

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

In the Matter of:

[AIRPORT OPERATOR]

FAA Order No. 96-9

Served: March 5, 1996

Docket No. CP94**0089

ORDER DENYING RECONSIDERATION¹

[The airport operator] has filed a petition to reconsider and modify FAA Order No. 96-1, which was served on January 4, 1996. In Order No. 96-1, the Administrator affirmed the law judge's assessment of a \$1,000 civil penalty against the airport operator for a violation of 14 C.F.R. § 107.13(a)(1).

Nothing in the airport operator's petition for reconsideration warrants modification or reversal of Order No. 96-1. Notably absent from the petition is any case law or other legal authority to support the airport operator's contention that Order No. 96-1 was in error. Moreover, the principal arguments contained in the petition are not new. They have already been considered and rejected by the Administrator. Section 13.234(d) of the Rules of Practice, 14 C.F.R. § 13.234(d), permits the Administrator to dismiss summarily petitions to reconsider that are repetitious.

¹ Portions of this order have been redacted for security reasons, pursuant to 14 C.F.R. Part 191. All unredacted copies of this decision must be treated in a confidential manner. Unredacted copies may not be disseminated beyond the parties to this proceeding.

THEREFORE, IT IS ORDERED THAT:

The airport operator's petition to reconsider is denied.

DAVID R. HINSON, ADMINISTRATOR
Federal Aviation Administration



VICKI S. LEEMON²
Manager, Adjudication Branch

Issued this 4th day of March, 1996.

² Issued under authority delegated to the Chief Counsel and the Assistant Chief Counsel for Litigation by Memorandum dated October 27, 1992, under 49 U.S.C. § 322(b) and 14 C.F.R. § 13.202 (*see* 57 Fed. Reg. 58,280 (1992)) and redelegated by the Assistant Chief Counsel for Litigation to the Manager, Adjudication Branch, by Memorandum dated August 6, 1993.