

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF FISH AND GAME
DIVISION OF MARINE FISHERIES

SUFFOLK, SS.

ADJUDICATORY PROCEEDING
DOCKET NO. CBP-160496-JC-17

IN THE MATTER OF:

BELMIRO BAPTISTA and COMMERCIAL
BOAT PERMIT ID NO. 160496 WITH
ANY and ALL REGULATED FISHERY
SPECIAL PERMIT ENDORSEMENTS

Respondent

MOTION FOR JUDGMENT ON THE PLEADINGS

This motion requests that Judgment for the Claimant be entered on the docket in this adjudicatory proceeding. In support of the motion claimant states as follows:

1. Respondent has not exercised his right to a hearing in a timely fashion.
2. Respondent has not filed a response, an answer, or a notice of appearance.
3. Respondent has not been in contact with the Massachusetts Environmental Police, Coastal Bureau.
4. All documentary evidence necessary to find and enter judgment for the claimant has been filed in this matter, including but not limited to the Notice of Claim for an Adjudicatory Proceeding; agency action requested; specific charges filed against respondent; citations to applicable marine fishery laws; environmental police reports; narratives of respondent's fishing activities; evidentiary photographs of respondent's unlawful catch of fish; and witness statements.
5. A copy of this motion was delivered by USPS priority mail to respondent's address of record.

Signed this 15th day of May, 2017 under the pains and penalties of perjury.


Lt. James Cullen, Claimant
Massachusetts Environmental Police

cc:

Belmiro Baptista, Respondent

UPS Second Day Air (Tracking Number: 1Z556R05NY95019362)