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ATTENTION: Docket Number FAA-2001-10047 - 21

Gentlemen:

One item that I feel is not adequately addressed in the NPRM regarding Fractional Ownership is the issue of share owners using their shares to provide illegal commercial aircraft travel for others.

During the FOARC deliberations, this issue was raised and the fractional providers all agreed that the problem existed. If anything, it appears to have become more extensive since that time.

I believe the problem could be ameliorated with two (2) additions to the NPRM:

1. All solicitation for share purchases should be mandated to contain exact definitions of and explicit warnings about the legal and economic consequences of illegal commercial use of fractional share flights. Additionally, the possibility of a forfeiture of insurance coverage should be detailed as well.
2. The rules should be strengthened to spell out penalties against the share owner and fractional provider should this activity occur. It is certainly the duty of the fractional provider to police this activity and ensure that it does not occur! Significant penalties against both entities would go far to deter this practice.

If I can offer any additional information, please feel free to contact me.

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