



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

Issued by the Department of Transportation on March 28, 2002

**NOTICE OF ACTION TAKEN -- DOCKET OST 99-7708 - 10**

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: AEROVIAS de MEXICO, S.A. de C.V.

Date Filed: August 15, 2001

Relief requested: Exemption from 49 USC section 41301 to permit the applicant to conduct scheduled, combination service between: 1) Leon, Mexico, and Atlanta, Georgia; 2) Monterrey, Mexico, and Dallas/Ft. Worth, Texas (only by code-share with Atlantic Southeast Airlines); and 3) San Jose del Cabo, Mexico, and Atlanta, Georgia (only by code-share with Delta Air Lines).

If renewal, date and citation of last action: The authority to serve the Leon-Atlanta and Monterrey-Dallas/Ft. Worth markets was last granted on August 25, 2000, in this Docket, and the authority to serve the San Jose del Cabo-Atlanta market was last granted on September 13, 2000, in this Docket.

Applicant representative(s): William C. Evans, 202-371-6030

Responsive pleadings: None.

**DISPOSITION**

Action: Approved.

Action date: March 28, 2002

Effective dates of authority granted: March 28, 2002, through March 28, 2003.

Basis for approval: United States-Mexico Air Transport Services Agreement

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated: Foreign air carrier permit conditions.

Special conditions/Remarks: Aeromexico may conduct operations in the Monterrey-Dallas/Ft. Worth market only by code-share with Atlantic Southeast Airlines and in the San Jose del Cabo-Atlanta market only by code-share with Delta Air Lines. The subject carriers hold authority for these code-share operations in this Docket.

**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) our action 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 seven (7) 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/reports\\_aviation.asp](http://dms.dot.gov/reports/reports_aviation.asp)*