

SERVED: May 19, 2004

NTSB Order No. EA-5090

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 17<sup>th</sup> day of May, 2004

_____		)	
MARION C. BLAKEY,		)	
Administrator,		)	
Federal Aviation Administration,		)	
		)	
Complainant,		)	
		)	Docket SE-16298
v.		)	
		)	
BARRY M. CORNISH,		)	
		)	
Respondent.		)	
		)	
_____		)	

**ORDER DENYING RECONSIDERATION**

On consideration of the respondent's petition for reconsideration of Board Order No. EA-5079 (served February 5, 2004) and the Administrator's comprehensive response in opposition, we have concluded that the petition, which for the most part argues for exemption from longstanding Board precedent declining to find good cause for a late appeal brief in the circumstances presented in this case, neither establishes error in our original decision nor otherwise presents a valid basis for reconsidering it.

**ACCORDINGLY, IT IS ORDERED THAT:**

Respondent's request for reconsideration is denied.

ENGLEMAN CONNERS, Chairman, ROSENKER, Vice Chairman, and GOGLIA, CARMODY, and HEALING, Members of the Board, concurred in the above order.