

# **Aviation Investigation Final Report**

Location:	Alamo, Texas	Accident Number:	CEN16LA207
Date & Time:	June 3, 2016, 10:30 Local	Registration:	N418DS
Aircraft:	SMITH Capella FW2R	Aircraft Damage:	Substantial
Defining Event:	Fuel exhaustion	Injuries:	1 Minor
Flight Conducted Under:	Part 91: General aviation - Personal		

## **Analysis**

The pilot reported that the purpose of the flight was to use most of the fuel remaining in the fuel tanks so that he could store the airplane over the summer. While returning to the airport, the engine experienced a total loss of power. During the subsequent forced landing to a small field, the airplane hit a tree, resulting in substantial damage. The pilot stated that when the airplane was recovered, both fuel tanks were empty.

# **Probable Cause and Findings**

The National Transportation Safety Board determines the probable cause(s) of this accident to be:

The total loss of engine power due to fuel exhaustion, which resulted in a forced landing and a collision with a tree.

Findings	
Personnel issues	Fuel planning - Pilot
Aircraft	Fuel - Fluid level
Environmental issues	Tree(s) - Contributed to outcome

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# **Factual Information**

# History of Flight Enroute Fuel exhaustion (Defining event) Enroute Loss of engine power (total) Emergency descent Off-field or emergency landing Enroute Controlled flight into terr/obj (CFIT)

On June 3, 2016, about 1030 central daylight time, a Smith Capella Aircraft FW2R/XLS airplane, N418DS, was substantially damaged during a forced landing near Alamo, Texas. The commercial pilot had minor injuries. The airplane was registered to and operated by a private individual under the provisions of 14 Code of Federal Regulations Part 91 as a personal flight. Visual meteorological conditions prevailed at the time of the accident. The local flight departed McAllen Miller International Airport (MFE), McAllen, Texas, about 0900, and was returning to MFE at the time of the accident.

According to the pilot, the purpose of the flight was to use most of the fuel in the airplane, as he was going to park the airplane over the summer. In the past the automotive gasoline had "gummed up" his system sitting in the heat over the summer.

The pilot flew to South Texas International Airport (EBG), Edinburg, Texas, landed, called his wife, departed and conducted a touch and go landing, and then returned to MFE. EBG was 17 miles north of MFE. The airplane was at 2,500 feet above ground level and about 8 miles from the airport when the engine lost power. The pilot continued to fly the airplane towards the airport looking for a place to land while attempting to restore engine power. As he approached the airport his options diminished and during the forced landing to a small field the airplane hit a tree resulting in substantial damage to the wings and fuselage of the airplane.

The pilot stated that when the airplane was recovered, both fuel tanks were empty. He stated that he was confident that he just ran out of fuel resulting in the loss of engine power.

### **Pilot Information**

Certificate:	Commercial	Age:	98,Male
Airplane Rating(s):	Single-engine land; Multi-engine land; Multi-engine sea	Seat Occupied:	Left
Other Aircraft Rating(s):	None	Restraint Used:	3-point
Instrument Rating(s):	None	Second Pilot Present:	No
Instructor Rating(s):	None	Toxicology Performed:	No
Medical Certification:	Sport pilot None	Last FAA Medical Exam:	
Occupational Pilot:	No	Last Flight Review or Equivalent:	May 4, 2016
Flight Time:	(Estimated) 13000 hours (Total, all a	ircraft), 300 hours (Total, this make ar	nd model)

# Aircraft and Owner/Operator Information

Aircraft Make:	SMITH Capella	Registration:	N418DS
Model/Series:	FW2R XLS	Aircraft Category:	Airplane
Year of Manufacture:	1999	Amateur Built:	Yes
Airworthiness Certificate:	Experimental (Special)	Serial Number:	DS4
Landing Gear Type:	Tricycle	Seats:	2
Date/Type of Last Inspection:	November 14, 2015 Condition	Certified Max Gross Wt.:	1270 lbs
Time Since Last Inspection:		Engines:	1 Reciprocating
Airframe Total Time:	296 Hrs as of last inspection	Engine Manufacturer:	Rotax
ELT:	Installed	Engine Model/Series:	912UL
Registered Owner:	On file	Rated Power:	80 Horsepower
Operator:	On file	Operating Certificate(s) Held:	None

# Meteorological Information and Flight Plan

Conditions at Accident Site:	Visual (VMC)	Condition of Light:	Day
Observation Facility, Elevation:	KMFE,107 ft msl	Distance from Accident Site:	
Observation Time:	09:53 Local	Direction from Accident Site:	
Lowest Cloud Condition:	Clear	Visibility	10 miles
Lowest Ceiling:	None	Visibility (RVR):	
Wind Speed/Gusts:	/	Turbulence Type Forecast/Actual:	/ None
Wind Direction:		Turbulence Severity Forecast/Actual:	/ N/A
Altimeter Setting:	29.88 inches Hg	Temperature/Dew Point:	28°C / 22°C
Precipitation and Obscuration:	No Obscuration; No Precipitation		
Departure Point:	McAllen, TX (KMFE)	Type of Flight Plan Filed:	None
Destination:	McAllen, TX (KMPE)	Type of Clearance:	None
Departure Time:	09:00 Local	Type of Airspace:	Class G

# Wreckage and Impact Information

Crew Injuries:	1 Minor	Aircraft Damage:	Substantial
Passenger Injuries:		Aircraft Fire:	None
Ground Injuries:	N/A	Aircraft Explosion:	None
Total Injuries:	1 Minor	Latitude, Longitude:	26.19111,-98.115554

### Administrative Information

Investigator In Charge (IIC):	Rodi, Jennifer
Additional Participating Persons:	Brian F Fricker; FAA FSDO; San Antonio, TX
Original Publish Date:	October 6, 2016
Last Revision Date:	
Investigation Class:	<u>Class</u>
Note:	The NTSB did not travel to the scene of this accident.
Investigation Docket:	https://data.ntsb.gov/Docket?ProjectID=93314

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 <u>here</u>.