

**NEW
NOTICE OF ACTION TAKEN**

May 28, 1998

This serves as interim notice to the public of the action, described below, taken orally by the Department official indicated; the confirming order or other decision document will be issued as soon as possible

Application of: **United Parcel Service Co.** filed **4/17/98** in: **Docket OST-98-3754** for:

XX Allocation to UPS of scheduled all-cargo service opportunities under the April 8, 1998 U.S.-France Memorandum of Consultations.

UPS also requests that it be named as the additional U.S. all-cargo air carrier authorized to serve Paris.¹

UPS states that it plans to operate service between the United States and Paris, serving Cologne, Germany, as either an intermediate or beyond point, and that UPS already holds the necessary underlying economic authority to operate this service.

United Air Lines, Inc., had filed a mutually exclusive request for the available U.S.-France scheduled all-cargo service opportunities on April 17, 1998, as part of a broader application in Docket OST-98-3732; however on May 18, 1998, United filed a motion in that docket to dismiss the portion of its application requesting the all-cargo authority.

Applicant representative: **David L. Vaughan (202) 955-9600** DOT Analyst: **John Quay (202) 366-1052**

DISPOSITION

XX Granted, subject to conditions (See below).

The above action was effective when taken: **May 28, 1998**, and will remain in effect as long as UPS continues to hold the necessary underlying authority to operate all-cargo services in the U.S.-France market.

XX Under assigned authority (14 CFR 385) by:

PAUL L. GRETCH, Director
Office of International Aviation
(Petitions for review may be filed from now until 10 days
after the confirming order/letter issues. Filing of a
petition shall not stay the effectiveness of this action.)

XX Authority granted is consistent with the Memorandum of Consultations signed April 8, 1998, between the United States and France and the aviation agreement between the United States and Germany.

(See Reverse Side)

¹ On April 8, 1998, the United States and France signed a Memorandum of Consultations (MOC) and initialed the text of a framework for a new Air Transport Agreement (Agreement). The MOC also provided that each Party would permit operations consistent with the Agreement on the basis of comity and reciprocity, pending finalization of the Agreement. Under the Agreement the United States may immediately designate two additional airlines for all-cargo services and may authorize one of these two airlines for operations to all points in France, including Paris. No applications were filed for the non-Paris all-cargo service opportunity.

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 April 8, 1998, U.S.-France MOC

Remarks: To the extent that UPS plans to serve intermediate and/or beyond points for which it does not currently hold the necessary underlying economic and route integration authority, it will need to seek such additional authority before it commences such intermediate and/or beyond operations in conjunction with its U.S.-France all-cargo operations.

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