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## ARSA Regulatory Update | October 4, 2006 | <http://www.arsa.org>

**TO:** ARSA Members

**SUBJECT:** Court Extends Drug/Alcohol Rule Compliance Date 10 Days;  
Will Review ARSA Request For 9-Month Extension

The U.S. Court of Appeals for the District of Columbia Circuit late Wednesday issued an interim order that pushes the new FAA drug & alcohol testing rule's compliance date back 10 days, to October 20. The court will use the 10-day extension to take a closer look at an ARSA filing made Tuesday that asks for the compliance date to be extended nine months, to July 10, 2007.

Download the interim order here: <http://www.arsa.org/files/dastayorder261004.pdf>

ARSA's filing—legally an "emergency motion for stay"—was made with the intention of relieving industry from having to comply with the new regulation before the court ruled on ARSA's formal request, filed March 10, asking for a review of the new D&A rule.

"The purpose of this administrative stay is to give the court sufficient opportunity to consider the merits of the emergency motion for stay and should not be construed in any way as a ruling on the merits of that motion," the court said in its order.

The FAA last week rejected ARSA's request for a nine-month extension, leading the Association to file its emergency motion. The agency Wednesday told the court it would not oppose the 10-day extension, clearing the way for the court to issue its interim order.

ARSA will keep its members updated on the court's actions.

For more information on the new D&A rule and how you can support ARSA's legal effort, see this link: <http://www.arsa.org/da>

These alerts are archived in .PDF form at: <http://www.arsa.org/alerts>

Questions? Please contact us at 703 739 9543 or [arsa@arsa.org](mailto:arsa@arsa.org).

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