

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

In the Matter of:

PACIFIC AVIATION
INTERNATIONAL, INC.
d/b/a INTER-ISLAND
HELICOPTERS

FAA Order No. 97-14

Served: May 2, 1997

Docket No. CP95WP0049

ORDER

Pacific Aviation International, Inc., d/b/a Inter-Island Helicopters (Inter-Island), has filed a document captioned "Appeal FAA Order No. 97-8" with the Hearing Docket.¹ Inter-Island's document, construed as a petition for reconsideration, is late. The deadline for filing a petition for reconsideration was March 27, 1997,² and Inter-Island did not serve its document until April 10, 1997. Good cause for the delay has not been shown.

¹ If Inter-Island intended to seek judicial review of FAA Order No. 97-8, then it should have filed this document with an appropriate United States Court of Appeals under 49 U.S.C. § 46110.

² The Rules of Practice provide that a party must file a petition to reconsider no later than 30 days after service of the Administrator's final decision and order. 14 C.F.R. § 13.234(a). Inter-Island had an additional 5 days to file a petition to reconsider because the Administrator's decision was served by mail. 14 C.F.R. § 13.211(e). FAA Order No. 97-8 was served on February 20, 1997. As a result, the deadline for Inter-Island to file a petition to reconsider was March 27, 1997.

THEREFORE, IT IS ORDERED THAT:

Inter-Island's petition for reconsideration is dismissed as untimely.

BARRY L. VALENTINE
Acting Administrator
Federal Aviation Administration



VICKI S. LEEMON³
Manager, Adjudication Branch

Issued this 2nd day of May, 1997.

³ 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.