

UNITED STATES OF AMERICA

NATIONAL TRANSPORTATION SAFETY BOARD

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Investigation of: *

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KRISTIN ALEXIS/BARGE MR. ERVIN *

ALLISION WITH THE SUNSHINE BRIDGE * Accident No.: DCA19FM003

DONALDSONVILLE, LOUISIANA *

OCTOBER 12, 2018 *

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Interview of: DAVID RAMIREZ
Chief, Water Management Office

Lamar Dixon Expo Center
Gonzales, Louisiana

Friday,
May 10, 2019

APPEARANCES:

CDR MATTHEW MESKUN, Lead Investigating Officer
United States Coast Guard

LT [REDACTED] [REDACTED] Hearing Recorder
United States Coast Guard

MICHAEL KUCHARSKI, Investigator in Charge
National Transportation Safety Board

LCDR [REDACTED] [REDACTED]
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P R O C E E D I N G S

(8:00 a.m.)

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2
3 CDR MESKUN: Good morning. This hearing will come to order.
4 Today is Friday, May 10, 2019,, and the time is 8 a.m. We are
5 continuing at the Lamar Dixon Expo Center in Gonzales, Louisiana.

6 Convening purpose -- convening and purpose of the
7 investigation. I am Commander Matthew Meskun of the United States
8 Coast Guard, Chief of Inspections and Investigation at LANT 541,
9 at Atlantic Area, Portsmouth, Virginia. I am the lead
10 investigating officer of this formal investigation and the
11 Presiding Officer over these proceedings.

12 Commander, Sector New Orleans, has convened this
13 investigation under the authority of Title 46 United States Code
14 § 6301 and Title 46 Code of Federal Regulations Part 4 to
15 investigate the circumstances surrounding the allision of the
16 Sunshine Bridge by the *Mr. Ervin* crane barge being pushed by the
17 towing vessel *Kristin Alexis* on October 12, 2018 while transiting
18 on the Mississippi River.

19 I am conducting this investigation under the rules in 46 CFR
20 Part 4. The investigation will determine as closely as possible
21 the factors that contributed to the incident so that proper
22 recommendations for the prevention of similar casualties may be
23 made; whether there is evidence that any act of misconduct,
24 inattention to duty, negligence or willful violation of law on the
25 part of any licensed or certificated person contributed to the

1 casualty; and whether there is evidence that any Coast Guard
2 personnel or any representative or employee of any other
3 government agency or person -- other person caused or contributed
4 to the casualty.

5 Parties in interest. I have previously determined that the
6 following organizations or individuals are parties in interest to
7 this investigation: Marquette Transportation, represented by
8 Mr. David Reisman; and Cooper Consolidated, represented by
9 Mr. Scott Jenkins. These parties have a direct interest in the
10 investigation and have demonstrated the potential for contributing
11 significantly to the completeness of the investigation or
12 otherwise enhancing the safety of life and property at sea. Their
13 participation as a party in interest. All parties in interest
14 have a statutory right to employ counsel to represent them, to
15 cross-examine witnesses, and to have witnesses called on their
16 behalf.

17 Witnesses. I will examine all witnesses at this formal
18 hearing under oath or affirmation, and witnesses will be subject
19 to federal laws and penalties governing false official statements.
20 Witnesses who are not parties in interest may be advised by their
21 counsel concerning their rights; however, such counsel may not
22 examine or cross-examine other witnesses or otherwise participate.

23 General information. These proceedings are open to the
24 public and the media. I ask for the cooperation of all persons
25 present to minimize any disruptive influence on the proceedings in

1 general and on the witnesses in particular. Please turn your cell
2 phones or other electronic devices off or to silent or vibrate
3 mode. Please do not enter or depart the hearing room except
4 during periods of recess. Flash photography will be permitted
5 during this opening statement and during recess periods.

6 The members of the press are, of course, welcome, and an area
7 has been set aside for your use during the proceedings. The news
8 media may question witnesses concerning the testimony that they
9 have given after I have released them from these proceedings. I
10 ask that such interviews be conducted outside of this room.

11 Since the date of the casualty, the NTSB and Coast Guard have
12 conducted substantial evidence collection activities, and some of
13 that previously collected evidence will be considered during these
14 hearings. Should any person have or believe he or she has
15 information not brought forward but which might be of direct
16 significance, that person is urged to bring that information to my
17 attention by emailing it to accidentinfo@uscg.mil.

18 Opening statement from government entities. The Coast Guard
19 relies on strong partnerships to execute its missions, and this
20 formal investigation is no exception. The National Transportation
21 Safety Board provided a representative for this hearing. Mr. Mike
22 Kucharski, seated to my left, is the investigator in charge for
23 the NTSB.

24 Mr. Kucharski, would you like to make a brief statement?

25 MR. KUCHARSKI: Yes, Commander. And good morning, and good

1 morning to all here in attendance on this rainy day. I'm Mike
2 Kucharski of the National Transportation Safety Board,
3 investigator in charge for this investigation.

4 The National Transportation Safety Board is an independent
5 federal agency which, under the Independent Safety Board Act of
6 1974, is required to determine the probable cause of this accident
7 and to issue a report of the facts, conditions and circumstances
8 relating to the accident. The NTSB has joined this hearing to
9 avoid duplicating the development of facts. Nevertheless, the
10 NTSB may develop additional information separately from this
11 proceeding if that becomes necessary. At the conclusion of this
12 hearing, the NTSB will analyze the facts of this accident and
13 determine the probable cause. And independently from the Coast
14 Guard, I'd like to point out. We'll issue a separate report of
15 the findings and, if appropriate, issue recommendations to correct
16 safety issues discovered during this investigation.

17 Thank you, Commander.

18 CDR MESKUN: Thank you. We will now call our first witness,
19 Mr. David Ramirez. Please come forward at the witness table, and
20 LT [REDACTED] will administer your oath and ask you some preliminary
21 questions.

22 (Whereupon,

23 DAVID RAMIREZ

24 was called as a witness and, after being first duly sworn, was
25 examined and testified as follows:)

1 LT [REDACTED] Please be seated. Please state your full name
2 and spell your last into the microphone, sir.

3 THE WITNESS: David Ramirez, R-a-m-i-r-e-z.

4 CDR MESKUN: Morning, Mr. Ramirez.

5 THE WITNESS: Good morning.

6 CDR MESKUN: Thank you for coming today.

7 EXAMINATION

8 BY CDR MESKUN:

9 Q. Can you please describe to us where you work, what your
10 office does, what your roles and responsibilities are?

11 A. I am the Chief of the Water Management Office for the New
12 Orleans Corps of Engineers, New Orleans District. My job entails
13 anything that has to do with the Mississippi and Atchafalaya
14 Rivers. Basically our jurisdiction is the Mississippi River and
15 tributaries project, the flood control system of the Mississippi
16 River. So anything that falls within those two rivers is under my
17 office's responsibility. Mostly regarding flood control,
18 navigation, (indiscernible) operations section, but we do support
19 navigation with water data, river -- we collect, you know, gauge
20 information, stream flow information, velocity information. So we
21 do support the navigation offices within the Corps of Engineers.

22 Q. Sounds like you've had some excitement in the last few
23 months.

24 A. And it's still going on.

25 Q. Let me start off by saying if there's any questions that we

1 ask that you don't understand, please ask us to rephrase it. Or
2 if it's information that we're asking that you don't know, just
3 state that you don't know.

4 A. Sure.

5 Q. Can you please tell us a little bit about your background,
6 your experience, your history?

7 A. I've been working for the Corps for 23 years now. I'm a
8 civil engineer. I specialize in -- I initially started as a
9 hydraulic engineer doing hydraulic analysis, hydraulic models,
10 river engineering, designing levees, structures, floodwalls, dams.
11 That's my background. It's typically in engineering. I now run
12 the water management section, which is basically -- we operate the
13 old river complex, all the flood control features of the lower
14 Mississippi River and tributary system.

15 Q. Thank you. The Mississippi River seems to be a very complex
16 and dynamic waterway. Can you just describe a little bit about --
17 I don't want to say how the Mississippi River works, but what are
18 some of the -- like, is the waterway constant? Is it constantly
19 changing? How does -- can you describe some of that?

20 A. It's very dynamic. So it's constantly changing. The channel
21 itself is constantly changing. And that's one of our challenges.
22 So we built -- the Corps built, you know, these flood control
23 works years ago. These are static structures. And the river
24 constantly -- every year, every flood year, is different. It
25 starts different; it ends different. Sedimentation in the river

1 is a big factor in this -- this typical -- this river, in
2 particular, we see a lot of channel changes.

3 You know, it drains 41% of the country, and we see just in a
4 typical year, you know, the channel -- the geometry or the shape
5 of the channel moves, changes 20 feet or so in different places
6 just by one flood. So managing that, managing water levels,
7 managing flooding, managing navigation is a challenge, because
8 it's constantly changing. You know, we could take channel
9 surveys, and then within 6 months, they're completely different.
10 You know, the river's -- it's a living, it's a living thing. It's
11 constantly changing. So managing that and trying to maintain, you
12 know, static flood control and static structures that are built,
13 you know, years ago, it's a challenge. It's a real challenge.

14 Q. Some of the topics I want to talk about a little bit are --
15 and we've heard lots of testimony from several witnesses over the
16 last week, essentially, talking about different things. And I was
17 hoping that maybe you could just help clarify some of those
18 issues. Charting issues are some of the things I would like to
19 talk about, and the datum as well.

20 Can you talk about -- well, let's just -- we've been
21 specifically focusing on the Sunshine Bridge and the
22 Donaldsonville gauge. Can you just talk to us about the
23 Donaldsonville gauge, or any of the gauges for that matter, how do
24 they work?

25 A. So the gauges -- we have -- you know, there's multiple gauges

1 up and down the lower river, at least in our area of
2 responsibility. And they're set to a datum issue. They're set to
3 a datum, which is called NGDV29. Most of the river gauges in the
4 lower river are set to that datum. There are more current datums.
5 There are newer datums. And in the lower river and the lower --
6 the top Louisiana area, there's -- we have subsidence, and our
7 datums are constantly changing, which is a big issue for our
8 gauging interest and our -- you know, our survey folks are really
9 reminding us that, you know, we're sinking and things are
10 changing. So we try to keep, you know, datums updated every so
11 often.

12 But river gauge datums have stayed constant because of the
13 consistency, and the navigation industry has asked us not to keep
14 changing the datums because, you know, a certain stage at
15 Donaldsonville means something to people. Ten feet at
16 Donaldsonville means something for the last 50 years. If we
17 change 10 feet to 12 feet, it changes perceptions. It changes
18 what people understand. So those datums, those gauge datums have
19 been held to NGDV29 datum. Even though the current survey
20 criteria datum has moved forward, we have a -- we just have a
21 conversion factor. So we keep the gauges as they are in the river
22 for navigation interests. Because there's so much going on and so
23 much interest in the river that people have an understanding of
24 what that number means to them. So to keep changing that would be
25 -- it'd be too hard to keep up, and people would misinterpret it.

1 And so those gauges stay at a static level, and we just -- we
2 can convert it to the latest datum, which is -- NAVD88 is the
3 latest datum that was -- in 1988, they did a new datum. And so we
4 have -- we keep conversions from our gauges to the river gauges to
5 that new datum. So instead of changing -- so in a lot of places
6 on land, we'll change heights or change gauge datum or change
7 elevations based on the new datum constantly. Every 8 to 10
8 years, they come up with new datums. The river, we don't. You
9 leave it at the 29 datum, and we just put a conversion.

10 So on, like, our webpage or some of our river gauge -- our
11 river pages, you can see, you know, 10 feet at Donaldsonville on
12 the gauge equals X amount on the latest datum. So there's a
13 conversion there, rather than changing the gauge height to that
14 new datum.

15 So it's a challenge. You know, in the lower section of the
16 river, again, we have subsidence. So it's -- moving upriver in
17 the Midwest and other parts of the country, you don't have that
18 movement as much. But here, it's a challenge, so we keep having
19 to reclassify our datums and reconnect them to the river gauges.

20 Q. So in layman's terms, can you define what subsidence is?

21 A. Subsidence is basically the relative movement -- the movement
22 -- the relative movement of land versus the mean sea level,
23 basically. So sea level supposedly is rising, which may or may
24 not be happening, but subsidence is happening. Our land in south
25 Louisiana is subsiding. It's sinking. Relative to that water

1 level in the ocean, we're moving down. Many reasons why. You
2 know, oil and gas extraction is a major reason why, but we see it.
3 We see it in our gauge readings. We're moving down. So those
4 datum -- so if you set a datum 50 years ago, it's probably sunk.
5 So what you thought it was, is not what it is today. And so those
6 need to be resurveyed and those datum need to be adjusted.

7 Q. Okay. Could you -- I guess, do the gauges get calibrated
8 to --

9 A. They do. They do get resurveyed probably -- I'm not
10 positive, but at least on an annual basis. Especially -- the
11 Mississippi River gauges are probably our most used gauges. You
12 know, we have gauges on tributaries and smaller streams, bayous,
13 creeks, everywhere. But these gauges are heavily depended upon.
14 So those are -- they're resurveyed to make sure that they're where
15 they need to be, where they say we -- where we say they are.
16 They're adjusted and calibrated.

17 Q. And would you be able to roughly say how much subsidence
18 there is every year?

19 A. It varies. Closer to the coast, we see higher rates of
20 subsidence. I know -- so we have a -- for example, our Grand Isle
21 gauge is a famous one for -- you know, people like to use that for
22 climate change purposes. We've seen on the order of, I think, 5
23 to 6 centimeters of it moving in the last 50 years. So again, and
24 that's out on the coast, you know, obviously. And that tapers off
25 as you move inland, that -- the rate of subsidence. But we are

1 seeing the gauges move as well as the ocean level increase. So
2 that difference, it's obvious. And the average heights, you can
3 plot average heights period of record, and they're slowly
4 increasing over time. So we do see that change.

5 Q. Do you happen to know what the subsidence is at
6 Donaldsonville?

7 A. Not offhand. Not exactly.

8 Q. But it's not as severe as --

9 A. It's not as severe. As you move upriver, it is less and
10 less. I can tell you just from our old river project, which is at
11 mile -- about River Mile 306, 305 -- Donaldsonville is about 175.
12 I'm familiar with the old river project. The subsidence there is
13 less than, you know, a few tenths of a foot. You know, since
14 we've been keeping records, so say in the last 50 or so years. So
15 again, that's a little further upriver. But you can see the
16 difference between there and, as I mentioned, Grand Isle. There's
17 -- it kind of tapers off.

18 So I would be speculating if I tried to tell you about
19 Donaldsonville, but it's somewhere in the middle there.

20 Q. So if -- I was just trying to think about this from a reality
21 perspective, because that's very technical. So if you had a
22 bridge -- let's just say the Sunshine Bridge -- that was built 50,
23 60 years ago, and it was -- all the plans were calculated for a
24 certain amount and air drafts were -- I'm sorry -- vertical
25 clearances of the bridge were charted. Based upon the calibration

1 that happens every year and the adjustments that are made every
2 year, is the charted information for the vertical clearances still
3 an accurate information?

4 A. We do resurvey the gauges. And I know we worked with the
5 folks at NOAA on some of the clearance information. Now again,
6 that's not directly under my office, but I would say -- and again,
7 maybe it's speculation. Most structures -- most major structures
8 are built with foundations to resist the subsidence. They're deep
9 foundations. That subsidence we see as occurring in, you know,
10 kind of the top layers of the earth, I'd say, you know. Something
11 like a bridge, foundations go much deeper than that.

12 I wouldn't think the air gap or the clearance of a bridge --
13 I don't think a bridge would be subsiding equivalent to what the
14 land is. I wouldn't -- again, it's not our bridge, but our major
15 structures are built -- our blocks and dams are not built to --
16 are built to -- you know, deep enough to avoid that subsidence.
17 We don't want it to move.

18 So in essence, and the subsidence datum change -- you know,
19 the earth subsiding in Lower -- South Louisiana doesn't affect the
20 water level. The water level's the same constant. So we're
21 seeing, you know, we're seeing -- the channel bed may be sinking,
22 but that water level is tied to the ocean. That's not moving.
23 You know, it's not falling equivalently. So that -- again, it's
24 confusing there when you talk about water elevation and the earth
25 moving, it's -- there's a lot of confusion in that whole datum

1 subsidence conversation. But I know that we worked -- our survey
2 folks worked with the NOAA folks on, you know, vertical
3 clearances, and those are checked. I couldn't tell you at what
4 frequency, but they're checked.

5 Q. Okay. And just hypothetically speaking of the Donaldsonville
6 gauge -- I don't know what the gauge is today. That's what my
7 hypothetical is. Let's just say the gauge is at 20 feet today.

8 A. Right.

9 Q. What is that 20 feet based off of?

10 A. It is -- so it's -- that vertical datum, that NGVD29 vertical
11 datum, those gauges were set -- so zero at Donaldsonville would
12 be, you know, a zero at NGVD29 datum. What I understand the
13 gauges from basically our old river project south through New
14 Orleans are set at NGVD29 datum, which in layman's terms, I
15 believe was approximately sea level at the time, back in 1929, I
16 guess. That was their zero, sea level or -- some folks -- mean
17 low gulf. There's a few nuances in the terminology there, but
18 since then, again, the datums have changed but those gauges have
19 not. And because -- as I mentioned earlier, they were -- you
20 know, those were so heavily used by navigation industry, those
21 numbers meant something to folks, that we kept them on a 29 datum.

22 So that's what -- at Donaldsonville, you know, 20 feet means
23 20 feet -- I guess 20 feet above sea level, I guess you could say,
24 in layman's terms.

25 Q. That's perfect. That was a very poorly worded question, but

1 you hit on exactly what I was trying to get at. So does that mean
2 that there's zero water, that the river is bone dry when it's --

3 A. No, no, no. The depth of the river is minus. You know, I
4 know in, like, past New Orleans, we'd have areas up to -100. So
5 below sea level. So if the river would, you know, dry up, we'd
6 still have water from the Gulf of Mexico filling the channel
7 because it's below the level of the ocean all the way past Baton
8 Rouge. So it doesn't mean it's dry. Still plenty of water.

9 Q. Excellent. Thank you.

10 CDR MESKUN: Before I move on to any more questions, does
11 anybody else have any questions?

12 MR. KUCHARSKI: Hi. Good morning, Mr. Ramirez. That's
13 enlightening. Thanks.

14 BY MR. KUCHARSKI:

15 Q. So does NGVD29 use those for the gauges; is that correct?

16 A. Yes, sir.

17 Q. Okay. And do you know how that correlates to what NOAA uses
18 on mean high water?

19 A. No. Mean high -- I know mean high water, it's a tidal datum.
20 So it changes every so many years; they recalculate it. So the
21 tidal datums are dynamic. And this is a geodetic datum, you know.
22 So no. I could figure it out, or I have people that could figure
23 that out, but I couldn't tell -- there's a conversion.

24 So when NOAA would update mean low-low water, you know, when
25 it comes -- when a new one would come out, we'd develop a

1 conversion. That could be, that could be calculated. But I
2 couldn't explain it or do it now.

3 Q. I guess you're aware that the NOAA charts have mean high
4 water on them?

5 A. Mean high water. Yeah. Yes. Yes.

6 Q. You are? Okay, okay. So --

7 A. They have a few. They have a few different tidal datums they
8 use. And so when they do update those, we will correlate them to
9 our gauges as well. And I guess I assume the folks that need to
10 know that know that, you know, that that exists, that the
11 relationship exists.

12 Q. And just one point of clarification. So the -- this exhibit
13 that's been pulled up, it says NOAA on there and it has the
14 Donaldsonville gauge. But the gauges are owned by the Army Corps.
15 They just put it on the NOAA site; is that how it works?

16 A. Yeah, they just display our -- yes. They just display our
17 data. We have a network of gauges. We share -- we put them on
18 the -- we have their gauges on our website as well.

19 Q. Okay, great. You've hit on a word called "share," but I
20 think we'll go into that. And we have some questions down for
21 sharing. Thank you.

22 BY CDR MESKUN:

23 Q. I'd like to move into the topics of some charting stuff, if
24 that's okay. Does the Army Corps produce river maps, if you will?

25 A. Yes, sir, we do.

1 Q. Okay. And are those paper and electronic?

2 A. Yes, sir. They're both.

3 Q Are there any -- do you know if there's any differences
4 between the paper chart -- other than being electronic, but
5 differences between the two charts?

6 A. There shouldn't be. Unless, you know, you use the older
7 version. But the -- you know, when a new survey comes out or a
8 new book comes out, they're similar. They just provide them in
9 two different formats.

10 Q. Okay, perfect. And you may not know the answer to this one,
11 but do you know how often a new version comes out?

12 A. I know -- no, I don't. But I know we do -- we survey the
13 river, the entire river, every -- about every 10 years. And that
14 survey is used to update the charts. I'm not sure if the charts
15 are updated more frequently than that, but I know we do order a
16 full survey of the -- we do partial surveys for different
17 projects, but we do a full survey of the channel every 10 years.
18 And I know that information is turned over to the folks who do the
19 charts. So again, I would say at a minimum of 10 years, but I'm
20 not certain of that. They may update them more frequently or less
21 frequently.

22 Q. Do you know if there are any Army Corps electronic charts
23 available from Baton Rouge south?

24 A. I believe -- now I believe the, you know, paper or the
25 electronic version -- yeah. We have the entire -- our entire area

1 of responsibility charted. Yes.

2 Q. Do you happen to know how information makes it onto a chart?
3 Like, let's say a new bridge is constructed. Do you know how that
4 information would make it to the Army Corps?

5 A. I know -- we work with, you know, of course, the major
6 agencies, DOTD. I'm not exactly sure of the process. I would be
7 speculating on, you know -- but I would assume, you know, once
8 it's decided to make a new chart, we would reach out to all
9 parties that we feel influenced anything that changes on a chart,
10 you know, navigation, DOTD, state agencies or anybody
11 associated -- or any high-flying companies, any utilities the
12 cross the river, we're engaged with them. But I personally do not
13 do that work, so I would -- I am speculating.

14 Q. Okay. That's fine. Thank you. Can you pull up Exhibit 8 in
15 the -- yeah, right down there. This is the profile view of the
16 Sunshine Bridge from the Army Corps map book. Are you familiar
17 with what the clearances are for the Sunshine Bridge?

18 A. Yes, I am.

19 Q. Yeah, okay. Looking at what's provided there -- I guess, I
20 think we've kind of already talked about this, but can you just
21 describe again how some of those numbers come from? Like, so it
22 says, the -- for the main channel span, it says the vertical
23 clearance is 171, and then it references a minimum vertical
24 clearance, 135 at Donaldsonville gauge equals 36. And can you
25 just describe where that 36 comes from and what that is?

1 A. So basically the clearance is the 171 minus whatever their
2 Donaldsonville gauge is reading at that time. So -- and it's been
3 determined that the minimum clearance is -- when Donaldsonville's
4 at 36, you have less than 100 feet; you have 99 feet of clearance,
5 and that's the minimum vertical clearance. That's what that's
6 saying. Why that's been determined at 36, I'm not positive why
7 99's the limit. But basically the higher the Donaldsonville gauge
8 reads, the less clearance you have, which would make sense. So
9 171 is the vertical clearance when Donaldsonville gauge reads
10 zero. So when it's at zero, you have 171 feet, and as it moves
11 up, you -- you know, that is reduced.

12 And that's just showing you how to compute it, I guess. If
13 you see a Donaldsonville gauge reading, you can subtract that from
14 171 and you know your vertical clearance for the main span. And
15 then there's another basic equation similar for the west span.

16 Q. Okay, thank you for that. Are you at all familiar with the
17 NOAA charts for this area as well?

18 A. I know -- I'm familiar with them. I'm not familiar with the
19 details of them. I'm more familiar with our charts.

20 Q. Understood. And then -- so Mr. [REDACTED] brought up IO Exhibit
21 7. This is actually the NOAA chart that shows the Sunshine
22 Bridge. And then it indicates the fixed bridge vertical clearance
23 is 133 feet. Do you see that?

24 A. Where is that? Okay.

25 Q. I'm just curious if you knew why they're -- you know, what

1 the difference between the two charts for what it has for vertical
2 clearances.

3 A. No, I do not.

4 CDR MESKUN: Okay, thank you. That's all the questions I
5 have.

6 Mr. Kucharski?

7 BY MR. KUCHARSKI:

8 Q. Mr. Ramirez, you're familiar with the term on the electronic
9 charts, Inland Electronic Navigation Charts, that the Army Corps
10 calls them IENCs?

11 A. I wasn't familiar with that terminology.

12 Q. I'm sorry?

13 A. I know we have electronic charts. I didn't know the exact
14 name of them.

15 Q. Sorry. I'm looking at the Army Corps' site right now for
16 electronic -- to download these. You were asked the question if
17 there exists electronic charts from Baton Rouge downriver, I
18 believe, okay. But let's concentrate just on the area of this
19 accident.

20 A. Sure.

21 Q. Okay. If there is -- you stated, and I'd ask you to kindly
22 check on that, if there are electronic charts available. And if
23 they're not on your site, how would a mariner get them? How would
24 we get the copies? Because I -- I apologize, but it says -- the
25 furthest one down I see is 236, mile marker 236 to 325. I don't

1 see anything further south on the river. Okay, and that's really
2 critical for us to understand that.

3 A. Sure. Sure.

4 Q. Okay? You may have touched on this, and I apologize if I
5 wasn't listening carefully. But why is it that the Army Corps has
6 map books, okay, and information going all the way down -- I think
7 it's 22 miles below the Head of Pass all the way down, when NOAA
8 charts exist for that also?

9 A. I do not know one way or the other. It's a duplicate effort,
10 I agree. But I'm not sure.

11 Q. Does Army Corps also have flood control type issues or --
12 that they're responsible for?

13 A. Absolutely. So our map books are used -- we use them in-
14 house for more than just navigation purposes. So we do use them
15 for our mission as well. So again, I'm not sure why there are
16 duplicates as far as the navigation is concerned and bridge
17 clearances, but I know we use them for river information, river
18 mile information or any information we need that -- it lists
19 utilities, pipeline crossings. And we need to do dredging; we
20 need to what's around. We use those for -- to show us what's in
21 our project area, whatever, you know, our area concerns. So we
22 use them for our mission as well.

23 So in that case, I guess, yeah, that's why they're produced,
24 probably. And then they -- there's multiple uses for them.

25 LCDR [REDACTED] (Indiscernible) like, discussed

1 internally. You know, feel free to respond to the questions, but
2 what we don't want to have to ask is for you to personally
3 speculate is --

4 THE WITNESS: Okay. Okay, yeah.

5 LCDR [REDACTED] -- when you answer some of these
6 questions. So we're trying to stay away from that.

7 THE WITNESS: Got you. Thank you.

8 So yeah, I mean, we use them for our mission for sure, and we
9 put them out to the public to use as they need, I guess, would be
10 the answer.

11 BY MR. KUCHARSKI:

12 Q. And you said you're familiar with the NOAA charts? Or you're
13 not?

14 A. I'm familiar -- I'm aware that they exist. I don't -- I'm
15 not familiar with the details involved.

16 Q. Okay. I won't ask you that question then. And would you
17 please confirm that the minimum vertical clearance of the west
18 span of the Sunshine Bridge is on the western side of that span?
19 Is that where it is?

20 A. Well, it depends on which way we're looking. We're looking
21 upriver. So that -- yes, that's the west side.

22 Q. Do you or anybody in your department -- do you get involved
23 with a bridge strike like this if you're not being asked by the
24 Coast Guard, or involved in litigation or another agency asks you
25 to get involved? Are you --

1 A. No. We only get involved -- we basically -- mostly we'll get
2 requests for data, for river data, stages, flows, velocities,
3 maybe even channel surveys at the most.

4 Q. When you're talking about clearances -- you're familiar with
5 clearances, obviously?

6 A. Yes, sir.

7 Q. Okay. Are you familiar with the term navigation box?

8 A. No, sir.

9 Q. Okay. So, Mr. Ramirez, earlier you talked about sharing
10 information. Okay. Could you tell us how information from --
11 let's be specific -- on bridge clearances, okay, you have all
12 these calculations, how is that shared with other agencies? Like,
13 is there a formal process with NOAA, because they're responsible
14 for charting in this area? Okay. And with Coast Guard? Is it
15 shared with the Coast Guard, you know, this information, because
16 they have responsibility for light lists? NOAA has coast pilots.
17 Have you ever seen a coast pilot, the books?

18 A. Yeah.

19 Q. Yeah, okay. And then the charts. We're trying to see how
20 all this ties together. So could you tell us that?

21 A. Right. So for bridge clearances, I'm not positive how that's
22 shared. Stage data, flow data, velocity data, water data, we
23 actually -- we send data to each other via -- through our
24 webpages. We automatically -- when we collect data, we ingest it
25 and process them, and it automatically shares with NOAA, National

1 Weather Service; USGS, you know, is another data-collecting agency
2 that -- so it's just an agreement we have that, hey, if I'm
3 collecting data, I'll share with you; if you collect data -- that
4 way we're not duplicating efforts. For water data. For bridge
5 clearance data, I'm -- we do collect it; I am not positive how
6 that's shared with NOAA.

7 Q. Could you point us in the right direction? Who would be able
8 to tell us that, the sharing?

9 A. We have our -- the folks that make the maps, our map -- our
10 GIS, our mapping folks, are the ones that get this data and
11 actually physically make these charts, these maps. And that would
12 -- I would suspect that office would be the ones who --

13 Q. Would you be able to get us a point of contact there?

14 A. I absolutely could.

15 MR. KUCHARSKI: Great. Thank you.

16 BY CDR MESKUN:

17 Q. As it pertains to information like the river stage at the
18 Donaldsonville gauge, how hard is it for a mariner to find that
19 information on your website? Where is it located? Is it on your
20 website?

21 A. It is on our website. We have a website called River Gauges.
22 And I know for other gauge locations, it's as easy as basically
23 googling Donaldsonville gauge on the Mississippi River, And you
24 should get a link to it.

25 Q. So it's readily available to the public?

1 A. It's readily available.

2 Q. That's kind of where I was going. Thank you for that.
3 Appreciate it. I wasn't trying to trip you up.

4 And also a question that you may not know the answer to. But
5 do you know, are all of the bridges that are charted that have an
6 alternate span that you can travel through, does it have the
7 vertical clearance listed on those charts?

8 A. I'm not positive.

9 CDR MESKUN: Okay, that's good. Thank you. That's all the
10 questions I have. You -- one more? Okay.

11 BY MR. KUCHARSKI:

12 Q. Just a quick follow-up. On the gauges, you said there's a
13 site where it's accessible, you can get the gauge heights. Is
14 there any site that has the computations for the actual vertical
15 clearance at any point in time applying the gauges to -- gauge
16 information to them?

17 A. Not a Corps site that I'm aware of.

18 MR. KUCHARSKI: Thank you.

19 CDR MESKUN: Mr. Wogan? Mr. --

20 MR. WOGAN: No questions.

21 CDR MESKUN: You good? Okay.

22 Mr. Ramirez, thank you for your testimony. You are now
23 released as a witness from this formal marine casualty
24 investigation. Thank you for your testimony and cooperation. If
25 I later determine that this joint investigation team needs

1 additional information, I will contact you through your counsel.
2 If you have any questions about this investigation, you may
3 contact the recorder, LT [REDACTED]

4 The time is now 8:44. We'll take a 16-minute recess. We're
5 off the record.

6 (Whereupon, at 8:44 a.m., the testimony was concluded.)
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CERTIFICATE

This is to certify that the attached proceeding before the

NATIONAL TRANSPORTATION SAFETY BOARD


IN THE MATTER OF: *KRISTIN ALEXIS/BARGE MR. ERVIN*
 ALLISION WITH THE SUNSHINE BRIDGE
 DONALDSONVILLE, LOUISIANA
 OCTOBER 12, 2018
 Interview of David Ramirez

ACCIDENT NO.: DCA19FM003

PLACE: Gonzales, Louisiana

DATE: May 10, 2019

was held according to the record, and that this is the original,
complete, true and accurate transcript which has been transcribed
to the best of my skill and ability.



Eileen Gonzalez
Transcriber