

United States Customs Court
In the United States District Court for the Western District of Kentucky

United States Department of Transportation FY 17 – FY 26 HA-8-11-25

Pete Buttigieg ex rel. v. Sean Duffy, Secretary of Transportation

Advance Appropriations Accepted

By Anthony J. Sanders
Hospitals & Asylums
Public Trustee applicant

(a) UPS Airlines Flight 2976 was a scheduled domestic cargo flight from Louisville Muhammad Ali International Airport in Louisville, Kentucky, to Honolulu, Hawaii, that crashed shortly after takeoff on November 4, 2025, leaving 13 dead and 9 missing. The McDonnell Douglas MD-11 freighter plane was headed to Daniel K. Inouye International Airport in Honolulu, when the plane's left engine detached after a "large plume of fire" erupted from the plane's left wing, according to the National Transportation Safety Board. Prior to the crash, the aircraft was in San Antonio for six weeks. This constitutes terrorism that transcends national boundaries under 18USC§2332b(b)(1)(A) the mail, (350 percent inflation USPS shipping fall 2025). DOT owes UN compensation, \$5,150 (2025) per casualty plus property, in addition to usual insurance settlement, to especially ensure air traffic controllers and airfield mechanics, are compensated as essential workers. Emergency essential employees are designated - Any civilian employee...who has authority to take, or fail to take, a personnel action with respect to any 'nonappropriated fund instrumentality employee' (or any applicant for a position as such an employee) as a reprisal for a disclosure of information by such an employee or applicant which the employee or applicant reasonably believes evidences a violation of any law, rule, or regulation; or mismanagement, a gross waste of funds, an abuse of authority, or a substantial and specific danger to public health or (air) safety by 10USC§1580(c)(2).

(1) Advance appropriations accepted. Undistributed offsetting receipts to reduce the deficit and pay the first current appropriations of the new fiscal year, to secure multi-year obligations and stabilize 3 percent inflation for services, from FY 20, in the July 16, 2026 update of Sec. 2,000 of An Act Supplementing appropriations for the fiscal years ending Oct. 1, 2017-26 [HA-8-6-25](#). Fraud liability of Pete Buttigieg's overestimates are neutralized. DOT 'advance appropriations' shall be declared, with footnotes and not superceding reference to authorizing statute, in future Budget Highlights. Office of the Secretary, Salaries and Expenses is fined \$19 million, reducing the FY 26 budget to \$181 million to sustain 3 percent inflation for the Office of Civil Rights FY 26, to stop obstructing redress of deprivation of DOT relief 18USC§246. Treasury must pay 'covered lapse of employment' to all DOT employees pursuant to the Anti-deficiency Act of 1982 31USC§1341(c) as amended by the Tax Cuts and Jobs Act of 2018. The United States is not bankrupt, as the White House Office of Management and Budget (OMB), the explosive emails of their Bureau of Fiscal Service, and Congress overestimate the deficit. United States is not entitled to any vote on bankruptcy protection, blocks, budget cuts, furloughs or government shutdowns against UN Compensation inclusive Agency Arrears under Art. 19 of the UN Charter. Treasury has \$148 billion General Fund balance available 31USC§1502 to pay Arrears without incurring a deficit in excess of 3 percent of true Gross Domestic Product (GDP). Treasury is obligated to grant DOT a waiver of sovereign immunity as requested by the District Court

under 11USC§106, to be unblocked by the US Attorney, and avoid being charged interest on Appeal.

(b) The FY 2026 President's Budget requests \$111.3 billion in new budgetary resources for the Department of Transportation (DOT). When combined with \$35.8 billion in the novel advance appropriations proposed to be provided from the Infrastructure Investment and Jobs Act (IIJA), the Department's FY 2026 budget total is \$147.1 billion. DOT Total Budgetary Resources may be described current appropriations + advance appropriations, exactly as reported at the end of the Budgetary Resources Table at the beginning of DOT Budget Highlights since FY 2020. Whereas time is of the essence, it does not seem necessary to check DOT math, at this time. DOT \$111 billion current appropriations FY 26 is only 25 percent more than \$89 billion FY 18; 3.2 percent average annual inflation. DOT does not require any new budget authority to sustain, three percent inflation into the future, thanks to the invention of advance appropriations.

(1) Total Budget Request, Total Budgetary Resources: \$77,049 million FY 17; \$88,864 million FY 18; \$87,410 million FY 19; \$123,077 million FY 20; \$157,852 million FY 21; \$140,796 million FY 22; \$144,272 million FY 23; \$144,444 million FY 24; \$144,711 million FY 25; \$147,095 million FY 26.

(A) Current Appropriations: \$77,049 million FY 17; \$88,864 million FY 18; \$87,410 million FY 19; \$86,992 million FY 20 \$87,658 million FY 21; \$103,960 million FY 22; \$107,461 million FY 23; \$107,633 FY 24; \$107,900 FY 25, \$111,284 billion FY 26.

(B) Advance Appropriations: 0 FY 17 – FY 19; \$36,085 million FY 20; \$70,194 million FY 21; \$36,836 million FY 22; \$36,811 million FY 23; \$36,811 million FY 24; \$36,811 million FY 25; \$35,811 million FY 26.

Department of Transportation Total Budget Request FY 17 – FY 26

(millions)

	FY 17 Actual	FY 18 Actual	FY 19 Actual	FY 20 Actual	FY 21 Actual	FY 22 Actual	FY 23 Actual	FY 24 Actual	FY 25	FY 26
Total Budget Request	77,049	88,864	87,410	123,077	157,852	140,796	144,272	144,444	144,711	147,095
Current Appropriation	77,049	88,864	87,410	86,992	87,658	103,960	107,461	107,633	107,900	111,284
Advance Appropriations	0	0	0	36,085	70,194	36,836	36,811	36,811	36,811	35,811
Current Appropriations										

Federal Aviation Administration (FAA)										
Operations (GF)	10,026	10,212	10,411	10,630	11,002	11,414	11,915	12,730	13,483	13,842
Facilities & Equipment (TF)	2,855	3,250	3,000	3,045	3,015	2,893	2,945	3,191	3,176	4,000
Research, Engineering & Development (TF)	177	189	191	193	198	249	255	280	280	165
Grants-in-Aid for Airports (Oblim) (TF)	3,350	3,350	3,350	3,350	3,350	3,350	3,350	3,350	4,000	4,000
Grants-in-Aid for Airports (GF)	0	1,000	500	400	400	554	558	532	50	0
Cancellation [non-add] F&E, Other (GF)(D)	0	0	0	0	0	0	0	-2	0	0
Federal Aviation Administration	16,408	18,001	17,452	17,618	17,965	18,460	19,024	20,083	20,989	22,007

(FAA), subtotal										
Federal Highwa y Admini stration (FHA)										
Federal- Aid Highwa ys (Oblim) (TF)	43,266	44,234	45,269	46,365	47,385	57,473	58,765	60,096	61,314	62,657
Exempt Obligati ons (TF)	595	597	599	601	603	603	603	603	603	603
Emerge ncy Relief (TF)	93	93	94	94	94	94	94	94	94	94
Emerge ncy Relief (GF)	1,532	93	0	0	0	0	0	8,086	0	0
Highwa y Infrastr ucture Progra ms (GF)	0	2,525	3,250	2,166	2,000	2,445	3,418	2,225	341	770
Rescissi ons/ Cancell ations (Non- add)	-857	0	0	-20	0	0	0	-68	0	-1,567
Federal Highwa y Admini stration	43,097	47,449	49,211	49,227	49,062	60,615	62,879	63,017	62,352	64,124

(FHA), subtotal										
Federal Motor Carrier Safety Admini stration										
Operati ons & Progra ms (Oblim) (TF)	277	283	284	288	328	360	368	411	383	390
Motor Carrier Safety Grants (Oblim) (TF)	367	561	383	391	420	496	506	516	527	537
Federal Motor Carrier Safety Admini stration, subtotal	644	845	667	679	748	856	874	927	909	927
Nationa l Highwa y Traffic Safety Admini stration										
Operati ons and Researc h (GF)	180	201	204	194	194	200	210	223	223	223
O&R Impaire d Driving	0	0	0	17	17	0	0	0	0	0

/ Grade Crossin g (GF)										
Operati ons and Researc h (TF)	146	149	152	155	155	193	197	201	205	210
Highwa y Traffic and Safety Grants (Oblim) (TF)	585	598	610	623	623	774	795	813	832	850
Nationa l Highwa y Traffic Safety Admini stration subtotal	911	947	966	989	989	1,167	1,202	1,238	1,260	1,282
Federal Transit Admini stration										
Transit Formula Grants (Oblim) (TF)	9,734	9,733	9,939	10,150	10,150	13,355	13,634	13,990	14,279	14,642
Capital Investm ent Grants (GF)	2,413	2,645	2,553	1,978	2,014	2,248	2,635	2,205	2,205	2,205
Washin gton Metro (GF)	150	150	150	150	150	150	150	150	150	150
Admini	113	113	113	117	0	0	0	0	0	0

strative Expense s (GF)										
Technic al Assistan ce and Trainin g (GF)	5	5	5	5	8	8	8	8	8	0
Transit Infrastr ucture Grants (GF)	0	834	700	510	516	504	542	253	46	0
Rescissi on / Cancell ations [Non- add]	0	0	-47	0	-2	-7	0	-1	0	0
Federal Transit Admini stration, subtotal	12,415	13,481	13,460	12,910	12,959	16,265	16,969	16,606	16,687	16,997
Federal Railroa d Admini stration										
Northea st Corrido r Grants to Amtrak (GF)	328	650	650	700	700	875	1,260	1,141	1,141	850
Nationa l Networ k Grants to	1,167	1,292	1,292	1,300	1,300	1,457	1,193	1,286	1,286	1,577

Amtrak (GF)										
Railroad Research and Development (GF)	40	41	41	41	41	43	44	54	54	44
Safety & Operations (GF)	218	222	222	200	235	241	251	199	100	500
CRISI Grants (GF)(D)	68	592	255	325	375	625	560	199	100	500
Prime Grants (GF)	0	0	0	0	0	625	0	0	0	0
State of Good Repair (GF)	25	250	400	200	200	100	0	0	0	0
Restoration and Enhancement Grants Long Distance Routes (GF)	5	20	5	2	5	0	0	0	0	0
Magnetic Levitation Technology Deployment Program	0	0	10	2	2	0	0	0	0	0

m (GF)										
RRIF Credit Subsidy (GF)	0	25	17	0	0	0	0	0	0	0
Cancell ations (Non- add)	0	0	0	0	-37	-15	-3	-53	0	0
Federal Railroa d Admini stration, subtotal	1,851	3,091	2,891	2,000	2,858	3,340	3,407	3,024	2,925	3,239
Pipeline and Hazardo us Material s Safety Admini stration (PHMS A)										
Operati onal Expense s (GF)	23	23	24	24	29	29	30	32	32	32
Hazardo us Material s Safety (GF)	57	59	58	61	62	67	71	75	75	75
Emerge ncy Prepare dness Grants (SF)(M)	26	26	27	28	28	28	28	28	44	44
Emerge ncy Prepare	0	0	0	0	1	0	1	0	0	0

ness Grants (GF) (Oblim)										
Pipeline Safety (SF)	134	139	142	145	145	155	161	188	188	188
Pipeline Safety (TF)(D)	20	23	23	23	23	28	29	30	30	30
Pipeline and Hazardo us Material s Safety Admini stration (PHMS A), subtotal	260	270	273	282	288	307	319	352	369	369
Maritim e Admini stration (MA)										
Operati ons and Trainin g (GF)	176	514	149	153	156	172	213	268	268	235
Ready Reserve Force – NDRF (Defens e)(GF) (D)	0	0	0	0	0	0	0	12	0	0
State Maritim e Academ y Operati	0	0	345	342	433	423	121	126	126	90

ons (GF)										
Ship Dispos al (GF)	34	116	5	5	4	10	6	6	6	6
Assistan ce to Small Shipyar ds (GF) [Defens e]	10	20	20	20	20	20	20	0	9	105
Maritim e Security Progra m (GF) [Defens e]	300	300	300	300	314	318	318	318	318	372
Maritim e Guarant eed Loans (Title XI) (GF)	3	30	3	3	3	3	3	54	54	4
Port Infrastr ucture Develop ment Progra m (GF)	0	0	293	225	230	234	212	121	50	550
Cable Security Fleet (Defens e)(GF) (D)	0	0	0	0	10	10	10	10	10	0
Tanker Security Progra	0	0	0	0	0	60	60	60	60	120

m [GF] [Defense]										
Cancellations	0	0	0	0	0	0	-12	-42	0	-190
Maritime Administration (MA), subtotal	523	980	1,115	1,048	1,170	1,251	963	982	900	1,482
Saint Lawrence Seaway Development Corporation (TF)	36	40	36	38	38	38	38	40	40	41
Inspector General (GF)	90	92	93	95	98	103	108	117	117	117
Office of the Secretary										
Salaries and Expenses	114	113	114	116	126	142	171	191	191	181
Finance Bureau (GF)(D)	3	3	5	5	5	4	9	10	10	10
Transportation Planning, Research and Development	12	14	8	11	9	29	37	24	21	25

(GF)										
Office of Civil Rights (GF)	10	10	10	10	9	12	15	18	18	19
Financial Management Capital (GF)	4	6	2	2	2	5	5	5	5	5
Essential Air Service (SF)	122	134	146	112	41	91	134	157	166	174
Payments to Air Carriers (TF)	150	155	175	162	142	350	355	349	450	142
National Infrastructure Investments (Build) (GF)	500	1,500	900	1,000	1,000	775	800	345	345	0
Research and Technology (GF)	13	24	9	21	23	52	49	49	49	50
Cyber Security Initiative (GF)	0	0	15	15	22	40	48	49	49	75
Small and Disadvantaged Businesses Utilization	6	5	4	5	5	5	5	5	5	0

on & Outreach Minority Business Outreach (GF)										
Asset Concession	0	0	0	0	0	20	20	19	19	19
TIFIA/ RRIF Negative Subsidy	0	0	0	0	0	0	-45	-33	-57	-35
Cancellations [non-add] RRIF Year Balance s (GF) (D)	0	0	0	0	0	0	0	-9	0	0
Thriving Communities (GF)	0	0	0	0	0	25	25	0	0	0
VOLPE Transportation Systems Center New Building (GF) (D)	0	0	0	0	0	0	5	0	0	0
Transportation Demonstration	0	0	0	0	100	0	0	0	0	0

Program (GF)										
Office of the Secretary, subtotal	948	280	1,388	1,516	1,484	1,558	1,677	1,246	1,353	700
PMHS A User Fee Offsetting Receipt	-134	-139	-142	-145	-145	-155	-161	-188	-188	-188
Defense Transfer	0	0	-300	-324	-388	-388	-388	-362	-388	-388
Emergency Supplementals	1,532	1,922	1,661	0	1,650	2,700	1,017	8,086	0	0

Source: Chao, Elaine; Buttigieg, Pete. Duffy, Sean P. FY 19 - FY 26 Budget Highlights. GF = General Fund, TF = Trust Fund, SF = Special Fund. Budgetary Resources include appropriations and obligation limitations (Oblim). Only Current Appropriation subtotals are codified in the first draft, to be swift and whereas there are no deficiencies, but civil rights, or neoplasms, but advance appropriations, final.

(2) Federal Aviation Administration: \$16,408 million FY 17; \$18,001 million FY 18; \$17,452 million FY 19; \$17,618 million FY 20; \$17,965 million FY 21; \$18,460 million FY 22; \$19,024 million FY 23; \$20,083 million FY 24; \$20,989 FY 25; \$22,007 million FY 26.

(3) Federal Highway Administration: \$43,097 million FY 17; \$47,499 million FY 18; \$49,211 million FY 19; \$49,227 million FY 20; \$49,062 million FY 21; \$60,615 million FY 22; \$62,879 million FY 23; \$63,017 million FY 24; \$62,352 million FY 25; \$64,124 million FY 26.

(4) Federal Motor Carrier Safety Administration: \$644 million FY 17; \$845 million FY 18; \$667 million FY 19; \$679 million FY 20; \$748 million FY 21; \$856 million FY 22; \$874 million FY 23; \$927 million FY 24; \$909 million FY 25; \$927 million FY 26.

(5) National Highway Traffic Administration: \$911 million FY 17; \$947 million FY 18; \$966 million FY 19; \$989 million FY 20; \$989 million FY 21; \$1,167 million FY 22; \$1,202 million FY 23; \$1,238 million FY 24; \$1,260 million FY 25; \$1,282 million FY 26.

(6) Federal Transit Administration: \$12,415 million FY 17; \$13,481 million FY 18; \$13,460 million FY 19; \$12,910 million FY 20; \$12,959 million FY 21; \$16,265 million FY 22; \$16,969 million FY 23; \$16,606 million FY 24; \$16,687 million FY 25; \$16,997 million FY 26.

(7) Federal Railroad Administration: \$1,851 million FY 17; \$3,091 million FY 18; \$2,891 million FY 19; \$2,000 million FY 20; \$2,858 million FY 21; \$3,340 million FY 22; \$3,407 million FY 23; \$3,024 million FY 24; \$2,925 million FY 25; \$3,239 million FY 26.

(8) Pipeline and Hazardous Materials Safety Administration: \$260 million FY 17; \$270 million FY 18; \$273 million FY 19; \$282 million FY 20; \$288 million FY 21; \$307 million FY 22; \$319 million FY 23; \$352 million FY 24; \$369 million FY 25; \$369 million FY 26.

(9) Maritime Administration: \$523 million FY 17; \$980 million FY 18; \$1,115 million FY 19; \$1,048 million FY 20; \$1,170 million FY 21; \$1,251 million FY 22; \$963 million FY 23; \$982 million FY 24; \$900 million FY 25; \$1,482 million FY 26.

(10) Saint Lawrence River Seaway Development Corporation: \$36 million FY 17; \$40 million FY 18; \$36 million FY 19; \$38 million FY 20; \$38 million FY 21; \$38 million FY 22; \$38 million FY 23; \$40 million FY 24; \$40 million FY 25; \$41 million FY 26.

(11) Inspector General: \$90 million FY 17; \$92 million FY 18; \$93 million FY 19; \$95 million FY 20; \$98 million FY 21; \$103 million FY 22; \$108 million FY 23; \$117 million FY 24; \$117 million FY 25; \$117 million FY 26.

(12) Office of the Secretary: \$948 million FY 17; \$280 million FY 18; \$1,388 million FY 19; \$1,516 million FY 20; \$1,484 million FY 21; \$1,558 million FY 22; \$1,677 million FY 23; \$1,246 million FY 24; \$1,353 million FY 25; \$700 million FY 26.

(13) PMHSA User Fee: -\$134 million FY 17; \$139 million FY 18; \$142 million FY 19; -\$145 million FY 20; -\$145 million FY 21; -\$155 million FY 22; -\$161 million FY 23; -\$188 million FY 24; -\$188 million FY 25; -\$188 million FY 26.

(14) Defense Transfer: 0 FY 17 – FY 18; -\$300 million FY 19; -\$324 million FY 20; -\$388 million FY 21; -\$388 million FY 22; -\$388 million FY 23; -\$362 million FY 24; -\$388 million FY 25; -\$388 million FY 26.

(15) Emergency Supplemental: \$1,532 million FY 17; \$1,922 million FY 18; \$1,661 million FY 19; 0 FY 20; \$1,650 million FY 21; \$2,700 million FY 22; \$1,017 million FY 23; \$8,086 million FY 24; 0 FY 25; 0 FY 26.