



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, DC

Issued by the Department of Transportation on April 27, 1998

**NOTICE OF ACTION TAKEN -- DOCKET OST-97-3091**

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Joint Application of **Federal Express Corporation and Florida West International Airways, Inc.** filed **3/25/98** for:

**XX** Exemption under 49 U.S.C. 40109 for:

**Florida West to continue to provide scheduled all-cargo service between the United States and Colombia for a period of six months following the termination of Florida West's U.S.-Colombia certificate authority, or until commencement of such service by Federal Express under its certificate authority transferred from Florida West by Order 92-10-23 in Docket OST-97-2764, whichever is sooner.**

Under the terms of Order 97-10-23 Florida West's certificate authority would expire and Federal Express' Colombia certificate authority would become effective on November 28, 1997. By Order 98-1-6, the Department granted Florida West an exemption to continue to provide scheduled all-cargo service between the United States and Colombia until May 26, 1998, or upon Federal Express' inauguration of service, whichever occurs earlier. The joint applicants request extension of the May 26 date to November 26, 1998, to avoid interruption in the provision of U.S.-flag all-cargo service between the U.S. and Colombia while Federal Express continues to pursue its application for the grant of requisite authority from the Government of Colombia.

Applicant rep: **Marshall S. Sinick (202) 626-6651** DOT Analyst: **Sylvia Moore (202) 366-6519**  
**Nathaniel P. Breed, Jr. (202) 663-8078**

**DISPOSITION**

**XX** **Granted**

The above action was effective when taken: **April 27, 1998**, through **November 26, 1998, or upon Federal Express' inauguration of service, whichever occurs earlier.**

**Action taken by: Paul L. Gretch, Director**  
**Office of International Aviation**

**XX** **The authority granted is consistent with the aviation agreement between the United States and Colombia.**

Except to the extent exempted or waived, this authority is subject to the terms, conditions, and limitations indicated:

**XX** **Holder's certificate of public convenience and necessity**

**XX** **Standard Exemption Conditions (attached)**

On the basis of data officially noticeable under Rule 24(n) of the Department's regulations, we found the applicant qualified to provide the services authorized.

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) immediate action was required and was consistent with Department policy; (2) grant of the exemption was consistent with the public interest; and (3) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

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*<http://dms.dot.gov/general/orders/aviation.html>*