

SERVED: May 29, 2007

NTSB Order No. EA-5288

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

Issued under delegated authority (49 C.F.R. 800.24)
on the 29th day of May, 2007

MARION C. BLAKEY,)	
Administrator,)	
Federal Aviation Administration,)	
)	
Complainant,)	
)	Docket SE-17536
v.)	
)	
CARL EUGENE McKINNEY,)	
)	
Respondent.)	

ORDER GRANTING STAY

Respondent has requested a stay of NTSB Order No. EA-5284, served May 7, 2007, pending disposition of a petition for review of that order in the United States Court of Appeals pursuant to Section 1006 of the Federal Aviation Act (49 U.S.C. 14110) and the NTSB Rules (49 C.F.R. 821.64).¹ The Administrator does not oppose the request. It appears that good cause exists for granting the stay.

ACCORDINGLY, IT IS ORDERED THAT:

The effective date of NTSB Order No. EA-5284 is stayed until the expiration of the 60-day period within which a petition for review may be filed with the Court of Appeals; however, if such a petition is filed, the stay will continue in effect until the court enters judgment on the petition.

Gary L. Halbert
General Counsel

¹ Board Order No. EA-5284 affirmed the law judge's order, which dismissed respondent's appeal of a 90-day suspension of his commercial pilot certificate as untimely filed.