

SERVED: October 30, 1992

NTSB Order No. EA-3709

UNITED STATES OF AMERICA
NATIONAL TRANSPORTATION SAFETY BOARD
WASHINGTON, D.C.

Adopted by the NATIONAL TRANSPORTATION SAFETY BOARD
at its office in Washington, D.C.
on the 20th day of October, 1992

THOMAS C. RICHARDS,)	
Administrator,)	
Federal Aviation Administration,)	
)	
Complainant,)	
)	Docket SE-12437
v.)	
)	
JOSEPH T. BECKER, III,)	
)	
Respondent.)	
)	

ORDER DISMISSING APPEAL

On June 25, 1992, respondent filed a notice of appeal from the written decision Administrative Law Judge Jerrell R. Davis issued in the proceeding on June 16, 1992.¹ However, respondent has not filed an appeal brief and his appeal is therefore subject

¹The law judge's order, inter alia, granted the Administrator's motion for summary judgment on a complaint which sought to suspend the respondent's private pilot certificate for 30 days for his alleged violations of sections 61.15(e) and 61.15(f) of the Federal Aviation Regulations.

to dismissal under Section 821.48(a) of the Board's Rules of Practice.² See 49 CFR Part 821.

ACCORDINGLY, IT IS ORDERED THAT:

Respondent's appeal is dismissed.

VOGT, Chairman, COUGHLIN, Vice Chairman, LAUBER, HART and HAMMERSCHMIDT, Members of the Board, concurred in the above order.

²Section 821.48(a) provides as follows:

"§ 821.48 Briefs and oral argument.

(a) Appeal briefs. Each appeal must be perfected within 50 days after an oral initial decision has been rendered, or 30 days after service of a written initial decision, by filing with the Board and serving on the other party a brief in support of the appeal. Appeals may be dismissed by the Board on its own initiative or on motion of the other party, in cases where a party who has filed a notice of appeal fails to perfect his appeal by filing a timely brief."