

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D. C.

_____))
Application of))
))
TRANSAIR INTERNATIONAL) Docket OST-98- 5600
LINHAS AEREAS LTDA.))
))
For an Exemption.))
(BRAZIL-US PASSENGER CHARTER)))
_____))

APPLICATION OF TRANSAIR INTERNATIONAL
FOR AN EXEMPTION

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Attorney for
Transair International

March 9, 1998

NOTICE: Any person may submit an answer to this application by filing the same with the U.S. Department of Transportation on or before March 27, 1998, and serving all persons named in the Service List attached hereto.

BEFORE THE
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APPLICATION OF TRANSAIR INTERNATIONAL
FOR AN EXEMPTION

Transair International Linhas Aereas Ltda. ("Transair International" or "Transair"), an airline company of Brazil, hereby requests an exemption from the requirements of the Federal Aviation Act authorizing Transair to perform passenger charter service between Brazil and the United States, and fifth freedom flights in accordance with applicable law, rules, and regulations, and as authorized by the Department of Transportation. In support of this request, Transair International respectfully states the following:

1. Applicant requests an exemption from 49 U.S.C. Section 41301 (formerly Section 402 of the Federal Aviation Act of 1958, as amended.)
2. Applicant requests that the exemption herein requested be made effective immediately.
3. The Applicant will provide charter transportation of

persons and accompanying baggage between Brazil and the United States. Initially, this service will operate between Brazil and Miami, Orlando, New York, Boston or Las Vegas, using DC-10-15 aircraft having capacity of 353 seats. There are seasonal fluctuations in traffic, although it is anticipated that the service will operate approximately four times weekly. A non-traffic stop will be made in Aruba. Transair would like to begin service immediately.

4. Transair will operate the proposed service using a DC-10-15 aircraft (registration no. PP-000-Brazil) dry-leased from FINOVA, Transportation Finance, 1850 N. Central Avenue, MS 1352, Phoenix, AZ 85004. The aircraft is registered in Brazil. The aircraft will be operated pursuant to the applicant's FAR Part 129 Foreign Air Carrier Operations Specifications, for which application has been made.


5. Simultaneous herewith, Transair is submitting an application to the Department pursuant to 14 CFR Part 211 for a foreign air carrier permit. Information contained therein is hereby incorporated herein by reference. Transair requests the Department to take official notice of this material.

6. The service described herein is consistent with elements of reciprocity and comity, and air transport services agreements in force between the United States and Brazil. Aviation relations between the two nations are cordial.

WHEREFORE, for reasons herein stated, the Department of Transportation should grant to Transair International Linhas Aereas

Ltda. an exemption, authorizing foreign charter air transportation of passengers and accompanying baggage between Brazil and the United States, and fifth freedom charters in accordance with law, rules and regulations, and as authorized by the Department of Transportation.

Respectfully submitted,


Suzette Matthews
Attorney for Transair
International

March 9, 1998

Certificate of Service

I hereby certify that I have, this 9th day of March 1998, served the foregoing Application of Transair International for an Exemption upon all persons named in the attached Service List, by first-class mail, postage prepaid.


Suzette Matthews