



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

Issued by the Department of Transportation on April 12, 1999

NOTICE OF ACTION TAKEN – DOCKET OST-99-5384

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: 812971 ONTARIO INC o/a AIR WAVE TRANSPORTATION Date Filed: March 18, 1999

Relief requested: Exemption from 49 USC section 41301 to permit the applicant to conduct, using large (as well as small) equipment, all-cargo charter foreign air transportation, as follows: 1) between Canada and the United States; and 2) other all-cargo charters to and/or from the United States, subject to 14 CFR Part 212.

If renewal, date of last action: The authority to use large equipment is new. (The applicant is registered under 14 CFR Part 294 to conduct Canada-U.S. charters, using small equipment.)

Applicant representative(s): Grey Cooper, 905-405-8622

Responsive pleadings: None

DISPOSITION

Action: Approved. Action date: April 12, 1999

Effective dates of authority granted: April 12, 1999, through April 12, 2000.

Basis for approval (bilateral agreement/reciprocity): United States-Canada Air Transport Agreement.

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

Special conditions/Partial grant/Denial basis/Remarks:

**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) immediate action was required and was consistent with Department policy; (2) the applicant was qualified to perform its proposed operations; (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.

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http://dms.dot.gov/reports_aviation.asp*