

**AMENDMENT TO THE FY 2018 OPERATIONS PLAN OF VII, NORTHEAST  
FISHERY SECTOR INC.**

APPROVED BY NOAA'S NATIONAL MARINE FISHERIES SERVICE  
JULY 20, 2018

EFFECTIVE JULY 20, 2018, THROUGH APRIL 30, 2019

- (1) In the interest in facilitating Sector accountability and acknowledging that we have accepted the majority of permits that had previously been enrolled in IX, Northeast Fishery Sector Inc. (NEFS IX) in FY 2017 VII, Northeast Fishery Sector Inc. (NEFS VII) has been proactively working to secure FY 2017 ACE to account for the witch flounder overages incurred by NEFS IX. In the event that NEFS IX, after being re-authorized, is unable to account for all witch flounder overages during the FY 2017 reconciliation process NEFS VII agrees to hold in reserve and transfer FY 2018 fish to NEFS IX to account for any witch flounder overages not accounted for during the FY 2017 reconciliation process. Acknowledging that NEFS VII may receive their FY 2018 allocation before the FY 2017 reconciliation period and corresponding FY 2017 reconciliation trading period opens, NEFS VII agrees to hold in reserve the FY 2018 witch flounder allocation up to the amount of the NEFS IX overage to ensure its availability for payback of the NEFS IX overage.
- (2) Consistent with the authority contained in NEFS VII FY 2017 & 2018 Operations Plan the following permits (Table 1) have been accepted for enrollment in FY 2018 under the following terms and conditions:
  - a. Entity will be enrolling as a non-active member and will not be authorized to fish in any Sector ACE accountable fishery during FY 2018 and member acknowledges that no Letter of Authorization (LOA) will be furnished to them by the Sector
  - b. Furthermore, it is acknowledged that the National Marine Fisheries Service (NMFS) will be issuing Non-Active LOAs and Active LOAs to NEFS VII based on roster enrollment, and will only issue Active LOAs for the permits identified below upon determination by the NEFS VII BOD that the permit identified has been sold to an independent 3<sup>rd</sup> party.
  - c. In the event a permit held by an entity identified in Table 1 is sold to an independent 3<sup>rd</sup> party, the Board may reconsider non-active status and grant active status to the new member upon written request. In evaluating whether a transfer or sale of a permit appears to be between separate legal entities NEFS VII will evaluate several factors, including but not limited to: Whether the transfer appears to be an "arm's length" transaction to an independent person or entity in which the current owner, subsidiary, partner, officer, director, trustee, shareholder or any of their family members does not have any financial interest or any control; whether the transferor/seller derive any financial benefits from the operations of

the vessel after it is transferred; whether the transferor/seller exercises any control over the activities or operation of the vessel after it is transferred; and whether there are any common shareholders, partners, or investors with significant overlapping ownership interests in both the transferor/seller and the transferee/buyer.

- d. If the NEFS VII Board of Directors determines that the permit has been acquired by an independent 3<sup>rd</sup> party and affirmatively votes to designate the new owner as an Active Member, they will communicate such decision in writing to NMFS and request that an Active Member LOA be issued for the permit specified.

**Table 1**

<b>MRI</b>	<b>Vessel Permit No.</b>	<b>Vessel Name</b>	<b>Owner Name</b>
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.
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.

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

(3) Consistent with the authority contained in NEFS VII FY 2017 & 2018 Operations Plan the following permits (Table 2) have been accepted for enrollment in FY 2018 as Non-Active Members. The permits identified in Table 2 are not subjected to the terms and conditions outlined above, and do not need to be sold to become Active Members. Members below may at any time submit a written request to the NEFS 7 Board of Directors requesting re-classification to Active Member status. If the Board approves the member to become active, NMFS will furnish them with an Active Member Letter of Authorization

**Table 2**

MRI	PERMIT #	VESSEL NAME	Owner/Entity
546	147595	ROSIE-L	KEITH N LAUDEMAN
597	330326	SAO JACINTO	KAREN MARIA TRAWLING CORP.
731	150933	SANDRA	OLIVEIRA AND SILVA FISHING CORP.
732	330172	NEVES	NEVES & SON FISHING CORP.

789	330303	NORDIC VIKING	NORDIC VIKING INC.
793	330314	LAURA J	LAURA J FISHERIES INC.
836	151269	DESTINY	BASE, INC.
845	330764	DESTINY	NOAH LLC.
887	330535	SUSAN MARIE II	F/V SUSAN MARIE INC.
891	330810	MAIZEY JAMES	JIM MAIZING FISHING LLC.
900	330561	BLUE SEAS II	P & A FISHING CORP.
969	410129	CHRISMAR	CHRISMAR INC.
1017	330890	MISS MADDY	F/V MISS MADDY LLC.
1081	330908	GROWLER	COVE FISHING CORP.
1325	330781	FREEDOM	NEW FREEDOM FISHING CORP.

(4) Notification of Change of Board of Directors: The following identifies the current Board of Directors as of **June 26, 2018**:

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