

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

In the Matter of: JOE BILL VERNIER

FAA Order No. 2001-10

Docket No. CP99NM0014
Served: November 28, 2001

ORDER DISMISSING APPEAL

Respondent Joe Bill Vernier filed a timely notice of appeal from Administrative Law Judge Burton S. Kolko's written order assessing a \$500 civil penalty against Mr. Vernier issued on November 23, 1999. Mr. Vernier was required to perfect his appeal by filing an appeal brief no later than 55 days after the issuance of that order under 14 C.F.R. §§ 13.233(c) and 13.211(e).

Mr. Vernier has neither filed an appeal brief nor requested an extension of time in which to file an appeal brief. Also, Mr. Vernier has not replied to Complainant's motion to dismiss the appeal for failure to perfect. Accordingly, Mr. Vernier's appeal is subject to dismissal under 14 C.F.R. § 13.233(d)(2).

THEREFORE, IT IS ORDERED THAT:

Respondent's appeal is dismissed.

JANE F. GARVEY, ADMINISTRATOR
Federal Aviation Administration



VICKI S. LEEMON¹
Manager, Adjudication Branch

Issued this 28th day of November, 2001.

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.