

prosecution on August 23, 2001.² We will grant the motion, to which respondent submitted no answer.³

Without good cause to excuse a failure to file a notice of appeal on time, a party's appeal will be dismissed. 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 respondent's appeal is dismissed.

Ronald S. Battocchi
General Counsel

²In her April 27, 2001 order of suspension, the Administrator alleged that respondent had violated sections 61.3(e), 91.13(a), and 91.123(a) of the Federal Aviation Regulations, 14 CFR Parts 61 and 91, and ordered that any airman certificate now held by respondent, including Airman Certificate No. 467681022 with private pilot privileges, be suspended for 90 days.

³Respondent's notice of appeal, due on September 4, 2001, was dated and postmarked September 25.