

SERVED: February 18, 2010

NTSB Order No. EA-5509

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

Issued under delegated authority (49 C.F.R. 800.24)  
on the 18<sup>th</sup> day of February, 2010

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J. RANDOLPH BABBITT,	)	
Administrator,	)	
Federal Aviation Administration,	)	
	)	
Complainant,	)	
	)	Docket SE-18789
v.	)	
	)	
ADAM HALE WHITING,	)	
	)	
Respondent.	)	

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**ORDER DISMISSING APPEAL**

The Administrator has withdrawn his appeal from the law judge's February 4, 2010 oral initial decision.

**ACCORDINGLY, IT IS ORDERED THAT:**

The Administrator's appeal is dismissed.

Gary L. Halbert  
General Counsel