

**BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.**

September 26, 2000

Application of)

DELTA AIR LINES, INC.)

for renewal of exemptions pursuant to)
49 U.S.C. § 40109)
(United States - Brazil Codesharing))

Dockets OST-97-2708
OST-97-2967

**APPLICATION OF DELTA AIR LINES, INC.
FOR RENEWAL OF EXEMPTIONS**

Delta Air Lines, Inc. ("Delta") hereby applies for renewal of exemption authority pursuant to 49 U.S.C. § 40109 and Subpart C of the Department's Procedural Regulations, to authorize Delta to continue to provide scheduled foreign air transportation of persons, property and mail between the United States and the Brazilian points listed in Exhibit A. Delta further requests authority to continue to combine service on these routes with all other Delta services authorized by existing certificates and exemptions granted by the Department, to the extent permitted by applicable international agreements.

Delta provides service to the named Brazilian points pursuant to a codeshare arrangement with Transbrasil S/A Linhas Aereas. The codeshare authority was granted by the Department for a period of indefinite duration by Notice of Action

Application of Delta Air Lines, Inc.
Page 2

Taken dated November 25, 1998 (in the above-captioned dockets), and by statements of authorization dated October 5, 1998, and November 3, 1998. Delta's U.S.-Brazil exemptions were most recently renewed by separate Notices of Action Taken dated November 25, 1998, and are set to expire on November 25, 2000. Delta requests that such exemption authority be renewed for a period of at least two years or until 90 days after the Department approves Delta's corresponding application for U.S.-Brazil certificate authority.¹

In filing this renewal application, Delta 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. This application is timely filed pursuant to Section 377.10(c).

The authority sought herein continues to be governed by and consistent with the U.S.-Brazil Aviation Transport Services Agreement of 1989, as amended. Thus, renewal of Delta's U.S.-Brazil exemption authority is in the public interest because it will allow Delta to continue to offer bilaterally-authorized services that improve the competitive options available to consumers seeking air transportation between the United States and Brazil.

¹ Delta's omnibus certificate application involving open entry routes pending in Docket OST-99-6246 includes Brazil.

Application of Delta Air Lines, Inc.
Page 3

WHEREFORE, for the foregoing reasons, Delta respectfully requests that the Department renew the exemption authority requested herein and grant such other and further relief as the Department deems to be consistent with the public interest.

Respectfully submitted,

Robert E. Cohn
Alexander Van der Bellen
SHAW PITTMAN
2300 N Street, N.W.
Washington, D.C. 20037
(202) 663-8060

Counsel for
DELTA AIR LINES, INC.

Delta requests renewal of its exemption authority to provide service between a point or points in the United States and the following points in Brazil:

Brasilia

Belo Horizonte

Curitiba

Florianopolis

Fortaleza

Iguassu Falls

Manaus

Porto Alegre

Recife

Rio de Janeiro

Salvador

Sao Paulo

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Application of Delta Air Lines, Inc. for Renewal of Exemptions has been served this 26th day of September, 2000, upon each of the following persons:

Bruce H. Rabinovitz
Jeffrey A. Manley
Wilmer, Cutler & Pickering
2445 M Street, N.W.
Washington, D.C. 20037

Megan Rae Rosia
Associate General Counsel
Northwest Airlines, Inc.
901 15th Street, N.W., Suite 310
Washington, D.C. 20005

Carl B. Nelson, Jr.
Associate General Counsel
American Airlines, Inc.
1101 17th Street, N.W., Suite 600
Washington, D.C. 20036

R. Bruce Keiner, Jr.
Crowell & Moring LLP
1001 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2595

Nathaniel P. Breed, Jr.
Shaw Pittman
2300 N Street, N.W.
Washington, D.C. 20037

David L. Vaughan
Kelley Drye & Warren LLP
1200 19th Street, N.W., Suite 500
Washington, D.C. 20036

Allan I. Mendelsohn
Deputy Assistant Secretary for
Transportation Affairs
U.S. Department of State
2201 C Street, N.W., Room 5830
Washington, D.C. 20520

Royal Daniel, III
Daniel & Katz
P.O. Box 567
Breckenridge, CO 80424

Pauline C. Donovan