



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

Issued by the Department of Transportation on December 11, 1998

NOTICE OF ACTION TAKEN -- DOCKET OST-96-1863

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: **Air Atlantic Dominicana, C. por A.**

Date Filed: November 19, 1998

Relief requested: Exemption from 49 U.S.C. § 41301 to engage in scheduled foreign air transportation of persons, property and mail between Santo Domingo, Dominican Republic, and the coterminal points San Juan, Puerto Rico; Miami, Florida; and New York, New York (including Newark, New Jersey).

If renewal, date and citation of last action: Notice of Action Taken, dated December 11, 1997, confirmed by Order 98-2-7, as augmented by Notice of Action Taken, dated August 28, 1998

Applicant representative: Pierre Murphy (202) 872-1679

Responsive pleadings: None filed

DISPOSITION

Action: Approved

Action date: December 11, 1998

Effective dates of authority granted: December 11, 1998-December 11, 1999

Basis for approval (bilateral agreement/reciprocity): July 22, 1986 bilateral aviation agreement between the United States and Dominican Republic (in force provisionally).

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

X Standard exemption conditions (attached)

Special conditions/Partial grant/Denial basis/Remarks: Air Atlantic Dominicana may not conduct U.S. operations with its own aircraft and crews without further order of the Department.¹

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

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) the applicant was qualified to perform the proposed operations; (2) immediate action was required and was consistent with Department policy; (3) grant of the authority 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/deferred/dismissed, 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.asp>*

¹ The Dominican Republic is currently a Category 3 country under the FAA's international Aviation Safety Assessment Program (IASA).