



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.

Issued by the Department of Transportation on June 3, 1998

**NOTICE OF ACTION TAKEN -- DOCKET OST 95-135**

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).

Applicant: AEROMEXPRESS, S.A. de C.V.

Date Filed: April 28, 1998

Relief requested: Exemption from 49 USC section 41301 to permit the applicant to continue to conduct, for a period of one year, scheduled, all-cargo services between Mexico City, Mexico, and the coterminal points Dayton, Ohio/Dallas, Texas.

If renewal, date and citation of last action: May 14, 1997; confirmed by Order 97-6-5.

Applicant representative: William C. Evans, 202-371-6030

Responsive pleadings: None

**DISPOSITION**

Action: Approved

Action date: June 3, 1998

Effective dates of authority granted: June 3, 1998, through June 3, 1999.

Basis for approval (bilateral agreement/reciprocity): United States-Mexico Air Transport Services Agreement of August 15, 1960, as amended and extended.

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

Standard exemption conditions       Foreign air carrier permit conditions (Order - - )

Special conditions/Partial grant/Denial basis/Remarks:

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

We found that the applicant was qualified to perform its proposed operations.

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) the applicant was qualified to perform its proposed operations; (3) grant of the exemption was consistent with the public interest; and (4) 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.

*An electronic version of this document is available on the World Wide Web at:  
<http://dms.dot.gov/general/orders/aviation.html>*