

SERVED: February 8, 1995

NTSB Order No. EA-4325

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 5th day of February, 1995

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DAVID R. HINSON,)	
Administrator,)	
Federal Aviation Administration,)	
)	
Complainant,)	
)	Docket SE-13258
v.)	
)	
ALLEN J. COOMBER,)	
)	
Respondent.)	
)	
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ORDER DENYING STAY

Respondent requests a stay of Board Order EA-4283, served November 18, 1994, pending the disposition of a petition for review of that decision he may file with a United States Court of Appeals.¹ The motion for a stay, opposed by the Administrator, will be denied.

A Board decision affirming, on substantive grounds, the revocation of a certificate reflects our agreement with the Administrator that the airman lacks the qualifications necessary to hold the certificate.² It has therefore been the Board's

¹Board Order EA-4283 affirmed a decision sustaining the revocation of respondent's airline transport pilot certificate for his alleged violation of section 67.20(a)(3).

²A stay of a Board order affirming a revocation may be

longstanding and consistent policy to deny stays of such decisions pending judicial review. See, e.g., Administrator v. Gilliland, NTSB Order EA-4204 (1994). Respondent's motion for a stay of the order revoking his ATP certificate makes no argument that his case justifies a departure from precedent.

ACCORDINGLY, IT IS ORDERED THAT:

Respondent's motion for stay is denied.

HALL, Chairman, FRANCIS, Vice Chairman, and HAMMERSCHMIDT, Member of the Board, concurred in the above order.

(..continued)
available where an airman's appeal was dismissed on a procedural ground. See Administrator v. Coombs, NTSB Order No. EA-3750 (1992).