**Difference Between the Proposed AD and Service Information**

The Accomplishment Instructions of the referenced service bulletin describe procedures for reporting inspection findings to the manufacturer. This proposed AD would not require this.

**Clarification of Inspection Terminology**

In this proposed AD, the ''detailed visual inspection'' specified in the Airbus service bulletin is referred to as a ''detailed inspection.'' We have included the definition for a detailed inspection in a note in this proposed AD.

**Costs of Compliance**

This proposed AD would affect about 25 airplanes of U.S. registry. The proposed actions would take about 2 work hours per airplane, at an average labor rate of $65 per work hour. Based on these figures, the estimated cost of the proposed AD for U.S. operators is $3,250, or $130 per airplane.

**Regulatory Findings**

We have determined that this proposed AD would not have federalism implications under Executive Order 13132. This proposed AD would not have a substantial direct effect on the States, on the relationship between the national Government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed above, I certify that the proposed regulation:

1. Is not a ''significant regulatory action'' under Executive Order 12866;

2. Is not a ''significant rule'' under the DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and

3. Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

We prepared a regulatory evaluation of the estimated costs to comply with this proposed AD. *See* the **ADDRESSES** section for a location to examine the regulatory evaluation.

**List of Subjects in 14 CFR Part 39**

Air transportation, Aircraft, Aviation safety, Safety.

**The Proposed Amendment**

Accordingly, under the authority delegated to me by the Administrator, the FAA proposes to amend 14 CFR part 39 as follows:

## PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

**§ 39.13 [Amended]**

2. The FAA amends § 39.13 by adding the following new airworthiness directive (AD):

**Airbus:** Docket No. FAA–2004–19542; Directorate Identifier 2003–NM–282–AD.

**Comments Due Date**

(a) The Federal Aviation Administration must receive comments on this AD action by December 6, 2004.

**Affected ADs**

(b) None.

*Applicability:* (c) This AD applies to Airbus Model A300 B4–622R airplanes, serial numbers 0797 and 0836; and Model A300 F4–622R airplanes, serial numbers 0805 through 0828 inclusive; certificated in any category.

**Unsafe Condition**

(d) This AD was prompted by reports that lower guide fittings for the forward doors were found installed in the wrong positions at frames 14 and 16A. We are issuing this AD to prevent difficulty opening the forward doors, which could impede an emergency evacuation and result in injury to passengers or crewmembers.

*Compliance:* (e) You are responsible for having the actions required by this AD performed within the compliance times specified, unless the actions have already been done.

**Inspection and Corrective Action**

(f) Within 600 flight hours after the effective date of this AD, do a one-time detailed inspection to determine if lower guide fittings for the forward doors are installed in the correct positions, in accordance with the Accomplishment Instructions of Airbus Service Bulletin A300–53–6140, Revision 01, dated November 24, 2003.

(1) If the lower guide fittings are installed in the correct positions: No further action is required by this AD.

(2) If any lower guide fitting is not installed in the correct position: Before further flight, re-install the lower guide fitting in the correct position, or replace the lower guide fitting with a new, improved guide fitting, as applicable, in accordance with the service bulletin.

Note 1: For the purposes of this AD, a detailed inspection is: ''An intensive examination of a specific item, installation, or assembly to detect damage, failure, or irregularity. Available lighting is normally supplemented with a direct source of good lighting at an intensity deemed appropriate. Inspection aids such as mirror, magnifying lenses, etc., may be necessary. Surface cleaning and elaborate procedures may be required.''

**Actions Accomplished in Accordance With Previous Issue of Service Bulletin**

(g) Inspections and corrective actions accomplished before the effective date of this AD in accordance with Airbus Service Bulletin A300–53–6140, dated June 12, 2003, are considered acceptable for compliance with the corresponding action specified in this AD.

**No Reporting Requirement**

(h) The Accomplishment Instructions of Airbus Service Bulletin A300–53–6140, Revision 01, dated November 24, 2003, describe procedures for reporting inspection findings to the manufacturer. This AD does not require this.

**Alternative Methods of Compliance (AMOCs)**

(i) The Manager, International Branch, ANM–116, Transport Airplane Directorate, FAA, has the authority to approve AMOCs for this AD, if requested in accordance with the procedures found in 14 CFR 39.19.

**Related Information**

(j) French airworthiness directive 2003–292(B), dated August 6, 2003, also addresses the subject of this AD.

Issued in Renton, Washington, on October 27, 2004.

**Ali Bahrami,**

*Manager, Transport Airplane Directorate, Aircraft Certification Service.*

[FR Doc. 04–24731 Filed 11–4–04; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF TRANSPORTATION

## Federal Aviation Administration

## 14 CFR Part 39

**[Docket No. FAA–2004–19530; Directorate Identifier 2002–NM–274–AD]**

**RIN 2120–AA64**

## Airworthiness Directives; Boeing Model 727 Series Airplanes

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** The FAA proposes to supersede an existing airworthiness directive (AD) for certain Boeing Model 727 series airplanes. That AD currently requires repetitive detailed inspections to detect cracking, corrosion, and existing stop-drilled repairs of cracking in the upper chord of the rear spar of the wing, and repair if necessary. This proposed AD would require new repetitive inspections to detect cracks, corrosion, minor surface defects, and existing stop-drilled repairs of cracks in the upper and lower chords of the front and rear spars of the wing; and repair if

necessary. This proposed AD is prompted by our determination that further rulemaking action is necessary to require additional actions specified in the referenced service bulletin. We are proposing this AD to prevent structural failure of the wing and fuel leaks in the airplane due to stress corrosion cracking of the wing spar chords.

**DATES:** We must receive comments on this proposed AD by December 20, 2004.

**ADDRESSES:** Use one of the following addresses to submit comments on this proposed AD.

- *DOT Docket Web Site:* Go to *http://dms.dot.gov* and follow the instructions for sending your comments electronically.
- *Government-wide Rulemaking Web Site:* Go to *http://www.regulations.gov* and follow the instructions for sending your comments electronically.
- *Mail:* Docket Management Facility; U.S. Department of Transportation, 400 Seventh Street SW., Nassif Building, room PL–401, Washington, DC 20590.
- *Fax:* (202) 493–2251.
- *Hand Delivery:* Room PL–401 on the plaza level of the Nassif Building, 400 Seventh Street SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

You can get the service information identified in this proposed AD from Boeing Commercial Airplanes, P.O. Box 3707, Seattle, Washington 98124–2207.

You may examine the contents of this AD docket on the Internet at *http://dms.dot.gov,* or at the Docket Management Facility, U.S. Department of Transportation, 400 Seventh Street SW., room PL–401, on the plaza level of the Nassif Building, Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Daniel F. Kutz, Aerospace Engineer, Airframe Branch, ANM–120S, FAA, Seattle Aircraft Certification Office, 1601 Lind Avenue, SW., Renton, Washington 98055–4056; telephone (425) 917–6456; fax (425) 917–6590.

**SUPPLEMENTARY INFORMATION:**

**Docket Management System (DMS)**

The FAA has implemented new procedures for maintaining AD dockets electronically. As of May 17, 2004, new AD actions are posted on DMS and assigned a docket number. We track each action and assign a corresponding directorate identifier. The DMS AD docket number is in the form ''Docket No. FAA–2004–99999.'' The Transport Airplane Directorate identifier is in the form ''Directorate Identifier 2004–NM–999–AD.'' Each DMS AD docket also lists the directorate identifier (''Old Docket Number'') as a cross-reference for searching purposes.

**Comments Invited**

We invite you to submit any written relevant data, views, or arguments regarding this proposed AD. Send your comments to an address listed under **ADDRESSES**. Include ''Docket No. FAA–2004–19530; Directorate Identifier 2002–NM–274–AD'' at the beginning of your comments. We specifically invite comments on the overall regulatory, economic, environmental, and energy aspects of the proposed AD. We will consider all comments received by the closing date and may amend the proposed AD in light of those comments.

We will post all comments we receive, without change, to http://dms.dot.gov, including any personal information you provide. We will also post a report summarizing each substantive verbal contact with FAA personnel concerning this proposed AD. Using the search function of our docket Web site, anyone can find and read the comments in any of our dockets, including the name of the individual who sent the comment (or signed the comment on behalf of an association, business, labor union, *etc.*). You may review the DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477–78), or you may visit *http://dms.dot.gov.*

We are reviewing the writing style we currently use in regulatory documents. We are interested in your comments on whether the style of this document is clear, and your suggestions to improve the clarity of our communications that affect you. You can get more information about plain language at *http://www.faa.gov/language* and *http://www.plainlanguage.gov.*

**Examining the Docket**

You may examine the AD docket in person at the Docket Management Facility office between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The Docket Management Facility office (telephone (800) 647–5227) is located on the plaza level of the Nassif Building at the DOT street address stated in the **ADDRESSES** section. Comments will be available in the AD docket shortly after the DMS receives them.

**Discussion**

On November 20, 2002, we issued AD 2002–24–05, amendment 39–12970 (67 FR 71808, December 3, 2002) (a final rule correction was published in the **Federal Register** on January 2, 2003 (68 FR 10)), for certain Boeing Model 727 series airplanes. That AD requires repetitive detailed inspections to detect cracking, corrosion, and existing stop-drilled repair of cracking in the upper chord of the rear spar of the wing, and repair if necessary. That AD was prompted by reports of spanwise stress corrosion cracking of the upper chord of the rear spar of the wing between wing buttock line (WBL) 70.5 and the wing tip. Investigation revealed that some cracks were up to 14 inches long. Furthermore, one of the cracks was almost long enough to jeopardize the residual strength capability of the upper chord of the rear spar. We issued that AD to prevent structural failure of the wing and fuel leaks in the airplane due to stress corrosion cracking of the wing spar chords.

**Actions Since Existing AD Was Issued**

In the preamble of AD 2002–24–05, we indicated that the actions required by that AD were considered ''interim action,'' and that further rulemaking action was being considered to require additional actions specified in the referenced service bulletin (*i.e.*, Boeing Alert Service Bulletin 727–57A0145, Revision 2, dated October 24, 2002). We have now determined that further rulemaking action is indeed necessary, and this proposed AD follows from that determination.

**Relevant Service Information**

We have reviewed Boeing Alert Service Bulletin 727–57A0145, Revision 2, dated October 24, 2002. The service bulletin describes procedures for performing various inspections to detect cracks, corrosion, minor surface defects, and previously stop-drilled repairs in the upper and lower chords of the front and rear spars of the wings; and repair if necessary. The service bulletin also describes procedures for applying a wet layer of BMS 3–23 organic corrosion inhibiting compound or Boeing equivalent after any inspection or repair. We have determined that accomplishment of the actions specified in the service information will adequately address the unsafe condition.

**FAA's Determination and Requirements of the Proposed AD**

We have evaluated all pertinent information and identified an unsafe condition that is likely to exist or develop on other products of this same type design. Therefore, we are proposing this AD, which would supersede AD 2002–24–05 to require accomplishment of all actions specified

in the service bulletin described previously, except as described below.

**Differences Between the Service Bulletin and the Proposed AD**

Operators should note that, although the service bulletin specifies that the manufacturer may be contacted for disposition of certain repair conditions, this proposed AD would require that those conditions be done in accordance with a method approved by the FAA, or in accordance with data meeting the type certification basis of the airplane approved by a Boeing Company Designated Engineering Representative who has been authorized by the FAA to make such findings.

**Clarification of Inspection Terminology**

In this proposed AD, the ''detailed visual inspection'' specified in the Boeing service bulletin is referred to as a ''detailed inspection.'' We have included the definition for a detailed inspection in a note in the proposed AD.

**Change to Existing AD**

This proposed AD would retain certain requirements of AD 2002–24–05. Since that AD was issued, the AD format has been revised, and certain paragraphs have been rearranged. As a result, the corresponding paragraph identifiers have changed in this proposed AD, as listed in the following table:

REVISED PARAGRAPH IDENTIFIERS

| Requirement in AD 2002–24–05 | Corresponding requirement in this proposed AD |
|---|---|
| Paragraph (a) ..... | Paragraph (g). |
| Paragraph (a)(1) ..... | Paragraph (g). |
| Paragraph (a)(2) ..... | Paragraph (k). |
| Paragraph (a)(3) ..... | Paragraph (i). |
| Paragraph (a)(4) ..... | Paragraph (j). |

**Costs of Compliance**

This Proposed AD would affect about 1,426 Model 727 series airplanes worldwide. This Proposed AD would affect about 946 airplanes of U.S. registry.

For Group 1 airplanes identified in the service bulletin, the actions (Part 1 of the Accomplishment Instructions of the service bulletin) that are required by AD 2002–24–05 and retained in this Proposed AD take about 8 work hours per airplane, at an average labor rate of $65 per work hour. Based on these figures, the estimated cost of the currently required actions is $520 per airplane.

The following table provides the estimated costs for U.S. operators to comply with the new actions proposed by this AD. The average labor rate is $65 per work hour.

ESTIMATED COSTS

| For airplanes identified in the service bulletin as— | Actions in— | Work hours— | Per airplane cost, per inspection cycle— |
|---|---|---|---|
| Group 1 ..... | Part 2 of the Accomplishment Instructions of the service bulletin ..... | 30 | $1,950 |
| Group 1 ..... | Part 3 of the Accomplishment Instructions of the service bulletin ..... | 21 | 1,365 |
| Group 1 ..... | Part 4 of the Accomplishment Instructions of the service bulletin ..... | 68 | 4,420 |
| Group 1 ..... | Part 8 of the Accomplishment Instructions of the service bulletin ..... | 8 | 520 |
| Group 1 ..... | Part 9 of the Accomplishment Instructions of the service bulletin ..... | 30 | 1,950 |
| Group 2 ..... | Part 5 of the Accomplishment Instructions of the service bulletin ..... | 52 | 3,380 |
| Group 2 ..... | Part 6 of the Accomplishment Instructions of the service bulletin ..... | 110 | 7,150 |

**Regulatory Findings**

We have determined that this proposed ad would not have federalism implications under Executive Order 13132. This proposed AD would not have a substantial direct effect on the States, on the relationship between the national Government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed above, I certify that the proposed regulation:

1. Is not a ''significant regulatory action'' under Executive Order 12866;

2. Is not a ''significant rule'' under the DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and

3. Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

We prepared a regulatory evaluation of the estimated costs to comply with this proposed AD. See the **ADDRESSES** section for a location to examine the regulatory evaluation.

**List of Subjects in 14 CFR Part 39**

Air transportation, Aircraft, Aviation safety, Safety.

**The Proposed Amendment**

Accordingly, under the authority delegated to me by the Administrator, the FAA Proposes to amend 14 CFR part 39 as follows:

## PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

**§ 39.13 [Amended]**

2. The FAA amends § 39.13 by removing amendment 39–12970 (67 FR 71808, December 3, 2002) and adding the following new airworthiness directive (AD):

**Boeing:** Docket No. FAA–2004–19530; Directorate Identifier 2002–NM–274–AD.

**Comments Due Date**

(a) The Federal Aviation Administration must receive comments on this airworthiness directive (AD) action by December 20, 2004.

**Affected ADs**

(b) This AD supersedes AD 2002–24–05, amendment 39–12970.

*Applicability:* (c) This AD applies to Boeing Model 727, 727C, 727–100, –100C, –200, and –200F series airplanes, line numbers 1 through 1832 inclusive; certificated in any category.

**Unsafe Condition**

(d) This AD was prompted by our determination that further rulemaking action is necessary to require additional actions specified in the referenced service bulletin. We are issuing this AD to prevent structural failure of the wing and fuel leaks in the airplane due to stress corrosion cracking of the wing spar chords.

*Compliance:* (e) You are responsible for having the actions required by this AD performed within the compliance times specified, unless the actions have already been done.

**Service Bulletin References**

(f) The term ''the service bulletin,'' as used in this AD, means Boeing Alert Service

Bulletin 727–57A0145, Revision 2, dated October 24, 2002.

**Inspection Requirements of AD 2002–24–05, Amendment 39–12970**

*Inspection*

(g) For airplanes specified as ''Group 1'' airplanes in the service bulletin: Within 20 years after the date of manufacture or within 90 days after December 18, 2002 (the effective date of AD 2002–24–05, amendment 39–12970), whichever occurs later, perform an external detailed inspection for cracking, corrosion, and existing stop-drilled repairs of cracking in the upper chord on the rear spar from Wing Butt Line (WBL) 70.5 through WBL 249.3, per the service bulletin, Paragraph 3.B, ''Work Instructions,'' Part 1. Thereafter, repeat the inspection at intervals not to exceed 2 years.

**Note 1:** For the purposes of this AD, a detailed inspection is ''an intensive examination of a specific item, installation, or assembly to detect damage, failure, or irregularity. Available lighting is normally supplemented with a direct source of good lighting at an intensity deemed appropriate. Inspection aids such as mirrors, magnifying lenses, etc., may be necessary. Surface cleaning and elaborate procedures may be required.''

**New Actions Required by This AD**

*Inspections Specified in Parts 2 Through 6, and 8 and 9 of the Service Bulletin*

(h) Accomplish the applicable inspection(s) specified in paragraphs (h)(1) through (h)(7) of this AD at the later of the applicable times specified in the ''Threshold'' and ''Grace Period'' columns in Table 1 of this AD, and repeat the inspection(s) at the time specified in the ''Repetitive Interval'' column of Table 1 of this AD. Accomplishment of the inspection required by paragraph (h)(1) of this AD terminates the repetitive inspection requirements of paragraph (g) of this AD.

TABLE 1.—COMPLIANCE TIMES FOR INSPECTIONS SPECIFIED IN PARTS 2 THROUGH 6, AND 8 AND 9 OF SERVICE BULLETIN

| For airplanes identified in the service bulletin as— | Threshold— | Grace period— | Repetitive interval— | Do— |
|---|---|---|---|---|
| (1) Group 1 ..... | Before 20 years since the date of issuance of the original Airworthiness Certificate or the date of issuance of the original Export Certificate of Airworthiness, whichever occurs first. | Within 1 year after the effective date of this AD. | None ..... | A high frequency eddy current (HFEC) inspection and detailed inspection of the upper chord of the rear spar from WBL 70.5 to wing tip for cracks, corrosion, minor surface defects, and existing stop-drilled repairs of cracking, in accordance with paragraph 3.B., Work Instructions, Part 2, of the Accomplishment Instructions of the service bulletin. |
| (2) Group 1 ..... | Before 20 years since the date of issuance of the original Airworthiness Certificate or the date of issuance of the original Export Certificate of Airworthiness, whichever occurs first. | Within 2 years after the effective date of this AD. | At intervals not to exceed 2 years. | A detailed inspection of the upper and lower chords of the front spar and the lower chord of the rear spar from WBL 70.5 to the wing tip for cracks, corrosion, minor surface defects, and existing stop-drilled repairs of cracking (initial inspection only), in accordance with paragraph 3.B., Work Instructions, Part 3, of the Accomplishment Instructions of the service bulletin. |
| (3) Group 1 ..... | Before 20 years since the date of issuance of the original Airworthiness Certificate or the date of issuance of the original Export Certificate of Airworthiness, whichever occurs first. | Within 4 years after the effective date of this AD. | At intervals not to exceed 4 years. | An HFEC inspection of the upper and lower chords of the front spar and the lower chord of the rear spar from WBL 70.5 to the wing tip for cracks, corrosion, minor surface defects, and existing stop-drilled repairs of cracking (initial inspection only), in accordance with paragraph 3.B., Work Instructions, Part 4, of the Accomplishment Instructions of the service bulletin. |
| (4) Group 1 ..... | Within 2 years after doing the actions required by paragraph (h)(1) of this AD. | None ..... | At intervals not to exceed 2 years. | A detailed inspection of the upper chord of the rear spar from WBL 70.5 to the wing tip for cracks, corrosion, minor surface defects, and existing stop-drilled repairs of cracking (initial inspection only), in accordance with paragraph 3.B., Work Instructions, Part 8, of the Accomplishment Instructions of the service bulletin. |
| (5) Group 1 ..... | Within 4 years after doing the actions required by paragraph (h)(1) of this AD. | None ..... | At intervals not to exceed 4 years. | An HFEC inspection of the upper chord of the rear spar from WBL 70.5 to the wing tip for cracks, corrosion, minor surface defects, and existing stop-drilled repairs of cracking (initial inspection only), in accordance with paragraph 3.B., Work Instructions, Part 9, of the Accomplishment Instructions of the service bulletin. |

TABLE 1.—COMPLIANCE TIMES FOR INSPECTIONS SPECIFIED IN PARTS 2 THROUGH 6, AND 8 AND 9 OF SERVICE BULLETIN—Continued

| For airplanes identified in the service bulletin as— | Threshold— | Grace period— | Repetitive interval— | Do— |
|---|---|---|---|---|
| (6) Group 2 ..... | Before 20 years since the date of issuance of the original Airworthiness Certificate or the date of issuance of the original Export Certificate of Airworthiness, whichever occurs first. | Within 2 years after the effective date of this AD. | At intervals not to exceed 2 years. | An exterior detailed inspection of the upper and lower chords of the front and rear spars from WBL 70.5 to the wing tip for cracks, corrosion, minor surface defects, and existing stop-drilled repairs of cracking (initial inspection only), in accordance with paragraph 3.B., Work Instructions, Part 5, of the Accomplishment Instructions of the service bulletin. |
| (7) Group 2 ..... | Before 20 years since the date of issuance of the original Airworthiness Certificate or the date of issuance of the original Export Certificate of Airworthiness, whichever occurs first. | Within 4 years after the effective date of this AD. | At intervals not to exceed 4 years. | An HFEC inspection of the upper and lower chords of the front and rear spars from WBL 70.5 to the wing tip for cracks, corrosion, minor surface defects, and existing stop-drilled repairs of cracking (initial inspection only), in accordance with paragraph 3.B., Work Instructions, Part 6, of the Accomplishment Instructions of the service bulletin. |

**Corrective Actions**

(i) If any crack, corrosion, or minor surface defect is detected during any inspection required by this AD, before further flight, do the applicable corrective actions in accordance with Part 7 of the Accomplishment Instructions of the service bulletin, except as provided by paragraph (j) of this AD.

(j) If any crack or corrosion is detected during any inspection required by this AD that exceeds the limits specified in the service bulletin, and the bulletin specifies to contact Boeing for appropriate Action: Before further flight, repair in accordance with a method approved by the Manager, Seattle Aircraft Certification Office (ACO), FAA; or in accordance with data meeting the type certification basis of the airplane approved by a Boeing Company Designated Engineering Representative who has been authorized by the Manager, Seattle ACO, to make such findings. For a repair method to be approved, the approval must specifically reference this AD.

(k) If any existing stop-drilled repair of previous cracking is detected during any inspection required by this AD, before further flight, permanently repair crack in accordance with paragraph 3.B., Work Instructions, Part 7, paragraph 2., ''Crack Repair'' of the Accomplishment Instructions of the service bulletin.

(l) Before further flight following any inspection or repair required by this AD, apply a wet layer of BMS 3–23 organic corrosion inhibiting compound or Boeing equivalent, in accordance with the Accomplishment Instructions of the service bulletin.

**Alternative Methods of Compliance (AMOCs)**

(m)(1) The Manager, Seattle ACO, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19.

(2) Alternative methods of compliance, approved previously in accordance with AD 2002–24–05, amendment 39–12970, are approved as alternative methods of compliance with this AD.

(3) An AMOC that provides an acceptable level of safety may be used for any repair required by this AD, if it is approved by a Boeing Company Designated Engineering Representative who has been authorized by the Manager, Seattle ACO, to make such findings. For a repair method to be approved, the approval must specifically reference this AD.

Issued in Renton, Washington, on October 26, 2004.

**Ali Bahrami,**

*Manager, Transport Airplane Directorate, Aircraft Certification Service.*

[FR Doc. 04–24730 Filed 11–4–04; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF TRANSPORTATION

## Federal Aviation Administration

## 14 CFR Part 39

**[Docket No. FAA–2004–19541; Directorate Identifier 2004–NM–129–AD]**

**RIN 2120–AA64**

## Airworthiness Directives; McDonnell Douglas Model DC–8 Airplanes

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** The FAA proposes to adopt a new airworthiness directive (AD) for all McDonnell Douglas Model DC–8 airplanes. This proposed AD would require an inspection of the pushrod assemblies for the left and right elevator control tabs to determine if the pushrod assemblies are made of aluminum or steel, replacing any assembly made of aluminum with an assembly made of steel or modifying existing steel assemblies, and other specified actions. This proposed AD would also require an inspection of the crank assemblies for the inboard and outboard geared tabs of the elevator to determine if the crank assemblies are made of aluminum or steel, replacing any assembly made of aluminum with an assembly made of steel, and other specified actions. This proposed AD is prompted by an accident involving a DC–8 airplane. The probable cause of the accident was a loss of pitch control resulting from the disconnection of the pushrod for the right elevator control tab. The pushrod dropped down and jammed in front of the control tab crank, causing a large deflection of the control tab. We are proposing this AD to minimize the possibility of a control tab offset. A control tab offset could cause elevator deflection, an elevator airplane-nose-up condition, and reduced controllability of the airplane. This proposed AD is also prompted by a report that the elevator on a McDonnell Douglas Model DC–8 airplane did not respond to command inputs from the flightcrew. We are also proposing this AD to minimize the possibility of crank