



of appeal from the law judge's January 9 Order Dismissing Petition for Want of Prosecution and Terminating Proceeding, but he did not file an appeal brief within 30 days after that date, that is, by February 8, 2001, and he has not to date filed an appeal brief.<sup>2</sup>

In the absence of good cause to excuse petitioner's failure either to perfect his appeal by filing a timely appeal brief or to submit a timely extension request for filing the brief after the deadline, dismissal of his appeal is required by Board precedent. See Administrator v. Hooper, 6 NTSB 559 (1988).

**ACCORDINGLY, IT IS ORDERED THAT:**

1. The Administrator's motion to dismiss is granted; and
2. The petitioner's appeal is dismissed.

Ronald S. Battocchi  
General Counsel

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<sup>2</sup>The law judge affirmed the Administrator's denial of airman medical certification on the basis of petitioner's history and clinical diagnosis of myocardial infarction and coronary artery disease, pursuant to sections 67.111(1)(3), 67.211(a)(c), and 67.311(a)(c) of the Federal Aviation Regulations, 14 CFR Part 67.