

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

In the Matter of:

**ALPHIN AVIATION
INC.**

FAA Order No. 95-15

Served: July 19, 1995

Docket No. CP93EA0324

ORDER DISMISSING APPEAL

On January 20, 1995, Administrative Law Judge Ronnie A. Yoder issued an oral initial decision finding that Respondent violated 14 C.F.R. §§ 43.13(a), 43.13(b), and 145.57(a). The law judge assessed a civil penalty of \$3,000.

Under the Rules of Practice, Respondent had 10 days to file a notice of appeal. 14 C.F.R. § 13.233(a). On January 23, 1995, the law judge served Respondent with a notice specifically advising him of the deadline for filing a notice of appeal. However, Respondent filed neither a notice of appeal nor a request for extension of time by the deadline of January 30, 1995. Respondent's notice of appeal was not filed until June 23, 1995. Respondent has failed to show good cause for his failure to file a timely notice of appeal.

THEREFORE, IT IS ORDERED THAT:

Respondent's appeal is dismissed.

DAVID R. HINSON, ADMINISTRATOR
Federal Aviation Administration



VICKI S. LEEMON¹
Manager
Adjudication Branch

Issued this 19th day of July, 1995.

¹ 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.