



U.S. Department
of Transportation
**Federal Aviation
Administration**

Office of Audit and Evaluation

800 Independence Ave., SW.
Washington, DC 20591

May 29, 2019

Lee Seham
Seham, Seham, Meltz & Petersen, LLP
Attorneys at Law
199 Main Street – Seventh Floor
White Plains, New York 10601

Dear Mr. Seham:

We reviewed the information and allegations in your letter dated May 14, 2019. We also reviewed Ms. Petitt's original complaint, which was submitted almost 2 years before the Safety Management System (SMS) requirements of 14 CFR Part 5 became mandatory¹. While her complaint mentions SMS generally, and contrasts the culture at Delta Air Lines with SMS principles, she made no specific allegation of a violation of SMS regulatory requirements. Additionally, she made no allegations of SMS violations when interviewed by FAA investigators. Therefore, we are not reopening case #EWB16637.

However, we take allegations of any failure to properly implement 14 CFR Part 5 very seriously. Accordingly, based on the additional information you provided in your correspondence, we are opening a new investigation which will be case #EWB19067. If you have any questions, please don't hesitate to call me at 202-815-1973.

Sincerely,

Vincent L. Murray II
Manager, Audit and Analysis Branch

¹ 14 CFR 5.1(a) requires each Part 121 air carrier to have a Safety Management System by March 9, 2018.