

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

In the Matter of:

ROGER LEE SUTTON

FAA Order No. 95-6

Served: April 26, 1995

Docket No. CP93EA0370

**ORDER DISMISSING APPEAL, VACATING ORDER ASSESSING CIVIL
PENALTY, AND DISMISSING COMPLAINT WITH PREJUDICE**

On December 7, 1993, Respondent filed an appeal from Chief Administrative Law Judge John J. Mathias's written initial decision assessing a \$1,000 civil penalty against Respondent based on his failure to file an answer to the complaint. However, on February 14, 1995, the parties filed a document entitled "Joint Notice of Settlement" advising the Administrator that the case has been settled, and that both Respondent's appeal and the agency's complaint have been withdrawn.

THEREFORE, IT IS ORDERED THAT:

Respondent's appeal is dismissed, the law judge's order assessing a \$1,000 civil penalty is vacated, and the complaint is dismissed with prejudice.

DAVID R. HINSON, ADMINISTRATOR
Federal Aviation Administration



VICKI S. LEEMON¹
Manager
Adjudication Branch

Issued this 26th day of April, 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.