a)), and to the benefit of the Federal Maritime Commission for any penalty assessed against the Principal pursuant to section 13 of the Shipping Act (46 U.S.C. 41107-41109). However, the bond shall not apply to shipments of used household goods and personal effects for the account of the Department of Defense or the account of federal civilian executive agencies shipping under the International Household Goods Program administered by the General Services Administration.

The liability of the Surety shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall aggregate the penalty amount of this bond, and in no event shall the Surety's total obligation hereunder exceed said penalty amount, regardless of the number of claims or claimants.

This bond is effective the 3rd day of February, 2016 and shall continue in effect until discharged or terminated as herein provided. The Principal or the Surety may at any time terminate this bond by mail or email (bcl@fmc.gov) written notice to the Director, Bureau of Certification and Licensing, Federal Maritime Commission, Washington, DC. 20573. Such termination shall become effective thirty (30) days after receipt of said notice by the Commission. The Surety shall not be liable for any transportation-related activities of the Principal after the expiration of the 30-day period but such termination shall not affect the liability of the Principal and Surety for any event occurring prior to the date when said termination becomes effective.

The Surety consents to be sued directly in respect of any bona fide claim owed by Principal for damages, reparations or penalties arising from the transportation-related activities under the Shipping Act of Principal in the event that such legal liability has not been discharged by the Principal or Surety after a claimant has obtained a final judgment (after appeal, if any) against the Principal from a United States Federal or State Court of competent

jurisdiction and has complied with the procedures for collecting on such a judgment pursuant to 46 CFR § 515.23, the Federal Maritime Commission, or where all parties and claimants otherwise mutually consent, from a foreign court, or where such claimant has become entitled to payment of a specified sum by virtue of a compromise settlement agreement made with the Principal and/or Surety pursuant to 46 CFR § 515.23, whereby, upon payment of the agreed sum, the Surety is to be fully, irrevocably and unconditionally discharged from all further liability to such claimant; provided, however, that Surety's total obligation hereunder shall not exceed the amount set forth in 46 CFR § 515.21, as applicable.

The underwriting Surety will promptly notify the Director, Bureau of Certification and Licensing, Federal Maritime Commission, Washington, DC. 20573, in writing by mail or email (bcl@fmc.gov), of all claims made, lawsuits filed, judgments rendered, and payments made against this bond.

Signed and sealed this 3rd day of February, 2016
(Please type name of signer under each signature.)

Paul Haber Paul Haber same
Individual Principal or Partner Business Address

Individual Principal or Partner Business Address

Individual Principal or Partner Business Address

Trade Name, if any

UNITED YACHT TRANSPORT LLC FLORIDA
Corporate Principal State of Incorporation

Trade Name, if any 2830 MARINA MILE BLVD, STE 118 FORT LAUDERDALE, FL 33312
Business Address

By Paul Haber Paul Haber (Affix Corporate Seal)
Title President

Great American Insurance Company
301 East 4th Street Cincinnati, OH 45202



Valerie Aber
Authorized Signature
Valerie Aber, Attorney-in-Fact



**FEDERAL MARITIME COMMISSION
BUREAU OF ENFORCEMENT
800 North Capitol Street, N.W.
Washington, D.C. 20573-0001**

WARNING LETTER

March 29, 2016

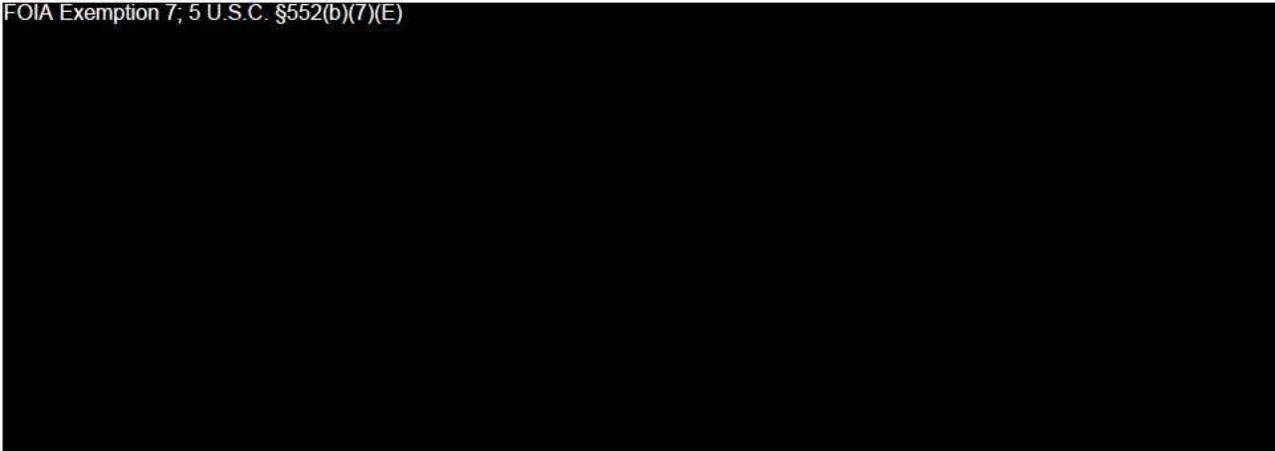
Paul Haber
President
United Yacht Transport LLC
2830 Marina Mile Blvd., Suite 118
Ft. Lauderdale, FL 33312

Re: Violations of the Shipping Act of 1984

Dear Mr. Haber:

As you know, a review was conducted by the Commission's South Florida Area Representatives Margolis and Mintz into the operations of United Yacht Transport LLC (UYT) with respect to shipments of yachts in the United States foreign commerce during 2014 - 2015.

FOIA Exemption 7, 5 U.S.C. §552(b)(7)(E)



Based on records and information provided to the Bureau of Enforcement, it appears that the following violation of the Shipping Act of 1984, 46 U.S.C. § 40101, *et seq.*, could be found with respect to shipments transported in 2014 and 2015:

United Yacht Transport LLC acted as an ocean transportation intermediary in the United States without a license, bond, or tariff in apparent violation of sections 8 and 19 of the Shipping Act, 46 U.S.C. §§ 40501, 40901, and 40902.

The Shipping Act of 1984 prescribes that violations of the statute are punishable by the

assessment of a civil penalty not to exceed \$9,000 for each violation, unless the violation was willfully and knowingly committed, in which case the penalty may not exceed \$45,000 for each violation. See section 13(a), 46 U.S.C. § 41107.

The Bureau of Enforcement does not presently intend to seek enforcement action against UYT for the violations described herein. We have confirmed with the Commission's Bureau of Certification and Licensing that UYT promptly applied for and obtained a license, filed evidence of financial responsibility, and published its tariff. Consequently, you have fulfilled your commitments to obtain an OTI license, file evidence of financial responsibility, and publish a tariff.

FOIA Exemption 7; 5 U.S.C. §552(b)(7)(E)

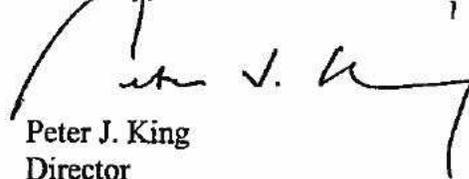
FOIA Exemption 7; 5 U.S.C. §552(b)(7)
(E)

This determination does not preclude any future review of your operations under the requirements of the Shipping Act.

To avoid future enforcement action by the Commission, you should implement procedures within your company to ensure that all applicable requirements of the Shipping Act and Commission regulations are observed and met. You may also wish to have your legal counsel undertake a thorough review of your operations to ensure that UYT is operating in full compliance with the requirements of the Shipping Act and with the Commission's regulations.

If you have any questions, please contact the undersigned or my Deputy, Brian L. Troiano, at (202) 523-5783.

Sincerely,



Peter J. King
Director
Bureau of Enforcement

cc: FMC South Florida Area Representatives

Gail T. Ryan
Vice President
United Yacht Transport LLC

Peter A. Quinter, Esq.