

Aviation Investigation Final Report

| Location: | Aurora, Oregon | Accident Number: | SEA04CA109 |
|-------------------------|--------------------------------------|----------------------|-------------------------------|
| Date & Time: | June 17, 2004, 07:15 Local | Registration: | N3097R |
| Aircraft: | Balloon Works Fire Fly 9 | Aircraft Damage: | Minor |
| Defining Event: | | Injuries: | 2 Serious, 1 Minor, 4 None |
| Flight Conducted Under: | Part 91: General aviation - Personal | | |

Analysis

The pilot reported that after about one hour of flight he "...came down to the surface to set up for a landing." He stated the winds were greater than expected (estimated to be 10-12 MPH) and prepared for a high wind landing. The pilot stated that during the landing approach the basket "...impacted land and dragged approximately 30-40 yards before coming to a stop" on its side.

Probable Cause and Findings

The National Transportation Safety Board determines the probable cause(s) of this accident to be: Pilot's failure to compensate for wind conditions. Wind was a contributing factor.

Findings

Occurrence #1: IN FLIGHT COLLISION WITH TERRAIN/WATER Phase of Operation: LANDING

Findings

1. (F) WEATHER CONDITION - UNFAVORABLE WIND

2. (C) COMPENSATION FOR WIND CONDITIONS - INADEQUATE - PILOT IN COMMAND

Factual Information

On June 17, 2004, about 0715 Pacific daylight time, a Balloon Works Fire Fly 9 balloon, N3097R, collided with terrain while landing near Aurora, Oregon. The balloon is registered to the pilot and was being operated under the provisions of Title 14, CFR Part 91, when the accident occurred. Of the seven people aboard (pilot plus 6 passengers), the certificated commercial pilot and one passenger sustained serious injuries, another passenger received minor injures, and the remaining four passengers were not injured. Visual meteorological conditions prevailed, and no flight plan was filed for the local flight. The flight originated at Tigard, Oregon, approximately 1 hour prior to the accident.

In a written statement provided to the National Transportation Safety Board (NTSB), the pilot reported that after about one hour of flight he "...came down to the surface to set up for a landing." He stated the winds were greater than expected (estimated to be 10-12 MPH) and prepared for a high wind landing. The pilot stated that during the landing approach the basket "...impacted land and dragged approximately 30-40 yards before coming to a stop" on its side.

Pilot Information

| Certificate: | Commercial | Age: | 47,Male |
|---------------------------|--|--|------------------------|
| Airplane Rating(s): | None | Seat Occupied: | |
| Other Aircraft Rating(s): | Balloon | Restraint Used: | |
| Instrument Rating(s): | None | Second Pilot Present: | |
| Instructor Rating(s): | None | Toxicology Performed: | No |
| Medical Certification: | None | Last FAA Medical Exam: | |
| Occupational Pilot: | | Last Flight Review or Equivalent: | |
| Flight Time: | 716 hours (Total, all aircraft), 0 hour aircraft), 8 hours (Last 30 days, all a | rs (Total, this make and model), 18 ho ircraft) | urs (Last 90 days, all |

Aircraft and Owner/Operator Information

| Aircraft Make: | Balloon Works | Registration: | N3097R |
|----------------------------------|---------------------|-----------------------------------|---------|
| All Clait Make. | Dalioon works | - | N30971 |
| Model/Series: | Fire Fly 9 | Aircraft Category: | Balloon |
| Year of Manufacture: | | Amateur Built: | |
| Airworthiness Certificate: | Normal | Serial Number: | F9-063 |
| Landing Gear Type: | None | Seats: | |
| Date/Type of Last Inspection: | July 7, 2003 Annual | Certified Max Gross Wt.: | |
| Time Since Last Inspection: | 39 Hrs | Engines: | 0 |
| Airframe Total Time: | 287 Hrs | Engine Manufacturer: | |
| ELT: | Not installed | Engine Model/Series: | |
| Registered Owner: | Derek Hancock | Rated Power: | |
| Operator: | | Operating Certificate(s) Held: | None |

Meteorological Information and Flight Plan

| Conditions at Accident Site: | Visual (VMC) | Condition of Light: | Day |
|----------------------------------|----------------------------------|---|---------|
| Observation Facility, Elevation: | | Distance from Accident Site: | |
| Observation Time: | | Direction from Accident Site: | |
| Lowest Cloud Condition: | | Visibility | |
| Lowest Ceiling: | | Visibility (RVR): | |
| Wind Speed/Gusts: | / | Turbulence Type Forecast/Actual: | / |
| Wind Direction: | 10° | Turbulence Severity Forecast/Actual: | / |
| Altimeter Setting: | | Temperature/Dew Point: | |
| Precipitation and Obscuration: | No Obscuration; No Precipitation | | |
| Departure Point: | Tigard, OR | Type of Flight Plan Filed: | None |
| Destination: | Aurora , OR | Type of Clearance: | None |
| Departure Time: | 06:15 Local | Type of Airspace: | Class G |

Airport Information

| Airport: | AURORA STATE 3S2 | Runway Surface Type: | Dirt |
|----------------------|------------------|---------------------------|------------------|
| Airport Elevation: | | Runway Surface Condition: | Rough;Vegetation |
| Runway Used: | | IFR Approach: | None |
| Runway Length/Width: | | VFR Approach/Landing: | |

Wreckage and Impact Information

| Crew Injuries: | 1 Serious | Aircraft Damage: | Minor |
|------------------------|----------------------------|-------------------------|-----------------------|
| Passenger Injuries: | 1 Serious, 1 Minor, 4 None | Aircraft Fire: | None |
| Ground Injuries: | N/A | Aircraft Explosion: | None |
| Total Injuries: | 2 Serious, 1 Minor, 4 None | Latitude, Longitude: | 45.266666,-122.816665 |

Administrative Information

| Investigator In Charge (IIC): | Hogenson, Dennis |
|--------------------------------------|---|
| Additional Participating Persons: | Tim D Moon |
| Original Publish Date: | September 29, 2004 |
| Last Revision Date: | |
| Investigation Class: | <u>Class</u> |
| Note: | This accident report documents the factual circumstances of this accident as described to the NTSB. |
| Investigation Docket: | https://data.ntsb.gov/Docket?ProjectID=59477 |

The National Transportation Safety Board (NTSB) is an independent federal agency charged by Congress with investigating every civil aviation accident in the United States and significant events in other modes of transportation—railroad, transit, highway, marine, pipeline, and commercial space. We determine the probable causes of the accidents and events we investigate, and issue safety recommendations aimed at preventing future occurrences. In addition, we conduct transportation safety research studies and offer information and other assistance to family members and survivors for each accident or event we investigate. We also serve as the appellate authority for enforcement actions involving aviation and mariner certificates issued by the Federal Aviation Administration (FAA) and US Coast Guard, and we adjudicate appeals of civil penalty actions taken by the FAA.

The NTSB does not assign fault or blame for an accident or incident; rather, as specified by NTSB regulation, "accident/incident investigations are fact-finding proceedings with no formal issues and no adverse parties ... and are not conducted for the purpose of determining the rights or liabilities of any person" (Title 49 *Code of Federal Regulations* section 831.4). Assignment of fault or legal liability is not relevant to the NTSB's statutory mission to improve transportation safety by investigating accidents and incidents and issuing safety recommendations. In addition, statutory language prohibits the admission into evidence or use of any part of an NTSB report related to an accident in a civil action for damages resulting from a matter mentioned in the report (Title 49 *United States Code* section 1154(b)). A factual report that may be admissible under 49 *United States Code* section 1154(b) is available here.