

BEFORE THE
U.S. DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

Application of	:	
	:	
	:	
POLSKIE LINIE LOTNICZE	:	
LOT S.A.	:	
	:	
	:	Docket OST-
for an exemption pursuant to 49 U.S.C. § 40109	:	
(Poland-Boston, Atlanta, Washington/Baltimore,	:	
Denver, San Francisco, Cleveland, Dallas/Ft.	:	
Worth, Seattle, Phoenix, Syracuse, Minneapolis	:	
and Pittsburgh).	:	
	:	

APPLICATION OF
POLSKIE LINIE LOTNICZE LOT S.A.
FOR AN EXEMPTION

Communications with respect to this
document should be sent to:

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LOT S.A.

NOTICE: Any person may support or oppose this application by filing an answer and serving a copy of the answer on the applicant and all persons listed in the certificate of service attached to this application. Answers to the application are due March 28, 2000, but LOT intends to conduct a telephone poll of the persons served with this application.

March 13, 2000

BEFORE THE
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and Pittsburgh).	:	
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APPLICATION OF
POLSKIE LINIE LOTNICZE LOT S.A.
FOR AN EXEMPTION

Polskie Linie Lotnicze LOT S.A. (“LOT”) hereby applies for an exemption, pursuant to 49 U.S.C. § 40109 (formerly section 416(b) of the Federal Aviation Act of 1958, as amended (the “Act”)), allowing it to engage in foreign air transportation of persons, property and mail between a point or points in Poland, on the one hand, and Boston, Atlanta, Washington/Baltimore, Denver, San Francisco, Cleveland, Dallas/Ft. Worth, Seattle, Phoenix, Syracuse, Minneapolis and Pittsburgh, on the other hand, as more fully described herein. In support thereof, LOT shows as follows:

1. On March 22, 1996, the U.S. and Poland entered into a provisional agreement by which Poland was given, among other things, the right to select two additional points to be served by Polish carriers (the first such point was available for selection on April 1, 1997, and the second on November 1, 1998), six additional points to be served by Polish carriers on a code-

share basis only beginning on November 1, 1996, two additional points to be served by Polish carriers on a code-share basis only beginning on November 1, 1997, and two additional points to be served by Polish carriers on a code-share basis only beginning on October 13, 1998. Any of these points may be changed by Poland, following 30 days' notice to the United States.

2. In December 1997, the Government of Poland notified the U.S. Government that it wished to add Boston as a permanent point under the bilateral to be served on an unrestricted basis, and that it wished to add Washington/Baltimore, Denver, San Francisco, Cleveland, Dallas/Ft. Worth, Seattle, Phoenix and Syracuse as points to be served by Polish carriers on a code-share basis only. The Government of Poland has recently notified the U.S. Government that it wishes to add Atlanta as a permanent point under the bilateral to be served on an unrestricted basis, and that it wishes to add Minneapolis and Pittsburgh as points to be served on a code-share basis only.

3. Consistent with this bilateral authority, LOT requests that it be authorized to serve Boston and Atlanta as additional points to be served on an unrestricted basis and that it be authorized to serve Washington/Baltimore, Denver, San Francisco, Cleveland, Dallas/Ft. Worth, Seattle, Phoenix, Syracuse, Minneapolis and Pittsburgh on a code-share basis only.

4. LOT and American Airlines, Inc. (American) have amended their code-sharing agreement to include these points and plan to institute code-sharing service to these points on March 26, 2000. LOT and American are contemporaneously requesting that the previously-approved statement of authorization be amended to include these three points.

5. LOT is fit, willing and able to perform properly the air transportation for which application is being made herein and to conform to the provisions of the Act, as well as the rules, regulations and requirements issued by U.S. governmental agencies pursuant thereto.

WHEREFORE, for the foregoing reasons, LOT respectfully requests that the Department grant its request for an exemption as more fully described herein.

Respectfully submitted,

/s/ John E. Gillick

John E. Gillick

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Attorneys for Polskie Linie
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March 13, 2000

Certificate of Service

I hereby certify that I have this day served a copy of the foregoing application upon the persons set forth on the attached service list by facsimile in accordance with the Department's regulations.

/s/ John E. Gillick

John E. Gillick

March 13, 2000
Washington, D.C.

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