

SERVED: September 12, 2000

NTSB Order No. EA-4858

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

Issued under delegated authority (49 C.F.R. 800.24)  
on the 12th day of September, 2000

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JANE F. GARVEY,	)	
Administrator,	)	
Federal Aviation Administration,	)	
	)	
Complainant,	)	
	)	Docket SE-15785
v.	)	
	)	
TODD G. BRADER,	)	
	)	
Respondent.	)	
	)	

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**ORDER DISMISSING APPEAL**

On May 5, 2000, respondent filed a timely notice of appeal from the oral initial decision Administrative Law Judge William E. Fowler, Jr., rendered in this case on April 26, 2000.<sup>1</sup> However, respondent has not filed an appeal brief and his appeal is therefore subject to dismissal under section 821.48(a) of the Board's Rules of Practice.<sup>2</sup> See 49 CFR Part 821.

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<sup>1</sup>The law judge affirmed in part an order of the Administrator suspending any and all pilot certificates held by respondent, including Commercial Pilot Certificate No. 567710296, for his alleged violations of sections 91.7(b), 91.13(a), 91.103(a), and 91.151(a)(1) of the Federal Aviation Regulations, 14 CFR Part 91. The law judge modified the Administrator's order to provide for a 45-day, rather than a 60-day, suspension of respondent's certificates.

<sup>2</sup>Section 821.48(a) provides as follows:

**ACCORDINGLY, IT IS ORDERED THAT:**

Respondent's appeal is dismissed.

Ronald S. Battocchi  
General Counsel

(..continued)

**§ 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.