

SERVED: August 13, 1998

NTSB Order No. EA-4686

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 10th day of August, 1998

JANE F. GARVEY,)	
Administrator,)	
Federal Aviation Administration,)	
)	
Complainant,)	
)	Docket SE-14742
v.)	
)	
HADI STEIN,)	
)	
Respondent.)	

ORDER DENYING PETITION FOR RECONSIDERATION

Respondent seeks reconsideration of our decision, NTSB Order No. EA-4616, served January 22, 1998. In that decision, we affirmed the Administrator's 100-day suspension of respondent's airline transport pilot certificate for various violations of Part 135 in connection with a flight in which he was an unauthorized pilot-in-command. The Administrator has replied in opposition.

Respondent fails to convince us that we should consider any of the new issues he raises. Respondent's failure to be represented at the hearing, and the alleged errors made by respondent and by his prior counsel, are not grounds for reopening. As respondent acknowledges, pro se representation "is not an excuse for not knowing the law." We agree with respondent's statement that the Board was "very generous in its procedural treatment of Mr. Stein." Petition at 6. We reject the suggestion that the law judge was required to do more by, for example, taking into account all the arguments good counsel **might** have made and by disregarding admissions respondent made.

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ACCORDINGLY, IT IS ORDERED THAT:

1. Respondent's petition is denied; and
2. The 100-day suspension of respondent's certificate shall begin 30 days from the service date of this order.¹

HALL, Chairman, FRANCIS, Vice Chairman, HAMMERSCHMIDT, GOGLIA, and BLACK, Members of the Board, concurred in the above order.

¹ For the purpose of this order, respondent must physically surrender his certificate to a representative of the Federal Aviation Administration pursuant to 14 C.F.R. 61.19(f).