



Aviation Investigation Final Report

Location: Atlanta, Georgia Accident Number: ERA09CA432

Date & Time: July 31, 2009, 11:30 Local Registration: N267BC

Aircraft: BINGHAM CHUCK ROTORWAY 1 Aircraft Damage: Substantial

Defining Event: Collision with terr/obj (non-CFIT) **Injuries:** 2 Minor

Flight Conducted Under: Part 91: General aviation - Personal

Analysis

After lifting off, the pilot stated that he encountered a strong gust of wind from the west while making a hovering turn to the east. The main rotor blades contacted the mid-field windsock pole, and the helicopter collided with the ground. The pilot suffered minor injuries, and the passenger was unharmed. The helicopter received substantial damage. The pilot stated that he did not experience any mechanical problems with the helicopter before the accident.

Probable Cause and Findings

The National Transportation Safety Board determines the probable cause(s) of this accident to be: The pilot's failure to maintain control of the helicopter while hovering in gusting wind conditions.

Findings

Environmental issues Gusts - Response/compensation

Aircraft (general) - Not attained/maintained

Personnel issues Aircraft control - Pilot

Factual Information

History of Flight

Pilot Information

Certificate:	Airline transport; Commercial	Age:	65,Male
Airplane Rating(s):	Single-engine land; Multi-engine land	Seat Occupied:	Left
Other Aircraft Rating(s):	Helicopter	Restraint Used:	
Instrument Rating(s):	Airplane; Helicopter	Second Pilot Present:	
Instructor Rating(s):	None	Toxicology Performed:	No
Medical Certification:	Class 2 With waivers/limitations	Last FAA Medical Exam:	June 27, 2008
Occupational Pilot:	No	Last Flight Review or Equivalent:	November 1, 2008
Flight Time:	(Estimated) 3060 hours (Total, all aircraft), 463 hours (Total, this make and model)		

Aircraft and Owner/Operator Information

Aircraft Make:	BINGHAM CHUCK	Registration:	N267BC
Model/Series:	ROTORWAY 1	Aircraft Category:	Helicopter
Year of Manufacture:		Amateur Built:	Yes
Airworthiness Certificate:	Experimental (Special)	Serial Number:	6523
Landing Gear Type:	Skid	Seats:	2
Date/Type of Last Inspection:	June 2, 2009	Certified Max Gross Wt.:	1500 lbs
Time Since Last Inspection:		Engines:	1 Reciprocating
Airframe Total Time:	81 Hrs as of last inspection	Engine Manufacturer:	AMA/EXPR
ELT:	Not installed	Engine Model/Series:	UNKNOWN ENG
Registered Owner:	On file	Rated Power:	0
Operator:	On file	Operating Certificate(s) Held:	None

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Meteorological Information and Flight Plan

Conditions at Accident Site:	Visual (VMC)	Condition of Light:	Day
Observation Facility, Elevation:	KRYY,1040 ft msl	Distance from Accident Site:	0 Nautical Miles
Observation Time:	15:30 Local	Direction from Accident Site:	0°
Lowest Cloud Condition:	Scattered / 2000 ft AGL	Visibility	10 miles
Lowest Ceiling:	Broken / 2500 ft AGL	Visibility (RVR):	
Wind Speed/Gusts:	9 knots / 14 knots	Turbulence Type Forecast/Actual:	/
Wind Direction:	280°	Turbulence Severity Forecast/Actual:	/
Altimeter Setting:	30.09 inches Hg	Temperature/Dew Point:	26°C / 21°C
Precipitation and Obscuration:			
Departure Point:	Atlanta, GA (RYY)	Type of Flight Plan Filed:	None
Destination:	Atlanta, GA (RYY)	Type of Clearance:	VFR
Departure Time:	11:30 Local	Type of Airspace:	Airport advisory area

Airport Information

Airport:	Cobb County Airport RYY	Runway Surface Type:	Concrete
Airport Elevation:	1040 ft msl	Runway Surface Condition:	Dry
Runway Used:	27	IFR Approach:	None
Runway Length/Width:	6305 ft / 100 ft	VFR Approach/Landing:	None

Wreckage and Impact Information

Crew Injuries:	1 Minor	Aircraft Damage:	Substantial
Passenger Injuries:	1 Minor	Aircraft Fire:	None
Ground Injuries:	N/A	Aircraft Explosion:	None
Total Injuries:	2 Minor	Latitude, Longitude:	34.007778,-84.591392(est)

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Administrative Information

Investigator In Charge (IIC):	Alleyne, Eric
Additional Participating Persons:	John Carroll; FAA/FSDO; Atlanta, GA
Original Publish Date:	December 29, 2009
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=74416

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.

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