

## Headlines:

White House – Defense Authorization Act signed into law;  
USCG – new NOAD schema to be released;  
Court – premises liability under state law; and  
Court – slip and fall on cruise ship.

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# Bryant's Maritime News

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## White House – Defense Authorization Act signed into law



The [John S. McCain National Defense Authorization Act for Fiscal Year 2019](#) (H.R. 5515) has been signed into law. While not appropriating new monies, it does provide direction on how funds should be expended. Among other things, it notes that the Coast Guard should maintain an inventory of six polar-class icebreakers beginning not later than fiscal year 2029. (8/13/18) [<https://www.gpo.gov/fdsys/pkg/BILLS-115hr5515enr/pdf/BILLS-115hr5515enr.pdf>].

## USCG – new NOAD schema to be released



The USCG National Vessel Movement Center (NVMC) issued a [notice](#) stating that on Tuesday, 13 November 2018, an updated NOAD schema, versioned 3.6, will be released and will contain various schema improvements, updates to our ports list and retirement of the NVMC workbook as a means of submission for Outer Continental Shelf (OCS) NOAs. (8/14/18) [[https://www.nvmc.uscg.gov/nvmc/\(S\(yaxcaftedoqjeu1is4qlck5d\)\)/News.aspx?newsId=935f86a0-2308-4e31-9db3-c73dcef705c5](https://www.nvmc.uscg.gov/nvmc/(S(yaxcaftedoqjeu1is4qlck5d))/News.aspx?newsId=935f86a0-2308-4e31-9db3-c73dcef705c5)].

## Court – premises liability under state law



The US Court of Appeals for the Ninth Circuit issued an order certifying a question to the Washington Supreme Court regarding whether under state law a party (defendant Port of Bellingham) is liable as premises owner for an injury that occurs on part of a leased property used exclusively by another party (the Alaska Marine Highway System) at the time of the injury where the lease transferred only priority usage of the property. Plaintiff was injured when a passenger ramp that she was operating at the port fell. The district court held that the Port was liable. The Port appealed. **Adamson v Port of Bellingham**, No. 16-35314 (9th Cir., August 14, 2018) [<http://cdn.ca9.uscourts.gov/datastore/opinions/2018/08/14/16-35314o.pdf>].

## Court – slip and fall on cruise ship



In an unpublished opinion, the US Court of Appeals for the Eleventh Circuit affirmed the award of summary judgment in favor of defendant cruise line in a slip and fall case brought by an injured passenger, holding that plaintiff presented no probative evidence that defendant had violated any applicable industry standard. **Krug v Celebrity Cruises**, No. 17-14819 (11th Cir., August 14, 2018) [<http://media.ca11.uscourts.gov/opinions/unpub/files/201714819.pdf>].

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