

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, D.C.

JAMES MARC HANEY, <i>et al.</i> ,)	
)	
Complainants,)	
)	
v.)	
)	FAA Docket No. 16-24-14
COUNTY OF LOS ANGELES,)	
CALIFORNIA,)	
)	
Respondent.)	

**RESPONDENT COUNTY OF LOS ANGELES, CALIFORNIA'S
MOTION FOR EXTENSION OF TIME TO APPEAL PORTIONS OF THE
DIRECTOR'S DETERMINATION**

1. Pursuant to 14 C.F.R. § 16.19(a), respondent the County of Los Angeles, California (the “County”) respectfully requests that the Federal Aviation Administration (the “FAA”) extend the time for the County to appeal portions of the Director’s Determination. Specifically, the County seeks an extension of time until 30 days after the Director decides whether the County must reimburse the County airport accounts for nonaeronautical hangar rents that the County did not collect. Because the Director may determine that no reimbursement is necessary or because the County may decide not to appeal given the amount of any reimbursement, the County seeks this extension to avoid a potentially unnecessary appeal. In further support of this motion, the County states as follows.

2. Complainants in this case raised a number of arguments challenging the County’s hangar rents at the five County-owned general aviation airports. On December 3, 2025, the Director issued the Director’s Determination in this proceeding. Although the Director denied

most of Complaints' claims, the Director found that the County is "in violation of Grant Assurance 24, *Fee and Rental Structure*, and Grant Assurance 25, *Airport Revenues*, as outlined in the FAA's *Revenue Use Policy* by charging rental rates below FMV for nonaeronautical use of hangars and increasing those rates incrementally." Director's Determination at 21. The Director ordered the County to submit a corrective action plan as follows:

1. [] provide a corrective action plan suitable to the Director, Airport Compliance and Management Analysis, within 30 days of the date of this Determination that will address the following issues and provide a date for implementation of each step in the corrective action plan:
 - Commission a new appraisal for FMV nonaeronautical hangar rates with a Scope of Work acceptable to the Director or establish an alternative methodology for determining the FMV nonaeronautical hangar rates at County airports acceptable to the Director.
 - Apply the nonaeronautical use of hangar rental rates to FMV immediately upon review and acceptance of the appraisal or alternative methodology by the FAA.
 - Based on the required new appraisal or alternative methodology, provide the County's position on why the Director should not require the County to reimburse the airport accounts for the lost airport revenue resulting from its failure to collect FMV for nonaeronautical revenues and the incremental implementation. (49 U.S.C. § 47107(n) and 49 U.S.C. § 46301(a)(3)).

The Corrective Action Plan is due on January 2, 2026.

3. The County intends to submit a Corrective Action Plan in response to the first and second bullet points by January 2, 2026 and will work with the FAA to review and revise, if necessary, nonaeronautical hangar rents and to promptly implement any new rental rates.

4. However, the County does not believe it is necessary or appropriate to treat any difference between fair market value and rents charged to third-party nonaeronautical tenants as revenue diversion or to require the County "to reimburse the airport accounts for the lost airport revenue resulting from its failure to collect FMV for nonaeronautical revenues and the incremental implementation." Although the County is prepared to appeal that portion of the Director's Determination, any appeal would be premature unless and until the Director orders the County to

make such reimbursement *and* the County determines that the amount of such reimbursement merits pursuing the appeal.

5. In order to avoid what may be an unnecessary appeal and to conserve the resources of both the FAA and the County, the County requests that the deadline for appealing the portion of the Director's Determination relating to possible reimbursement of "lost airport revenue" be extended until 30-days after the Director determines whether the County will be required to make any such reimbursement. As discussed above, the County will submit a corrective action plan as described in the first two bullet points quoted above. Further, as called for in the Director's Determination, after the County has completed its revaluation of nonaeronautical hanger rents pursuant to the approved corrective action plan, it will "provide the County's position on why the Director should not require the County to reimburse the airport accounts for the lost airport revenue resulting from its failure to collect FMV for nonaeronautical revenues and the incremental implementation." The County hopes that those steps will cause the Director not to order any reimbursement making an appeal unnecessary.

6. Moreover, even if County ultimately appeals the potential reimbursement order, waiting for the actual reimbursement order will allow the County to evaluate whether an appeal is warranted and, if there is an appeal, to assure a complete record on appeal.

7. Accordingly, the County seeks an extension of time to appeal the portion of the Director's Determination regarding the possible reimbursement of "lost airport revenue" until 30 days after the Director decides whether he will order any such reimbursement.

8. The County's proposed extension will not prejudice the Complainants because this extension will not change the time frame for implementing any increases to nonaeronautical hangar rents based on the ordered reevaluation of nonaeronautical hangar rents.

9. Further, granting the County this extension will not prejudice the FAA because it will conserve resources by potentially avoiding an unnecessary appeal and by assuring that the Associate Administrator has a complete record before him in the event of an appeal.

10. For the foregoing reasons, the County respectfully requests that the FAA grant the County an extension of time to appeal the portion of the Director's Determination regarding the possible reimbursement of "lost airport revenue" until 30-days after the Director decides whether he will order any such reimbursement..

Respectfully submitted this 16th day of December, 2025.



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CERTIFICATE OF SERVICE

I hereby certify that I have on this 16th day of December, 2025, served by email the foregoing “Respondent County of Los Angeles, California’s Motion for Extension of Time to Appeal Portions of the Director’s Determination” on the following persons:

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