

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

Application of :
AIRBUS TRANSPORT INTERNATIONAL S.N.C. : Docket OST-98-3361
for an exemption from 49 U.S.C. § 41301 pursuant to :
49 U.S.C. § 40109 :

Application of :
AIRBUS TRANSPORT INTERNATIONAL S.N.C. : Docket OST-98-3363
for issuance of a foreign air carrier permit pursuant to :
49 U.S.C. § 41302 :

SUPPLEMENT NUMBER ONE
TO ANSWER OF
CONTINENTAL MICRONESIA, INC.
AND MOTION FOR LEAVE TO FILE

Communications with respect to
this document should be sent to:

Jim Ream
President and Chief Operating Officer
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Tamuning, Guam 96911

and

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February 17, 1998

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Continental Micronesia, Inc.

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When Continental Micronesia¹ answered the applications of Airbus Transport, it said France had yet to take any action on Continental Micronesia's application, but French officials have now stated in writing that Continental Micronesia's application will not be granted until there is a new bilateral air transport agreement between France and the United States. Continental Micronesia therefore supplements its answer in this proceeding with the attached

¹ Common names of carriers are used.

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letter from Michel Guyard, Director of Air Transport of the Direction Generale De L'Aviation Civile (DGAC) (Attachment A) and an English translation of that letter (Attachment B).

Airbus Transport's reply to Continental Micronesia said that "CMI would like the Government of France to process CMI's request for new authority more quickly" and that since "the French Government has not denied CMI's application. . ." denying Airbus Transport's application would be "premature."² (See Consolidated Reply of Airbus Transport International, s.n.c., Dockets OST-98-3363 and 3361, February 5, 1998 at 2-3). Given France's refusal to consider Continental Micronesia's application until a new bilateral air transport agreement is concluded, the Department should dismiss Airbus Transport's application without prejudice to resubmission when there is a new bilateral air transport agreement or France grants Continental Micronesia's application for Guam-Noumea authority, rather than continuing to defer action on it. (See Notice of Action Taken, Dockets OST-98-3362 and 3361, February 5, 1998).

Continental Micronesia requests leave to submit the attached letter and its translation, which could not have been submitted in Continental Micronesia's answer because the answer was submitted prior to receipt of the letter from

² Continental Micronesia's application has been pending before the DGAC since October 27, 1997, but the DGAC letter of February 5 is the first written response to numerous inquiries about the status of Continental Micronesia's application.

