

SERVED: September 11, 1998

NTSB Order No. EA-4698

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 31<sup>st</sup> day of August, 1998

\_\_\_\_\_)  
Petition of )  
 )  
ELMER ALLEN PROPST )  
 )  
for review of the denial by ) Docket SM-4244  
the Administrator of the )  
Federal Aviation Administration )  
of the issuance of an airman )  
medical certificate. )  
\_\_\_\_\_)

**ORDER DENYING RECONSIDERATION**

On July 9, 1998, we dismissed the matter docketed as SM-4244 as moot, because petitioner's underlying application for an airman medical certificate had not been finally denied at the time of his petition to the Board, and, following the Federal Air Surgeon's final denial of that application on December 2, 1997, petitioner again had filed a petition for review. This second petition concerning the same application was separately docketed in the NTSB Office of Administrative Law Judges as SM-4284. Petition of Propst, NTSB Order No. EA-4642 (July 9, 1998).

Petitioner has filed a request for reconsideration of our dismissal of the premature petition for review in Docket SM-4244. However, he identifies no error in our decision to dismiss his first petition as moot, and he offers no valid reasons for concluding that dismissal will have any effect, prejudicial or otherwise, on the disposition of any matters raised in SM-4284.

**ACCORDINGLY, IT IS ORDERED THAT:**

The request for reconsideration is denied.

HALL, Chairman, FRANCIS, Vice Chairman, HAMMERSCHMIDT, GOGLIA, and BLACK, Members of the Board, concurred in the above order.

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