

Factual Report – Attachment 33

Subpoenas

OPERATIONAL FACTORS

DCA19MA086



National Transportation Safety Board

Office of General Counsel

490 L'Enfant Plaza East, S.W.
Washington, D.C. 20594-0001

February 28, 2019

BY ELECTRONIC MAIL TO: [REDACTED]
IHG Management (Maryland) LLC
c/o Crowne Plaza Miami Airport
950 NW 42nd Ave.
Miami, FL 33126
Attn: Sara Anne M. Maguire

Re: Atlas B767 accident, February 23, 2019, Baytown, TX; National Transportation Safety Board (NTSB) Accident No. DCA19MA086

Dear Ms. Maguire:

Enclosed please find a subpoena issued by the National Transportation Safety Board (NTSB) for any and all records pertaining to guests Ricky Blakely, Conrad Aska, and Sean Archuleta at the Crowne Plaza Miami Airport for the period beginning 12:01 AM on 2/22/2019 through 11:59 PM on 2/23/2019.

NTSB Authority

The NTSB, an independent agency of the U.S. Government, is responsible for investigating and determining the probable causes of all civil aviation accidents, as well as certain railroad, highway, marine, and pipeline accidents. 49 U.S.C. § 1131(a). The NTSB makes recommendations for the improvement of safety, with the ultimate goal of preventing future accidents, and is authorized to "conduct hearings ... administer oaths, and require, by subpoena or otherwise, necessary witnesses and evidence." *See* 49 U.S.C. § 1113(a)(1). The agency possesses the authority to "do anything necessary to conduct an investigation" and may "inspect any record, process, control, or facility related to an accident investigation..." *See* 49 U.S.C. § 1134(a) and (f).

Please provide the requested item(s) within 30 days to:

Office of the General Counsel

National Transportation Safety Board

490 L'Enfant Plaza East, SW

Washington, DC 20594

[REDACTED] (office), [REDACTED] (fax)

Should you have any questions about this matter of a legal nature, you may contact me at

[REDACTED]

Sincerely,

[REDACTED]

Benjamin T. Allen

Assistant General Counsel

Enclosure



UNITED STATES OF AMERICA
NATIONAL TRANSPORTATION SAFETY BOARD

SUBPOENA

To: IHG Management (Maryland) LLC
c/o Crowne Plaza Miami Airport
950 NW 42nd Ave.
Miami, FL 33126
Attn: Sara Anne M. Maguire

Subpoena Number: 3,43521.9269

Pursuant to the authority granted to the National Transportation Safety Board (NTSB) under Title 49 United States Code Section 1113, and at the instance of Chairman Robert L. Sumwalt, III, in the matter of the Atlas B767 accident that occurred on or about Saturday, February 23, 2019 in Baytown, TX (NTSB Accident No. DCA19MA086):

YOU ARE HEREBY COMMANDED to provide any and all records pertaining to guests Ricky Blakely, Conrad Aska, and Sean Archuleta at the Crowne Plaza Miami Airport for the period beginning 12:01 AM on 2/22/2019 through 11:59 PM on 2/23/2019 to include:

1. Key card time records
2. Check in/check out times
3. Restaurant receipts
4. In-room purchases such as pay movies, minibar, and room service

The requested item(s) shall be provided within 30 days to:

Office of the General Counsel
National Transportation Safety Board
490 L'Enfant Plaza East, SW
Washington, DC 20594

██████████ (office), ██████████ (fax)

Fail not at your peril.

IN TESTIMONY WHEREOF, the undersigned, Chairman of the National Transportation Safety Board, or a duly authorized official, has hereto set his/her hand.

Signature

██████████
Kathleen Silbaugh
General Counsel

Date

2/28/2019

NATIONAL TRANSPORTATION SAFETY BOARD
490 L'ENFANT PLAZA EAST, SW
WASHINGTON, DC 20594



National Transportation Safety Board

Office of General Counsel

490 L'Enfant Plaza East, S.W.
Washington, D.C. 20594

202/314-6080
FAX 202/314-6090

February 26, 2019

BY ELECTRONIC MAIL TO: [REDACTED]

DHL Aviation Americas
5945 NW 18th St.
Miami, FL 33126
Attn: Marines Sibilla

Re: Atlas B767 accident, February 23, 2019, Baytown, TX; National Transportation Safety Board (NTSB) Accident No. DCA19MA086

Dear Ms. Sibilla:

Enclosed please find a subpoena issued by the National Transportation Safety Board (NTSB) for any and all unedited video footage and still images which show the cargo ramp at Miami International Airport in the vicinity of aircraft parking areas 15B-2 and 15B-3, Amazon aircraft parking, and parking area 15 generally in the "cargo city" ramp area during the period beginning at 9:20 am local through 11:20 am local on February 23, 2019.

NTSB Authority

The NTSB, an independent agency of the U.S. Government, is responsible for investigating and determining the probable causes of all civil aviation accidents, as well as certain railroad, highway, marine, and pipeline accidents. 49 U.S.C. § 1131(a). The NTSB makes recommendations for the improvement of safety, with the ultimate goal of preventing future accidents, and is authorized to "conduct hearings ... administer oaths, and require, by subpoena or otherwise, necessary witnesses and evidence." *See* 49 U.S.C. § 1113(a)(1). The agency possesses the authority to "do anything necessary to conduct an investigation" and may "inspect any record, process, control, or facility related to an accident investigation..." *See* 49 U.S.C. § 1134(a) and (f).

Please provide the requested item(s) within 30 days to:

Office of the General Counsel
National Transportation Safety Board
490 L'Enfant Plaza East, SW
Washington, DC 20594

[REDACTED] (office), [REDACTED] (fax)

Should you have any questions about this matter of a legal nature, you may contact me at

[REDACTED]

Sincerely,


[REDACTED]

Benjamin T. Allen
Assistant General Counsel

Enclosure



UNITED STATES OF AMERICA
NATIONAL TRANSPORTATION SAFETY BOARD

SUBPOENA

To: DHL Aviation Americas
5945 NW 18th St.
Miami, FL 33126
Attn: Marines Sibilla

Subpoena Number: 3.43522.89749

Pursuant to the authority granted to the National Transportation Safety Board (NTSB) under Title 49 United States Code Section 1113, and at the instance of Chairman Robert L. Sumwalt, III, in the matter of the Atlas B767 accident that occurred on or about Saturday, February 23, 2019 in Baytown, TX (NTSB Accident No. DCA19MA086):

YOU ARE HEREBY COMMANDED to provide any and all unedited video footage and still images which show the cargo ramp at Miami International Airport in the vicinity of aircraft parking areas 15B-2 and 15B-3, Amazon aircraft parking, and parking area 15 generally in the "cargo city" ramp area during the period beginning at 9:20 am local through 11:20 am local on February 23, 2019.

The requested item(s) shall be provided within 30 days to:

Office of the General Counsel
National Transportation Safety Board
490 L'Enfant Plaza East, SW
Washington, DC 20594
[REDACTED]

Fail not at your peril.

IN TESTIMONY WHEREOF, the undersigned, Chairman of the National Transportation Safety Board, or a duly authorized official, has hereto set his/her hand.

Signature [REDACTED]
Kathleen Silbaugh
General Counsel

Date 2/26/2019
NATIONAL TRANSPORTATION SAFETY BOARD
490 L'ENFANT PLAZA EAST, SW
WASHINGTON, DC 20594



National Transportation Safety Board

Office of General Counsel

490 L'Enfant Plaza East, S.W.
Washington, D.C. 20594

202/314-6080
FAX 202/314-6090

February 26, 2019

BY ELECTRONIC MAIL TO: [REDACTED]

Miami International Airport
PO Box 025504
Miami, FL 33102-5504
Attn: Jorge Mihaic

Re: Atlas B767 accident, February 23, 2019, Baytown, TX; National Transportation
Safety Board (NTSB) Accident No. DCA19MA086

Dear Mr. Mihaic:

Enclosed please find a subpoena issued by the National Transportation Safety Board (NTSB) for any and all unedited video footage and still images which show the cargo ramp at Miami International Airport in the vicinity of aircraft parking areas 15B-2 and 15B-3, Amazon aircraft parking, and parking area 15 generally in the "cargo city" ramp area during the period beginning at 9:20 am local through 11:20 am local on February 23, 2019.

NTSB Authority

The NTSB, an independent agency of the U.S. Government, is responsible for investigating and determining the probable causes of all civil aviation accidents, as well as certain railroad, highway, marine, and pipeline accidents. 49 U.S.C. § 1131(a). The NTSB makes recommendations for the improvement of safety, with the ultimate goal of preventing future accidents, and is authorized to "conduct hearings ... administer oaths, and require, by subpoena or otherwise, necessary witnesses and evidence." *See* 49 U.S.C. § 1113(a)(1). The agency possesses the authority to "do anything necessary to conduct an investigation" and may "inspect any record, process, control, or facility related to an accident investigation..." *See* 49 U.S.C. § 1134(a) and (f).

Please provide the requested item(s) within 30 days to:

Office of the General Counsel
National Transportation Safety Board
490 L'Enfant Plaza East, SW
Washington, DC 20594

[REDACTED]

Should you have any questions about this matter of a legal nature, you may contact me at

[REDACTED]

Sincerely,


[REDACTED]

Benjamin T. Allen
Assistant General Counsel

Enclosure



UNITED STATES OF AMERICA
NATIONAL TRANSPORTATION SAFETY BOARD
SUBPOENA

To: Miami International Airport
PO Box 025504
Miami, FL 33102-5504
Attn: Jorge Mihaic

Subpoena Number: 3.43522.89308

Pursuant to the authority granted to the National Transportation Safety Board (NTSB) under Title 49 United States Code Section 1113, and at the instance of Chairman Robert L. Sumwalt, III, in the matter of the Atlas B767 accident that occurred on or about Saturday, February 23, 2019 in Baytown, TX (NTSB Accident No. DCA19MA086):

YOU ARE HEREBY COMMANDED to provide any and all unedited video footage and still images which show the cargo ramp at Miami International Airport in the vicinity of aircraft parking areas 15B-2 and 15B-3, Amazon aircraft parking, and parking area 15 generally in the "cargo city" ramp area during the period beginning at 9:20 am local through 11:20 am local on February 23, 2019.

The requested item(s) shall be provided within 30 days to:

Office of the General Counsel
National Transportation Safety Board
490 L'Enfant Plaza East, SW
Washington, DC 20594
[REDACTED]

Fail not at your peril.

IN TESTIMONY WHEREOF, the undersigned, Chairman of the National Transportation Safety Board, or a duly authorized official, has hereto set his/her hand.

Signature [REDACTED]
Kathleen Silbaugh
General Counsel

Date 2/26/2019
NATIONAL TRANSPORTATION SAFETY BOARD
490 L'ENFANT PLAZA EAST, SW
WASHINGTON, DC 20594