

2019 BIENNIAL FRANCHISE REVIEW

Company Name	Type of Franchise	Findings
<p>AFCO Agency USA LLC Attn: Avi Nir, Manager 1501 NW 12th Avenue Pompano Beach, FL 33069</p>	<p>Cargo Holder Stevedore</p>	<p><u>Company Changes:</u> None</p> <p><u>Environmental Violations:</u> None</p> <p><u>U.S. Coast Guard Violations:</u> None</p> <p><u>OSHA/Safety Violations:</u> None</p> <p><u>Litigation:</u> None</p> <p><u>Convictions:</u> None</p> <p><u>Financial Responsibility:</u> Compliant</p>
<p>Cliff Berry, Inc. Attn: Cliff Berry, President 7950 N.W 58th Street Miami, FL 33166</p>	<p>Vessel Oily Waste Vessel Sanitary Wastewater</p>	<p><u>Company Changes:</u> None</p> <p><u>Environmental Violations:</u> On October 23, 2017, the Florida Department of Environmental Protection ("FDEP") issued a Notice of Significant Non-compliance to the Cliff Berry, Inc., Fort Myers, FL facility for operating as an oil transfer facility from July 2015 through December 2016 without registering with the Department. The used oil and used oil filters' secondary containment units were also found to be inadequate. A short-form Consent Order was signed and \$2,500 in penalties were paid. The violations were corrected, and the case was closed on October 30, 2018. During the reporting period, two notices of violation were issued by the Miami-Dade Department of Environmental Resources Management to the Cliff Berry, Inc., Miami, FL facility for objectionable odors emanating from the facility into the surrounding neighborhoods. Cliff Berry, Inc. submitted an Air Quality Monitoring Plan and replaced tanks and equipment to minimize air emissions. On March 28, 2018, the FDEP issued a Notice of Violation to the Fort Lauderdale, FL facility for omitting the source of used oil indicating the name and address and the EPA identification number on used oil</p>

(Continued Cliff Berry, Inc.)

transport documentation. The documentation was re-submitted with the required information. On July 16, 2018, the Broward County Water and Wastewater Operations Division issued a Notice of Violation for exceedance of the allowed maximum concentrations of iron, lead and zinc in wastewater dumped into the Broward County Septage Receiving Facility. A penalty of \$596.86 was assessed and paid on August 13, 2018.

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Crowley Liner Services, Inc.
Attn: Maxwell T. Wigglesworth
4300 McIntosh Road
Fort Lauderdale, FL 33316

Cargo Handler
Stevedore

Company Changes: None

Environmental Violations: On May 28, 2019, several violations were found during an inspection of Crowley's facility at Port Everglades by the Florida Department of Environmental Protection ("FDEP"). Crowley was found to be acting as an unpermitted Waste Treatment, Storage and Disposal Facility, by exceeding the 10-day storage limit for transfer facilities of hazardous waste. A lapse in registration status from November 30, 2018 to May 9, 2019, was identified and potential non-compliance issues related to storage and labeling of containers of used oil were found. A meeting to resolve the pending issues was conducted on December 17, 2019. No penalties have been assessed at this time. A follow-up meeting will be scheduled in March 2020, after FDEP's internal review of Crowley's corrective actions is completed.

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

(Continued Crowley Liner Services, Inc.)

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Dothan Security, Inc.
d/b/a DSI Security Services
Attn: Alan B. Clark, VP/Secretary
600 W. Adams Street
Dothan, AL 36303

Marine Terminal
Security

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Everglades Waste Removal Services, LLC
Attn: Clifford L. Berry, Sr., President
701 SE 32nd Ct, Suite 201
Fort Lauderdale, FL 33316

Vessel Oily Waste
Vessel Sanitary
Waste

Company Changes: None

Environmental Violations: During an inspection on June 8, 2018, by the Florida Department of Environmental Protection at the Fort Lauderdale, FL facility, several reporting violations were found. The ceiling of a box truck used to store and transport used oil filters was found leaking and therefore, not adequate to serve as protection from the elements. All repairs and documentation requested was provided and the facility returned to compliance on September 26, 2018.

U.S. Coast Guard Violations: None

OSHA/Safety Violations: On October 26, 2017, the Florida Department of Transportation issued a citation in Key West, FL to a company driver for driving with a license suspended for non-safety-related reasons. Fines were paid and the license was reinstated.

(Continued Everglades Waste Removal Services, LLC)

Litigation: None

Convictions: None

Financial Responsibility: Compliant

GAC Shipping (USA), Inc.

Attn: Darren Martin, Managing Director
1 International Plaza, Suite 250
Philadelphia, PA 19113

Steamship Agent

Company Changes: By Corporate Resolution dated April 4, 2018, Lars Heisselberg, Secretary, was removed as officer of the corporation. On July 1, 2018, Darren Martin, Managing Director was added as officer of the corporation.

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Host Terminals, LLC

Ms. Keri Jenkins, Sr. Vice President
Administration
Garrett Adam Anderson, President
150 W. Main Street, Suite 1600
Norfolk, VA 23510

Stevedore
Cargo Handler

Company Changes: On December 21, 2017, Host Terminals, Inc. converted from a corporation into a limited liability company under the name Host Terminals, LLC. On April 19, 2018, Host Terminals, LLC registered to conduct business in Florida.

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

(Continued Host Terminals, LLC)

Convictions: None

Financial Responsibility: Compliant

Host Agency, LLC

Attn: Robert W. Scott, III VP Operations
150 W. Main Street, Suite 1600
Norfolk, VA 25310

Steamship Agent

Company Changes: On December 28, 2017, TP Host LLC became the sole managing member of Host Agency, LLC.

Environmental Violations: None

U.S. Coast Guard/ U.S. Customs and Border Protection Violations: three notices of violation were issued by the U.S. Customs and Border Protection during the reporting period. On July 6, 2017, a notice of violation was issued for failure to transmit a cargo declaration within 48 hours for two empty containers that arrived at Port Everglades on May 19, 2017. A penalty of \$1,000 was assessed and paid. Host re-trained its employees to follow arrival checklist to ensure necessary duties are followed. On December 14, 2017, a notice of violation was issued for failure to transmit a manifest 24 hours in advance for one empty container and two flat racks that arrived at Port Everglades on November 17, 2017. A penalty of \$1,500 was assessed and paid. Host Agency, LLC took corrective action by re-training their employees to review all paperwork with the manager prior to filing. On January 14, 2019, a notice of violation was issued for failure to report a diversion of a ship sailing from Port Everglades, permitted to Port Arthur, TX, but diverted to Houston, TX, due to flooding at the facility where the cargo was to be delivered. The \$5,000 penalty was mitigated to \$500 and was paid in December 2019.

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

ISS Marine Services, Inc.

Attn: Lynn Gueho, Secretary/Treasurer
1800 SE 10 Ave, Suite 320
Fort Lauderdale, FL 33316

Steamship Agent

Company Changes: By Corporate Resolution dated May 2, 2018, Christopher Raymond was removed as officer of the corporation. Added as Directors were Thomas Damsgaard, President and Lynn Gueho, Secretary/Treasurer. Phyllis B. Gray was removed as President and installed as Vice President.

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: The company disclosed open litigation related to a billing dispute for services provided to the U.S. Navy in various ports around the world, under various contracts for port services, from years 2005 through 2014. The case was dismissed on June 8, 2018.

Convictions: None

Financial Responsibility: Compliant

Kirby Inland Marine, LP

Attn: Christian O'Neil, President
55 Waugh Drive, Suite 1000
Houston, TX 77007

Vessel Bunkering

Company Changes: None

Environmental Violations: No infractions occurred as a result of franchised operations at Port Everglades. However, four violations were issued by the Texas General Land Office (TGLO), between August 16, 2017 and March 12, 2019, for discharges of one gallon or less of oil into the navigable waters of the United States. Fines for a total of \$1,500 were assessed and paid. Two violations were issued by the Southeast Louisiana Flood Protection Authority for encroaching on the Algiers Levee's 180 feet buffer zone. As one of the largest fuel barge operators in the country, Kirby operates 950 barges and 240 boats in the U.S.

U.S. Coast Guard Violations: No infractions occurred as a result of franchised operations at Port Everglades. However, during the reporting period, 17 violations were issued by the USCG in the States of Texas (13), Louisiana (2), Virginia (1), and Illinois (1), for spills and reporting deficiencies associated with fuel barge operations in those

(Continued Kirby Inland Marine, LP)

states.

OSHA/Safety Violations: None

Litigation: The company disclosed recent litigation within the past two years as required by Item 7 of the questionnaire. Franchisee believes that none of the cases disclosed will have a material effect on the conduct of its franchised business and that it has recorded adequate reserves and insurance or has meritorious defenses of these claims and contingencies.

Convictions: None

Financial Responsibility: Compliant

Port Consolidated, Inc
Attn: Donald Carlton, Jr., President
P.O. Box 350430
Fort Lauderdale, FL 33335

Vessel Bunkering

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Port Contactors-Southeast, LLC
Attn: Michael Evanko, President
529 Terminal Avenue
New Castle, Delaware 19720

Steamship Agent
Stevedore
Cargo Handler

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

(Continued Port Contractors-Southeast, LLC)

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Port Everglades Terminal, LLC
Attn: Richard Rovirosa, Manager
2541 SW 27th Avenue
Miami, FL 33133

Marine Terminal
Security

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Portus-PEV LLC
Attn: Dennis Marzec, Chief Operations Officer
10752 Deerwood Park Blvd., Suite 300
Jacksonville, FL 32256

Cargo Handler
Stevedore

Company Changes: On September 19, 2017, James D. Dillman, CEO and Chris May, COO were replaced by Mathew Hill, Interim CEO; John Fenton, President; Dennis Marzec, COO; Jennifer Whiteman, CFO; Eric Crossman, Secretary. On October 19, 2017, John Fenton, Chief Executive Officer, replaced Chris May as Authorized Representative of the company.

Environmental Violations: None

U.S. Coast Guard Violations: No infractions occurred as a result of franchised operations at Port Everglades. However, on May 20, 2019, a warning was issued in Miami, FL for failure to submit an amendment to the Facility Security Plan within 30 days. The case was closed with a verbal warning.

OSHA/Safety Violations: None

(Continued Portus PEV LLC)

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Seabulk Towing, Inc.

Attn: Rick Groen, Vice President of Fleet
2200 Eller Drive
Fort Lauderdale, FL 33316

Tugboat and Towing

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: No infractions occurred as a result of franchised operations at Port Everglades. However, on September 3, 2018, a notice of violation was issued in Port Canaveral, FL for an oily sheen on the water due to a leak of lubrication oil from the starboard propeller. The captain contacted divers to secure the leak and provided a plan of action to rectify the discharge. No penalties were assessed.

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Seacor Island Lines LLC

Attn: Michael LaFleur, Chief Executive Officer
1300 Eller Drive
Fort Lauderdale, FL 33316

Steamship Agent
Stevedore
Cargo Handler

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

(Continued Seacor Island Lines LLC)

Financial Responsibility: Compliant

Sun Terminals, Inc.

Attn: Carlos M. Perdomo, President
11000 NW 29 Street, Suite 201
Doral, FL 33172

Cargo Handler
Stevedore

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

TransMontaigne Terminals L.L.C.

Attn: Matthew B. White, Vice President
1670 Broadway, Suite 3100
Denver, CO 80202

Vessel Bunkering

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: On September 2, 2018, a notice of violation was issued in Port Everglades for a pinhole leak in a fuel hose during a fuel transfer. The transfer was stopped, and cleanup actions were taken. No penalties were assessed.

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Triumvirate Environmental Services, Inc.
Attn: Kevin Coulon, General Manager
3701 SW 47th Ave., Suite 109
Davie, FL 33314

Vessel Oily Waste

Company Changes: On November 28, 2017, the company name was changed from Triumvirate Environmental (Florida), Inc. to Triumvirate Environmental Services, Inc.

Environmental Violations: No infractions occurred as a result of franchised operations at Port Everglades. However, during an inspection at the Orlando, FL facility conducted by the Florida Department of Environmental Protection on March 8, 2018, several minor violations were found and corrected before the inspection report was issued. No penalties were assessed.

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Tropic Oil Company
Attn: David H. Gurney
10002 NW 89th Ave
Medley, FL 33178

Vessel Bunkering

Company Changes: On September 22, 2017, David H. Gurney was appointed Vice President.

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

Tugz Company LLC
d/b/a McAllister Towing of Port Everglades
Attn: Brian B. A. McAllister
2110 Eller Drive, Pier 28D
Fort Lauderdale, FL 33316

Tugboat and Towing

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant

United Stevedoring of America
d/b/a Hallmark Stevedoring Company
Attn: Sherif Assal
1125 W. 190th Street
Gardena, CA 90248

Stevedore

Company Changes: None

Environmental Violations: None

U.S. Coast Guard Violations: None

OSHA/Safety Violations: None

Litigation: None

Convictions: None

Financial Responsibility: Compliant