

SERVED: December 19, 2008

NTSB Order No. EA-5423

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

Issued under delegated authority (49 C.F.R. § 800.24)
on the 19th day of December, 2008

_____)	
ROBERT A. STURGELL,)	
Acting Administrator,)	
Federal Aviation Administration,)	
)	
Complainant,)	
)	Docket SE-18006
v.)	
)	
ALLEN WAYNE LACKEY,)	
)	
Respondent.)	
_____)	

ORDER GRANTING STAY

Respondent has requested a stay of NTSB Order No. EA-5419, served November 26, 2008, pending disposition of a petition for review of that order in the United States Court of Appeals pursuant to Section 1006 of the Federal Aviation Act (49 U.S.C. § 14110) and the Board's Rules of Practice (49 C.F.R. § 821.64).¹ The Administrator does not oppose respondent's request. It appears that good cause exists for granting the stay.

ACCORDINGLY, IT IS ORDERED THAT:

The effective date of NTSB Order No. EA-5419 is stayed until the expiration of the 60-day period within which a petition for review may be filed with the Court of Appeals; however, if such a

¹ NTSB Order No. EA-5419 concluded that respondent had violated certain provisions of the Federal Aviation Regulations and ordered suspension of respondent's commercial pilot certificate for a 70-day period.

petition is filed, the stay will continue in effect until the court enters judgment on the petition.

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General Counsel