

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

Application of)	
ATLAS AIR, INC.)	Docket OST-97-2591
for an exemption from 49 U.S.C.)	March 7, 2003
§ 41101 (U.S. – Hong Kong))	
)	

**APPLICATION OF ATLAS AIR, INC.
FOR RENEWAL OF AN EXEMPTION**

Pursuant to 49 U.S.C. §40109(c), Atlas Air, Inc. ("Atlas") requests two-year renewal of its exemption authorizing it to engage in scheduled foreign air transportation of property and mail between New York, Chicago, Los Angeles, Anchorage and Honolulu, on the one hand, and Hong Kong, on the other, via intermediate points in Taiwan and Korea (without local traffic rights between Taiwan and Korea, on the one hand, and Hong Kong, on the other). Atlas also requests that the exemption include the right to integrate that authority with its other certificate and exemption authorities. In support of this request, Atlas states as follows:

1. By Notice of Action Taken, issued May 10, 2001, the Department granted Atlas exemption authority to operate scheduled foreign air transportation of property and mail between New York, Chicago, Los Angeles, Anchorage and Honolulu, on the one hand, and Hong Kong, on the other, via intermediate points in Taiwan and Korea

(without local traffic rights between Taiwan and Korea, on the one hand, and Hong Kong, on the other). Atlas' exemption authority was granted for a period of two years, through May 10, 2003.

2. On November 5, 2002, Atlas filed a request in Docket OST-02-13761 for broader exemption authority and the assignment of 5th freedom frequencies to take advantage of rights recently made available under the aviation agreement between Hong Kong and the United States. That request is under consideration in Docket OST-02-14049, the *2002/2003 Hong Kong Fifth-Freedom All-Cargo Frequency Proceeding*.

3. Because the Department has not yet acted on the application in Docket OST-02-13761, Atlas wishes to renew its Hong Kong authority in Docket OST-97-2591 in order to have the flexibility to offer service in markets and over routings that make commercial sense. Renewal is in the public interest because it will promote the expansion of service options for the shipping public. The authority remains consistent with the open all-cargo regime between the United States and Hong Kong.

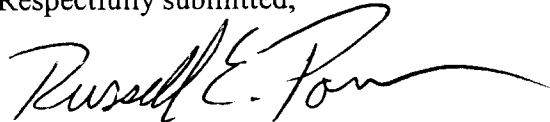
4. Atlas hereby invokes the automatic extension provisions of the Administrative Procedure Act, 5 U.S.C. §558 (c), as implemented by 14 C.F.R. Part 377, to continue its exemption authority in effect pending final Department action on this renewal application. This application is timely filed under 14 C.F.R. §377.10. Atlas requests that its exemption authority be renewed for a minimum of two years.

WHEREFORE, Atlas Air, Inc. requests renewal of the exemption authorizing it to engage in scheduled foreign air transportation of property and mail between New York,

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Chicago, Los Angeles, Anchorage and Honolulu, on the one hand, and Hong Kong, on the other, via intermediate points in Taiwan and Korea (without local traffic rights between Taiwan and Korea, on the one hand, and Hong Kong, on the other), and the right to integrate that authority with its other certificate and exemption authorities, as well as such other and further relief as the Department finds to be consistent with this application and the public interest.

Respectfully submitted,



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March 7, 2003