SERVED: March 24, 2003

NTSB Order No. EA-5031

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

Issued under delegated authority (49 C.F.R. 800.24)
on the 24th day of March, 2003

MARION C. BLAKEY, Administrator, Federal Aviation Administration, Complainant, v. MICHAEL MORGAN, Respondent.	Docket SE-16677

ORDER DENYING STAY

Respondent has requested a stay of NTSB Order No. EA-5027, served March 5, 2003, pending disposition of a petition for review of that order to be filed in the U.S. Court of Appeals.[1] The Administrator opposes the request. The request is denied.

The Board has consistently followed a policy of denying stays in cases in which revocation has been upheld. See Administrator v. Babb, NTSB Order No. EA-4737 (1999). No reason appears in this case for departing from that policy.

ACCORDINGLY, IT IS ORDERED THAT:

Respondent's request for stay is denied.

Ronald S. Battocchi
General Counsel

[1]In EA-5027, the Board granted the Administrator's motion to dismiss respondent's late-filed appeal from a decision of the law judge affirming the Administrator's allegations that respondent's private pilot and mechanic certificates should be revoked for his violations of sections 65.20(a)(1) and 65.77 of the Federal Aviation Regulations, 14 CFR Part 65.