



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, DC

Issued by the Department of Transportation on July 29, 1999

NOTICE OF ACTION TAKEN -- DOCKET OST-97-2658

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 Air Micronesia, Inc. filed 7/2/99 to:

XX Renew allocation of three weekly round-trip fifth-freedom all-cargo frequencies (converted to four) to provide the following service:

Scheduled foreign air transportation between Manila and Hong Kong in conjunction with Air Micronesia's services between Guam and Hong Kong.

XX Renew for two years exemption under 49 U.S. C. 40109 to provide the following service:

Scheduled foreign air transportation of property and mail between Guam and Hong Kong and Manila.

Applicant rep: R. Bruce Keiner, Jr. (202) 624-2500 DOT Analyst: Sylvia Moore (202) 366-6519

DISPOSITION

XX Granted (subject to conditions, see below)

The frequency allocation was effective when taken: July 29, 1999, and will remain in effect, provided that Air Micronesia continues to hold the necessary underlying authority to serve the Hong Kong-Manila market.

The exemption authority granted was effective when taken: July 29, 1999, through July 29, 2001

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

XX Award of the frequency allocation is consistent with the September 29, 1995 Memorandum of Understanding between the United States and Hong Kong. The exemption authority granted is consistent with the September 29, 1995 Memorandum of Understanding between the United States and Hong Kong and the aviation agreement between the United States and the Philippines.

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 Standard exemption conditions (attached)

Conditions: Consistent with our standard practice, the frequency allocation granted is 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.

Remarks: Air Micronesia is currently operating all four frequencies between Hong Kong and Manila.

(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 authority was consistent with the public interest; and (3) 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, 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/reports/reports_aviation.asp*