

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

TOWN OF PALM BEACH, a municipal)
corporation of the State of Florida, CITY)
OF WEST PALM BEACH, a municipal)
corporation of the State of Florida,)
)
)
Petitioners,)
)
v.)
)
FEDERAL AVIATION)
ADMINISTRATION,)
)
)
Respondent.)
)

Case No. _____

PETITION FOR REVIEW

Pursuant to 49 U.S.C. § 46110(a) and Rule 15 of the Federal Rules of Appellate Procedure, Petitioners Town of Palm Beach, Florida, and City of West Palm Beach, Florida, petition this Court for review of the following orders of the Federal Aviation Administration (“FAA”):

1. Notice to Airmen No. FDC 5/2809 (Oct. 18, 2025), attached as Exhibit A.
2. Palm Beach Air Traffic Control Tower, Letter to Airmen LTA-PBI-12, TFR-Driven Procedural Amendments (Oct. 15, 2025), attached as Exhibit B.

3. Palm Beach Air Traffic Control Tower, Letter to Airmen LTA-PBI-13, TFR-Driven Procedural Amendments (Dec. 10, 2025), attached as Exhibit C.

4. Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments, 90 Fed. Reg. 57,353 (Dec. 11, 2025) (to be codified at 14 C.F.R. Part 97), attached as Exhibit D.

Petitioners seek relief because the above-referenced FAA orders are arbitrary, capricious, an abuse of discretion, and otherwise not in accordance with law or supported by substantial evidence, and were issued in violation of laws including, but not limited to, the Administrative Procedure Act, 5 U.S.C. § 500 *et seq.*, National Environmental Policy Act, 42 U.S.C. § 4321 *et seq.*, the National Historic Preservation Act, 54 U.S.C. § 300101 *et seq.*, and the Department of Transportation Act, 49 U.S.C. § 303(c).

RULE 26.1 DISCLOSURE STATEMENT

Petitioner Town of Palm Beach, Florida, is not a “nongovernmental corporate entity” and therefore it is not required to file a corporate disclosure statement pursuant to Federal Rule of Appellate Procedure 26.1(a).

Petitioner City of West Palm Beach, Florida, is not a “nongovernmental corporate entity” and therefore it is not required to file a corporate disclosure statement pursuant to Federal Rule of Appellate Procedure 26.1(a).

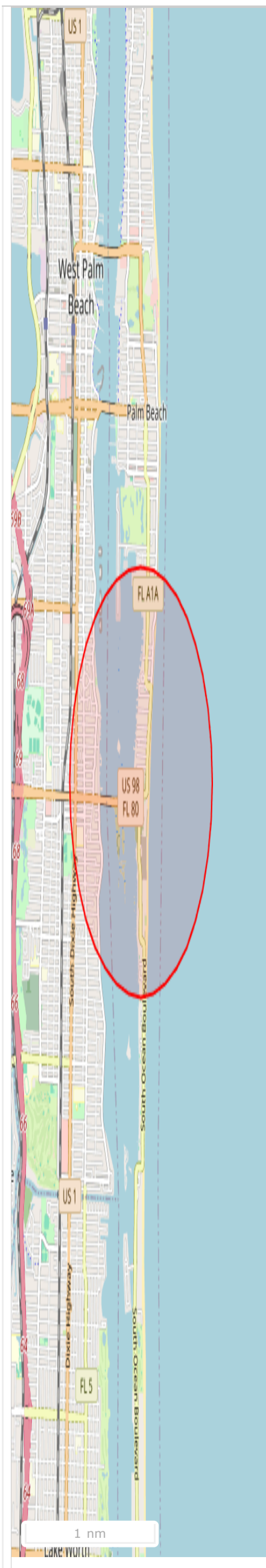
Respectfully submitted,

/s/ Andrew Barr

Andrew Barr
Greenberg Traurig LLP
1144 15th Street, Ste. 3300
Denver, CO 80202
Telephone: (303) 572-6500
Email: Andrew.Barr@gtlaw.com

*Counsel for Petitioners Town of Palm
Beach, Florida, and City of West
Palm Beach, Florida.*

Exhibit A



NOTAM Number :

FDC 5/2809

Issue Date :

October 18, 2025 at 1454 UTC

Location :

Palm Beach, Florida near PALM BEACH VORTAC (PBI)

Beginning Date and Time :

October 20, 2025 at 1200 UTC

Ending Date and Time :

October 20, 2026 at 1200 UTC

Reason for NOTAM :

Temporary flight restrictions for Special Security Reasons

Type :

Security

Replaced NOTAM(s) :

N/A

Affected Area(s)

Airspace Definition:

Center: On the PALM BEACH VORTAC (PBI) 097 degree radial at 2.6 nautical miles. (Latitude: 26°40'37"N, Longitude: 80°02'16"W)

Radius: 1 nautical miles

Altitude: From the surface up to and including 2000 feet AGL

Effective Date(s):

From October 20, 2025 at 1200 UTC (October 20, 2025 at 0800 EDT)

To October 20, 2026 at 1200 UTC (October 20, 2026 at 0800 EDT)

Operating Restrictions and Requirements

No pilots may operate an aircraft in the areas covered by this NOTAM (except as described).

EXC AS SPECIFIED BLW AND/OR UNLESS AUTH BY ATC:

1. ALL ACFT ENTERING OR EXITING THE TFR MUST BE ON AN ACT IFR PLN WITH AN APPROVED IAP OR ATC ASSIGNED RADAR VECTOR FOR DEP AND ON A DISCRETE CODE ASSIGNED BY AN AIR TFC CTL (ATC) FAC.
2. ACFT MUST BE SQUAWKING THE DISCRETE CODE PRIOR TO DEP AND AT ALL TIMES WHILE IN THE TFR.
3. ALL ACFT ENTERING OR EXITING THE TFR MUST REMAIN IN TWO - WAY RADIO COM WITH ATC.
4. UAS OPR WHO DO NOT COMPLY WITH APPLICABLE AIRSPACE RESTRICTIONS ARE WARNED THAT PURSUANT TO 10 U.S.C. SECTION 130I AND THE PRESIDENTIAL THREAT PROTECTION ACT, THE DEPARTMENT OF WAR(DOW), THE DEPARTMENT OF HOMELAND SECURITY(DHS) OR THE DEPARTMENT OF JUSTICE(DOJ) MAY TAKE SECURITY ACTION THAT RESULTS IN THE INTERFERENCE, DISRUPTION, SEIZURE, DAMAGING, OR DESTRUCTION OF UNMANNED ACFT DEEMED TO POSE A CREDIBLE SAFETY OR SECURITY THREAT TO PROTECTED PERSONNEL, FAC, OR ASSETS.
5. THE SYSTEM OPS SUPPORT CENTER (SOSC), IS THE CDN FAC FOR OPR ACCESS AND IS AVBL DLY FM 0600-2359 EASTERN, TEL 202-267-8276 FOR CDN.
6. THE FAA RECOMMENDS THAT ALL ACFT OPR CK NOTAMS FREQUENTLY FOR POSSIBLE CHANGES TO THIS TFR PRIOR TO OPS WI THIS REGION. OPR MAY REVIEW THE TFR DETAILS ON THE INTERNET AT [HTTPS://TFR.FAA.GOV/](https://tfr.faa.gov/) OR [HTTPS://WWW.1800WXBRIEF.COM](https://www.1800wxbrief.com). IF QUESTIONS REMAIN, CTC FSS, TEL 800-992-7433.

Other Information:

ARTCC:

ZMA - Miami Center

Authority:

Title 14 CFR section 99.7

Exhibit B

**DEPARTMENT OF TRANSPORTATION
Federal Aviation Administration**

Palm Beach Tower
3550 Belvedere Road
West Palm Beach, FL 33406

Issued: 10/14/2025 1920 (UTC)
Palm Beach Tower

Effective: 10/20/2025 1200 (UTC)
Letter to Airmen: LTA-PBI-12

****** Cancelled on 12/10/2025 1307******

Subject: PBI TFR-Driven Procedural Amendments

Cancellation: 10/19/2026 1200 (UTC)

Mark Siviglia
Air Traffic Manager, Palm Beach Tower

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Palm Beach Air Traffic Control Tower
3550 Belvedere Road
West Palm Beach, FL 33406

Issued: 10/15/2025

Effective: 10/20/2025
Letter to Airmen: LTA-PBI-12

Subject: PBI TFR-Driven Procedural Amendments
Cancellation: 10/19/2026

PBI Procedural Amendments

To ensure safe and efficient operations at PBI Airport under the new Temporary Flight Restriction (TFR) at Mar-A-Lago, PBI Air Traffic Control Tower is implementing the following procedural amendments:

- RWY 28R Arrivals: Limited to approved IFR arrivals using the existing RNAV offset procedures (RNAV X or RNP W.)
- RWY 10L Departures: Assigned heading will be issued by tower to avoid the TFR. Expect to resume the assigned SID.
- RWY 10R Departures: Not Authorized
- RWY 10L Arrivals: Expect alternate missed approach instructions to avoid the TFR.
- RWY 32 Arrivals: Circling approach to RWY 28R Not Authorized.

Procedures to all other runways not listed above remain the same.

Please check current NOTAMS for information on the TFR and any other pertinent SID and STAR use.

Mark Siviglia

Mark Siviglia
Air Traffic Manager, Palm Beach Air Traffic Control Tower

Exhibit C

DEPARTMENT OF TRANSPORTATION
Federal Aviation Administration

Palm Beach Tower
3550 Belvedere Road
West Palm Beach, FL 33406

Issued: 12/10/2025 1307 (UTC)
Palm Beach Tower

Effective: 12/10/2025 2000 (UTC)
Letter to Airmen: LTA-PBI-13

Subject: PBI TFR-Driven Procedural Amendments

Cancellation: 12/09/2026 1200 (UTC)

Mark Siviglia
Air Traffic Manager, Palm Beach Tower

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Palm Beach Air Traffic Control Tower
3550 Belvedere Road
West Palm Beach, FL 33406

Issued: 12/10/2025

Effective: 12/10/2025
Letter to Airmen: LTA-PBI-13

Subject: PBI TFR-Driven Procedural Amendments
Cancellation: 12/9/2026

PBI Procedural Amendments

To ensure safe and efficient operations at PBI Airport under the new Temporary Flight Restriction (TFR) at Mar-A-Lago, PBI Air Traffic Control Tower is implementing the following procedural amendments:

- RWY 28R Arrivals: Limited to approved IFR arrivals using the existing RNAV offset procedures (RNAV X or RNP W.)
- RWY 10L Departures: Assigned heading will be issued by tower to avoid the TFR. Expect to resume the assigned SID.
- RWY 10R Departures: Assigned heading will be issued by tower to avoid the TFR.
- RWY 10L Arrivals: Expect alternate missed approach instructions to avoid the TFR.
- RWY 32 Arrivals: Circling approach to RWY 28R Not Authorized.

Procedures to all other runways not listed above remain the same.

Please check current NOTAMS for information on the TFR and any other pertinent SID and STAR use.

Mark Siviglia

Mark Siviglia
Air Traffic Manager, Palm Beach Air Traffic Control Tower

Exhibit D

and that airspace extending upward from 1,200 feet above the surface within 12 miles off the coastline of the Island of Hawaii.

Issued in Des Moines, Washington, on December 8, 2025.

B.G. Chew,

Group Manager, Western Service Center, Operations Support Group.

[FR Doc. 2025–22501 Filed 12–10–25; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No. 31638; Amdt. No. 4195]

Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This rule establishes, amends, suspends, or removes Standard Instrument Approach Procedures (SIAPs) and associated Takeoff Minimums and Obstacle Departure Procedures (ODPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, adding new obstacles, or changing air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: This rule is effective December 11, 2025. The compliance date for each SIAP, associated Takeoff Minimums, and ODP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of December 11, 2025.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination

1. U.S. Department of Transportation, Docket Ops-M30. 1200 New Jersey Avenue SE, West Bldg., Ground Floor, Washington, DC 20590–0001.

2. The FAA Air Traffic Organization Service Area in which the affected airport is located;

3. The office of Aeronautical Information Services, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 or,

4. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, visit www.archives.gov/federal-register/cfr/ibr-locations or email fr.inspection@nara.gov.

Availability

All SIAPs and Takeoff Minimums and ODPs are available online free of charge. Visit the National Flight Data Center at nfdc.faa.gov to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from the FAA Air Traffic Organization Service Area in which the affected airport is located.

FOR FURTHER INFORMATION CONTACT:

Rune Duke, Manager (Acting), Standards Section, Flight Procedures and Airspace Group, Aviation Safety, Federal Aviation Administration. Mailing Address: FAA Mike Monroney Aeronautical Center, Flight Procedures and Airspace Group, 6500 South MacArthur Blvd., STB Annex, Bldg. 26, Room 217, Oklahoma City, OK 73099. Telephone (405) 954–1139.

SUPPLEMENTARY INFORMATION: This rule amends 14 CFR part 97 by establishing, amending, suspending, or removes SIAPs, Takeoff Minimums and/or ODPs. The complete regulatory description of each SIAP and its associated Takeoff Minimums or ODP for an identified airport is listed on FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and 14 CFR 97.20. The applicable FAA Forms are 8260–3, 8260–4, 8260–5, 8260–15A, 8260–15B, when required by an entry on 8260–15A, and 8260–15C.

The large number of SIAPs, Takeoff Minimums and ODPs, their complex nature, and the need for a special format make publication in the **Federal Register** expensive and impractical. Further, pilots do not use the regulatory text of the SIAPs, Takeoff Minimums or ODPs, but instead refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP, Takeoff Minimums and ODP listed on FAA form documents is unnecessary. This amendment provides the affected CFR sections and specifies the types of SIAPs, Takeoff Minimums and ODPs with their applicable effective dates. This amendment also identifies

the airport and its location, the procedure, and the amendment number.

Availability and Summary of Material Incorporated by Reference

The material incorporated by reference is publicly available as listed in the **ADDRESSES** section.

The material incorporated by reference describes SIAPs, Takeoff Minimums and/or ODPs as identified in the amendatory language for part 97 of this final rule.

The Rule

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP, Takeoff Minimums and ODP as amended in the transmittal. Some SIAP and Takeoff Minimums and textual ODP amendments may have been issued previously by the FAA in a Flight Data Center (FDC) Notice to Airmen (NOTAM) as an emergency action of immediate flights safety relating directly to published aeronautical charts.

The circumstances that created the need for some SIAP and Takeoff Minimums and ODP amendments may require making them effective in less than 30 days. For the remaining SIAPs and Takeoff Minimums and ODPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs and Takeoff Minimums and ODPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs and Takeoff Minimums and ODPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs, Takeoff Minimums and ODPs, and safety in air commerce, I find that notice and public procedure under 5 U.S.C. 553(b) are impracticable and contrary to the public interest and, where applicable, under 5 U.S.C. 553(d), good cause exists for making some SIAPs effective in less than 30 days.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this

amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Lists of Subjects in 14 CFR Part 97

Air traffic control, Airports, Incorporation by reference, Navigation (air).

Issued in Washington, DC, on December 5, 2025.

Rune Duke,

Manager (Acting), Standards Section, Flight Procedures and Airspace Group, Flight Technologies & Procedures Division, Federal Aviation Administration.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, 14 CFR part 97 is amended by establishing, amending, suspending, or removing Standard Instrument Approach Procedures and/or Takeoff Minimums and Obstacle Departure Procedures effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

■ 1. The authority citation for part 97 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

■ 2. Part 97 is amended to read as follows:

Effective 22 January 2026

Dothan, AL, DHN, ILS OR LOC RWY 14, Amdt 2B
 Dothan, AL, DHN, ILS OR LOC RWY 32, Amdt 10A
 Dothan, AL, DHN, RNAV (GPS) RWY 14, Amdt 3A
 Dothan, AL, DHN, RNAV (GPS) RWY 18, Amdt 3
 Dothan, AL, DHN, VOR RWY 18, Amdt 4
 West Palm Beach, FL, PBI, AHABB ONE, Graphic DP
 West Palm Beach, FL, PBI, ILS OR LOC RWY 10L, Amdt 29
 West Palm Beach, FL, PBI, RNAV (GPS) Y RWY 10L, Amdt 5
 West Palm Beach, FL, PBI, Takeoff Minimums and Obstacle DP, Amdt 4
 Newark, NJ, EWR, RNAV (GPS) W RWY 29, Orig-B
 Newark, NJ, EWR, RNAV (RNP) Y RWY 29, Amdt 1F
 Albany, NY, ALB, RNAV (GPS) RWY 28, Amdt 1
 Ebensburg, PA, 9G8, RNAV (GPS) RWY 7, Orig-E
 Nacogdoches, TX, OCH, ILS OR LOC RWY 36, Amdt 4
 Nacogdoches, TX, OCH, RNAV (GPS) RWY 18, Amdt 1
 Nacogdoches, TX, OCH, RNAV (GPS) RWY 36, Orig-E
 Nacogdoches, TX, OCH, Takeoff Minimums and Obstacle DP, Amdt 3

Jackson, WY, JAC, VOR RWY 19, Amdt 1, CANCELED

[FR Doc. 2025–22511 Filed 12–10–25; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No. 31639; Amdt. No. 4196]

Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This rule amends, suspends, or removes Standard Instrument Approach Procedures (SIAPs) and associated Takeoff Minimums and Obstacle Departure Procedures for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, adding new obstacles, or changing air traffic requirements. These changes are designed to provide for the safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: This rule is effective December 11, 2025. The compliance date for each SIAP, associated Takeoff Minimums, and ODP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of December 11, 2025.

ADDRESSES: Availability of matter incorporated by reference in the amendment is as follows:

For Examination

1. U.S. Department of Transportation, Docket Ops-M30, 1200 New Jersey Avenue SE, West Bldg., Ground Floor, Washington, DC 20590–0001;

2. The FAA Air Traffic Organization Service Area in which the affected airport is located;

3. The office of Aeronautical Information Services, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 or,

4. The National Archives and Records Administration (NARA).

For information on the availability of this material at NARA, visit www.archives.gov/federal-register/cfr/ibr-locations or email fr.inspection@nara.gov.

Availability

All SIAPs and Takeoff Minimums and ODPs are available online free of charge. Visit the National Flight Data Center online at nfdc.faa.gov to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from the FAA Air Traffic Organization Service Area in which the affected airport is located.

FOR FURTHER INFORMATION CONTACT:

Rune Duke, Manager (Acting), Standards Section, Flight Procedures and Airspace Group, Aviation Safety, Federal Aviation Administration. Mailing Address: FAA Mike Monroney Aeronautical Center, Flight Procedures and Airspace Group, 6500 South MacArthur Blvd., STB Annex, Bldg. 26, Room 217, Oklahoma City, OK 73099. Telephone (405) 954–1139.

SUPPLEMENTARY INFORMATION: This rule amends 14 CFR part 97 by amending the referenced SIAPs. The complete regulatory description of each SIAP is listed on the appropriate FAA Form 8260, as modified by the National Flight Data Center (NFDC)/Permanent Notice to Airmen (P–NOTAM), and is incorporated by reference under 5 U.S.C. 552(a), 1 CFR part 51, and 14 CFR 97.20. The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, pilots do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained on FAA form documents is unnecessary. This amendment provides the affected CFR sections, and specifies the SIAPs and Takeoff Minimums and ODPs with their applicable effective dates. This amendment also identifies the airport and its location, the procedure and the amendment number.

Availability and Summary of Material Incorporated by Reference

The material incorporated by reference is publicly available as listed in the **ADDRESSES** section.

The material incorporated by reference describes SIAPs, Takeoff Minimums and ODPs as identified in the amendatory language for part 97 of this final rule.

CERTIFICATE OF SERVICE

Pursuant to Federal Rule of Appellate Procedure 15(c) and D.C. Circuit Local Rule 15(a), I hereby certify that on this 12th day of December, 2025, I mailed a copy of the foregoing Petition for Review, U.S. Mail, first class postage prepaid, upon the Federal Aviation Administration:

Bryan Bedford
Administrator
Federal Aviation Administration
800 Independence Avenue, S.W.
Washington, D.C. 20591

Federal Aviation Administration

I further served counsel for the Federal Aviation Administration by certified U.S. mail and electronic mail on the following:

William McKenna
Chief Counsel
Office of the Chief Counsel
Federal Aviation Administration
800 Independence Avenue, S.W.
Washington, D.C. 20591
liam.mckenna@faa.gov

*Counsel for the Federal Aviation
Administration*

/s/ Andrew Barr

Andrew Barr

Counsel for Petitioners