

SERVED: June 20, 2000

NTSB Order No. EA-4844

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 13th day of June, 2000

<hr/>)	
JANE F. GARVEY,)	
Administrator,)	
Federal Aviation Administration,)	
)	
Complainant,)	
)	
v.)	Docket SE-15444
)	
BLUE RIDGE AIRLINES, INC.,)	
)	
Respondent.)	
)	
<hr/>)	

ORDER DENYING RECONSIDERATION

On consideration of the respondent's motion for reconsideration or stay of Board Order EA-4830 (served March 1, 2000), we have concluded that the motion neither establishes error in our original decision nor otherwise presents a valid basis for reconsidering the judgment that the law judge properly granted summary judgment for the Administrator with respect to a complaint that revoked respondent's Part 135 air carrier certification on allegations that it no longer had an aircraft available for its exclusive use.¹

¹Respondent identifies no reason why the Board should not in this case follow longstanding precedent to the effect that a stay pending judicial review is not available in a revocation action.

ACCORDINGLY, IT IS ORDERED THAT:

Respondent's motion for reconsideration or stay is denied.

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