



U.S. Department  
of Transportation

Federal Aviation  
Administration

Mike Monroney  
Aeronautical Center

P.O. Box 25082  
Oklahoma City, Oklahoma 73125

July 19, 2004

Megan Newberry  
Escrow Agent  
Aero Space Reports  
P.O. Box 720452  
Oklahoma City, OK 73172

Dear Ms. Newberry,

Re: Civil Aircraft N4758G

This responds to your request of July 14, 2004, in which you requested our office to review the Agreed Order Nunc Pro Tunc Approving Sale of Debtor's Aircraft Free and Clear of Liens and Encumbrances Pursuant to 11 U.S.C. § 363, dated June 28, 2004. In view of this Order, you requested our opinion as to whether its filing with the FAA Aircraft Registry would remove all the outstanding liens on the captioned Aircraft. In the Alternative, you requested our opinion as to whether a lien release for each outstanding lien executed by the appointed Chapter 13 Trustee would suffice.

Historically, in order clear a recorded lien, the FAA Aircraft Registry has required the filing of either a lien release executed by the lien holder or a certified copy of a court order identifying a specific aircraft and declaring specific liens satisfied. Based on our review of the Nunc Pro Tunc Order, there are no specific liens identified. Based on this fact and discussions with a representative of the Aircraft Registry, it is our opinion that the Order will be insufficient to satisfy recording requirements.

Regarding individual lien releases executed by the appointed Trustee. Again, lien releases executed by the lien holder have historically been required by the FAA Aircraft Registry as a requirement for filing. Accordingly, it is our opinion that lien releases executed by a Trustee will not be recorded by the FAA Aircraft Registry.

Sincerely,

Joseph R. Standell  
Aeronautical Center Counsel

By:

  
James M. Webster  
General Attorney