

SERVED: November 23, 2011

NTSB Order No. EA-5604

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

Issued under delegated authority (49 C.F.R. § 800.24)  
on the 23<sup>rd</sup> day of November, 2011

_____	)	
J. RANDOLPH BABBITT,	)	
Administrator,	)	
Federal Aviation Administration,	)	
	)	
Complainant,	)	
	)	Docket 355-EAJA-SE-19026
v.	)	
	)	
THOMAS SHPAKOW,	)	
	)	
Respondent.	)	
	)	
_____	)	

**ORDER DISMISSING APPEAL**

On August 2, 2011, respondent filed a notice of appeal from the law judge's written order, issued on July 26, 2011.

The Board's Rules of Practice require a notice of appeal be filed within 10 days after the written order, and must be perfected by an appeal brief filed within 30 days after the written order.<sup>1</sup> Respondent's brief was due on August 25, 2011, however, as of this date, no brief has been filed.

<sup>1</sup> 49 C.F.R. §§ 821.47(a) and 821.48(a).

**ACCORDINGLY, IT IS ORDERED THAT:**

Respondent's appeal is dismissed.

David K. Tochen  
General Counsel