

## Headlines:

DOJ – ADA settlement with cruise line;  
NY/NJ – diesel emission reduction;  
Norfolk – major infrastructure project;  
OFAC – economic sanctions re North Korea;  
FERC – EIS for LNG project;  
House – bill introduced re passenger vessel security;  
Court – alleged salvage claim fails;  
Washington – marine risk management position open;  
Gulf of Aden – disabled ship towed to port;  
Canada – shore power at Vancouver terminals;  
Eastland sinking – 24 July 1915; and  
Andrea Doria/Stockholm collision – 25 July 1956.

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# Bryant's Maritime News

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*Note: This newsletter is one section of the [Bryant's Maritime Consulting](http://brymar-consulting.com) website. Visit the site for more extensive maritime regulatory information. Individual concerns may be addressed by retaining [Dennis Bryant](mailto:dennis.l.bryant@gmail.com) directly. Much of the highlighted text in this newsletter constitutes links to Internet sites providing more detailed information. Links on this page may be in PDF format, requiring use of Adobe Acrobat Reader. Comments on these postings are encouraged and may be made by email to the editor or by going to the blog page on the website and clicking the envelope that appears at the end of each posting. Be aware that the daily newsletter is a single posting, even though it contains a number of individual items. My train of thought left the station without me.*

## **DOJ – ADA settlement with cruise line**



The Department of Justice (DOJ) issued a [news release](#) [located at <http://www.justice.gov/opa/pr/justice-department-reaches-agreement-carnival-corp-over-ada-violations-carnival-cruise-line>] stating that agreement has been reached with the parent of three major cruise lines regarding compliance with the Americans with Disabilities Act (ADA) regarding equal access opportunities for individuals with disabilities who travel on cruise ships. Under the agreement, Carnival Corporation will have 42 existing ships and seven ships in various stages of design and construction surveyed and remediated to comply with ADA regulations and provide specific ADA training to employees and managers. In

addition, it will pay a civil penalty of \$55,000 and \$350,000 in damages to individuals harmed by past discrimination. (7/23/15).

### **NY/NJ – diesel emission reduction**



The Environmental Protection Agency (EPA) issued a **news release** [located at <http://yosemite.epa.gov/opa/admpress.nsf/docf6618525a9efb85257359003fb69d/d2153063509fabd985257e8b00572f46!OpenDocument>] stating that it reached an agreement with the Port Authority of New York & New Jersey and with port terminal operators to cut emissions of harmful air pollution from diesel exhaust. Among other things, the parties will reduce truck idling and provide funding for replacement of old trucks. (7/23/15).

### **Norfolk – major infrastructure project**



The Department of Transportation (DOT) issued a **press release** [located at <http://www.transportation.gov/briefing-room/us-transportation-secretary-foxx-breaks-ground-major-infrastructure-projects-virginia>] Transportation Secretary Foxx participated in a ground-breaking at the Port of Norfolk to provide direct access between the port terminals and the interstate highway. (7/23/15).

### **OFAC – economic sanctions re North Korea**



The Office of Foreign Assets Control (OFAC) issued a **notice** [located at <http://www.treasury.gov/resource-center/sanctions/OFAC-Enforcement/Pages/20150723.aspx>] updating its list of specially designated nationals (SDNs) under the North Korean economic sanctions to include an additional shipping company, ship management company, and vessel. (7/23/15).

### **FERC – EIS for LNG project**



The Federal Energy Regulatory Commission (FERC) issued a notice stating that it seeks comments on the environmental impact statement for the Magnolia LNG project in Louisiana. Comments must be received by 8 September. **80 Fed. Reg. 44093** [located at <http://www.gpo.gov/fdsys/pkg/FR-2015-07-24/pdf/2015-18105.pdf>] (7/24/15).

## House – bill introduced re passenger vessel security



Representative Matsui (D-CA) introduced the **Cruise Passenger Protection Act** (H.R. 3142) [located at <http://www.gpo.gov/fdsys/pkg/BILLS-114hr3142ih/pdf/BILLS-114hr3142ih.pdf>] to improve passenger vessel security and safety, and for other purposes. (7/21/15).

## Court – alleged salvage claim fails



In an unpublished decision, the US Court of Appeals for the Eleventh Circuit affirmed the grant of summary judgment against the alleged salvor of two Spanish shipwrecks due to lack of evidence of discovery and other elements to establish a salvage claim. **St. Michael Press v. One Unknown Wreck**, No. 14-15309 (11th Cir., July 23, 2015) [located at <http://media.ca11.uscourts.gov/opinions/unpub/files/201415309.pdf>].

## Washington – marine risk management position open



The Washington Department of Ecology issued a **notice** [located at <http://agency.governmentjobs.com/washington/default.cfm?action=viewJob&jobID=1194075>] stating that it seeks qualified applicants for the position of Marine Risk Management Lead (Marine Transportation Safety Specialist 3. (7/22/15).

## Gulf of Aden – disabled ship towed to port



The EU Naval Force issued a **press release** [located at <http://eunavfor.eu/operation-atalanta-warships-assist-stricken-italian-merchant-vessel-in-the-gulf-of-aden/>] stating that one of its warships towed the Italian merchant vessel Altina to the port of Djibouti for repairs after it developed engine problems and was drifting at sea in the Gulf of Aden. (7/23/15).

## Canada – shore power at Vancouver terminals



Transport Canada issued a **news release** [located at <http://news.gc.ca/web/article-en.do?nid=1005239>] stating that it is providing funding for installation of shore power facilities for container vessels at two Port Metro Vancouver container terminals. (7/22/15).

## Eastland sinking – 24 July 1915



On 24 July 1915 (one hundred years ago today), the passenger vessel **EASTLAND** capsized and sank at its dock on Lake Michigan in Chicago. Of the approximately 2,600 persons on board, 844 drowned. It remains the largest loss of life from a single shipwreck in the history of the Great Lakes. The ship was launched in 1903 and immediately acquired a reputation for being tender. It was top-heavy, with the center of gravity being too high, particularly when a large number of passengers congregated on the top deck. On the fatal date, the Western Electric Company had chartered the EASTLAND and two other passenger vessels to take employees and their families to a picnic in Michigan City. Legislation resulting from the Titanic disaster had recently been enacted requiring the EASTLAND and other passenger ships to install new (and heavier) lifeboats, further exacerbating its listing problem. At about 7:15 in the morning, shortly before the ship was due to get underway, it began to list to port. Despite desperate efforts by the crew to ballast the vessel, it lurched onto its side and sank at the pier. The company president and three senior company officers were indicted for manslaughter, but never tried. Legislation was later adopted mandating improvements to vessel stability.

## Andrea Doria/Stockholm collision – 25 July 1956



Before



After

The Swedish passenger ship *Stockholm* and the Italian passenger ship *Andrea Doria* collided on the edge of a heavy fog bank off Nantucket on 25 July 1956. The *Andrea Doria* sank several hours after the collision, but not before 1,660 passengers and crew were rescued. There were 46 deaths. While the exact cause of the casualty has never been determined, it appears to have been a “radar-assisted” collision, with the officers of the watch on both vessels misinterpreting the radar images and taking the wrong actions. The wreck of the *Andrea Doria* has become a popular, though notorious, destination for deep-sea divers. The *Stockholm* was rebuilt following the collision. It has gone through a number of owners and names and sailed for many years as the cruise ship *MV Athena*. On 3 December 2008, it was attacked by pirates while transiting the Gulf of Aden, but was able to evade the attempted boarding. It is now owned by a Portuguese company and sails as the *MV Azores*.

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