

BEFORE THE
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, D.C.

JEFF BODIN and
GARLIC CITY SKYDIVING,

Complainant,

v.

THE COUNTY OF SANTA CLARA,
CALIFORNIA,

Respondent.

FAA Docket No. 16-11-06

**ANSWER TO COMPLAINANTS' MOTION FOR SANCTIONS AGAINST
RESPONDENT, THE COUNTY OF SANTA CLARA, CALIFORNIA AND
CERTAIN EMPLOYEES OF RESPONDENT**

Please serve:

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I. ANSWER

A. No Violation of December 19, 2011 Order

Complainant alleges the County of Santa Clara ("County") violated a 2011 Federal Aviation Administration ("FAA") Order by approaching the FAA Airports District Office ("ADO") to request FAA funding. The Order states:

Future grant applications for AIP discretionary grants under 49 U.S.C. § 47115 and general aviation airport grants under 49 U.S.C. § 47114(d) requested by the County of Santa Clara are hereby suspended until further notice. (Director's Determination, Docket No. 16-11-06, pg. 39.)

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The 2011 Order does not prohibit the County from approaching the FAA to request grant funding or making any application to the FAA for grant funding. Therefore, the County has not violated the 2011 Order.

B. Sanctions Not Applicable Because No Violation

Complainant incorrectly alleges that the County has violated 2011 Order and consequently seeks to compel the FAA to sanction certain unnamed County employees and to issue an order making it so any airport sponsor employing such employee in any capacity ineligible to receive FAA airport grants. County employees cannot be personally sanctioned because it is unwarranted under Title 14 Code of Federal Regulations (CFR) Part 16 relating solely to enforcement procedures regarding airport compliance matters. Complainants' request for sanctions is without justification in fact or law.

II. CONCLUSION

Complainant's motion is neither supported by facts nor law and must be dismissed.

Dated: July 25, 2013

Respectfully submitted,



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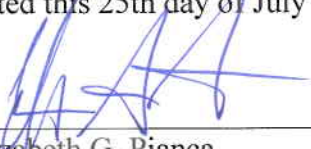
Counsel for Respondent

CERTIFICATE OF SERVICE

I hereby certify in accordance with 14 CFR § 16.15(a) that today I served the foregoing **ANSWER TO COMPLAINANTS' MOTION FOR SANCTIONS AGAINST RESPONDENT, THE COUNTY OF SANTA CLARA, CALIFORNIA AND CERTAIN EMPLOYEES OF RESPONDENT** on the following persons at the following address by Federal Express:

<p>Office of the Chief Counsel Attn: Docket Clerk FAA Part 16 Airport Proceedings Docket AGC 610 Federal Aviation Administration U.S. Department of Transportation 800 Independence Avenue, S.W. Washington, D.C. 20591</p> <p>Richard J. Durden Attorney at Law 27987 Richmond Hill Road Conifer, CO 80433</p>	<p>Christa Fornarotto Associate Administrator for Airports ARP-1 Federal Aviation Administration U.S. Department of Transportation 800 Independence Avenue, S.W. Washington, D.C. 20691</p> <p>Randall S. Fiertz, Director Office of Airport Compliance and Management Analysis Federal Aviation Administration U.S. Department of Transportation 800 Independence Avenue, S.W. Washington, D.C. 20591</p>
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Dated this 25th day of July 2013



Elizabeth G. Pianca
for the Respondent