



16713/5/2  
August 29, 2023

Jessica Jadick  
107 Yacht Club Drive, #A-19  
St. Augustine, FL 32084

Dear Ms. Jadick:

I am responding to your email, with attachments, of August 15, 2023 requesting a New Vessel Determination pursuant to 46 C.F.R. § 67.175. At the request of this office, you also supplemented that information with additional photographic evidence. Your request concerns the 45-foot catamaran OSPREY, official number 1249388, which has undergone extensive reconstructive work and you now wish to document anew.

The standard which is applied in determinations as to whether a "new vessel" has been created or, to the contrary, whether an older and existing vessel has simply been rebuilt, is found at 46 C.F.R. § 67.3 which defines "new vessel" as follows:

"New vessel" means a vessel:

- (1) The hull and superstructure of which are constructed entirely of new material; or
- (2) Which is constructed using structural parts of an existing vessel, which parts have been torn down so that they are no longer advanced to a degree which would commit them to use in the building of a vessel.

The second prong of this definition is not applicable in your case because the OSPREY was not constructed using **structural** parts of an existing vessel. If it had been so constructed, the focus would have been on whether the hull and superstructure of the old vessel had been torn down and the nature and degree of the incorporation of those parts into the new vessel. In fact, no structural parts from either the hull or superstructure were used in the new construction. Thus, in order for the OSPREY to be considered a "new vessel" both the hull and superstructure must be constructed of entirely new material.

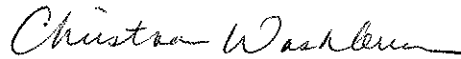
I note it is assumed that the outfit items of a vessel will be replaced in the process, as was the case with the OSPREY. Such items replaced on the OSPREY include a snack bar, lights, head, and other nonstructural parts. However, the hull was completely replaced via two new pontoons, with the old pontoons completely removed and not used in the current construction. Likewise, the superstructure was completely replaced by removing the existing decking and installing new plywood decking, new vinyl covering, new cross channel, and perimeter trim. In fact, the only

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reinstallation of existing parts were the rails and passenger seats. In short, apart from the rails and seats, the only connection the new vessel bears to the old vessel is its general design and appearance. There appear to be no structural parts of the old vessel which have not been torn down, or more to the point, replaced entirely. All of this work was completed in 2022 by Trident Pontoons in Tavares, Florida.

For these reasons, my determination is that you have constructed a New Vessel. As such, the National Vessel Documentation Center is prepared to proceed with the documentation of the OSPREY as a New Vessel, built in 2022 in Tavares, Florida, upon receipt of a properly executed CG-1258, accompanied by a copy of this letter, together with all other documents and fees required for the initial documentation of the New Vessel OSPREY.

Sincerely,



Christina Washburn  
Director