

SERVED: November 3, 2005

NTSB Order No. EA-5184

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

Issued under delegated authority (49 C.F.R. 800.24)
on the 3rd day of November, 2005

_____)	
MARION C. BLAKEY,)	
Administrator,)	
Federal Aviation Administration,)	
)	
Complainant,)	
)	Docket No. SE-16894
v.)	
)	
JAMES M. CULLITON,)	
)	
Respondent.)	
_____)	

ORDER DENYING STAY

Respondent has requested a stay of NTSB Order No. EA-5178, served October 4, 2005. He states he will be filing a petition for review of that order in the U.S. Court of Appeals.¹ The Administrator opposes the request. The request is denied.

The Board has consistently followed a policy of denying stays in cases in which revocation has been upheld. See Administrator v. Babb, NTSB Order No. EA-4737 (1999). No reason appears in this case for departing from that policy.

¹In EA-5178, the Board affirmed the revocation of respondent's airman certificates based on his falsification of an application for medical certification.

ACCORDINGLY, IT IS ORDERED THAT:

Respondent's request for stay is denied.

Ronald S. Battocchi
General Counsel