

SERVED: January 31, 2005

NTSB Order No. EA-5137

UNITED STATES OF AMERICA
NATIONAL TRANSPORTATION SAFETY BOARD
WASHINGTON, D.C.

Adopted by the NATIONAL TRANSPORTATION SAFETY BOARD
at its office in Washington, D.C.
on the 27th day of January, 2005

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_____)
In the Matter of)
JEFFREY A. TALON,)
Appellant.)
_____)

Docket NA-47

OPINION AND ORDER

By NTSB Order No. EA-5080 (February 5, 2004), appellant's appeal was re-instated. As he has not filed a brief in support of the re-instated appeal, we have assumed that he wants to rely on the documents previously filed in the case, namely, his challenge to the law judge's October 20, 2003, order terminating the proceeding for lack of jurisdiction, "because no administrative action over which the Board" is authorized to review had occurred with respect to his September 20, 2003, application for an airman medical certificate.¹

¹ A copy of the law judge's decision is attached.

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Although appellant has filed many documents with numerous recipients noting his desire to appeal from that decision, he has not served a brief with his reasons for objecting to the law judge's ruling.² In the absence of an appeal brief so indicating, appellant's appeal must be denied, for we agree with the law judge's conclusion that he lacks jurisdiction and the appeal is premature.

ACCORDINGLY, IT IS ORDERED THAT:

1. The October 20, 2003, order of the law judge is affirmed; and
2. Appellant's appeal is denied.

ENGLEMAN CONNERS, Chairman, ROSENKER, Vice Chairman, and CARMODY, HEALING, and HERSMAN, Members of the Board, concurred in the above opinion and order.

² Appellant's appeal filing is essentially no more than a list of the numerous individuals to whom he has sent copies of the various documents associated with his apparent, unexplained view that he should be able to obtain Board review now.