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10:20 a.m.

Order 99-1-1



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

**Action on IATA Agreement
Issued by the Department of Transportation
on the 7th day of January, 1999**

Docket: OST-98-4927 1/

Description: The agreement revises the list of non-stop sectors used to generate shortest operated and maximum permitted mileages in the absence of service by IATA carriers so as to limit constructions resulting in inflated mileages.

We do not find the resolution incorporated in the above docket to be adverse to the public interest or in violation of 49 U.S.C. 41309, provided that approval is subject, where applicable, to conditions previously imposed.

Accordingly, we approve and grant antitrust immunity to the agreement, subject, where applicable, to conditions previously imposed.

This order shall be effective and become the action of the Department of Transportation upon the expiration of ten days, unless within such period a petition for review is filed pursuant to 14 CFR 385.30 or the Department gives notice that it will review this order on its own motion. Such actions are subject to judicial review under 49 U.S.C. 46110.

Given the noncontroversial nature of this agreement and the availability of the above procedure, we are waiving the 21-day period prescribed by 14 CFR 303.42.

Paul L. Gretch
Director, Office of International Aviation

1/ IATA memorandum COMP Telex Mail Vote 980, filed with the Department on December 15, 1998.

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