



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

Issued by the Department of Transportation on June 18, 1998

NOTICE OF ACTION TAKEN -- DOCKET OST-97-3126

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).

Application of American International Airways, Inc. filed 6/9/98 for:

XX Exemption from Order 97-1-17; startup deadline:

By Order 97-8-20 the Department granted American International Airways exemption authority to provide scheduled all-cargo service in the U.S.-Ecuador market and allocated it three weekly all-cargo frequencies for this service. That award was subject to the condition that it will expire automatically and the frequencies will revert to the Department for reallocation if they are not used for a period of 90 days. Under the terms of the order, AIA's frequency allocation would expire November 20, 1997, if AIA did not begin service by that date. Since then, the Department has granted extensions of the startup date through June 19, 1998. (See Orders 97-12-15 and 98-3-1, and Notice of Action Taken dated April 20, 1998.) AIA now seeks an exemption to extend its proposed startup date until August 18, 1998. AIA believes that the necessary approvals by the Ecuadorian authorities will be secured by August 18, 1998.

Applicant rep.: Mark W. Atwood (202) 463-2500 DOT analyst: Sylvia Moore, 202-366-6519

DISPOSITION

XX Granted (subject to conditions, see below)

The above action was effective when taken: June 18, 1998, through August 18, 1998

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

Special Conditions/Remarks: The 90-day dormancy period will begin August 18, 1998, AIA's proposed startup date for its U.S.-Ecuador service.

We acted on this application without awaiting expiration of the 15-day answer period with the consent of all parties served.

(See Reverse Side)

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; and (2) grant of the exemption was consistent with the public interest. 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>.*