

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

Application of

DELTA AIR LINES, INC.

**for renewal of an exemption pursuant to
49 U.S.C. § 40109
(London - Frankfurt)**

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) **Docket OST-96-1433**
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**APPLICATION OF DELTA AIR LINES, INC.
FOR RENEWAL OF AN EXEMPTION**

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June 27, 2000

Note: Answers to this application are due by July 12, 2000.

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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 Part 377 of the Department's Special Regulations, to continue its authority in effect pending final Department action on this application. This application is timely under § 377.10(c).

In support of this renewal application, Delta submits the following:

1. Delta is authorized to serve the London-Frankfurt route pursuant to exemption authority that was initially granted by Order 93-8-11 (served August 9, 1993), and renewed by Notice of Action Taken dated August 3, 1994, as confirmed by Order 94-9-45 (served October 5, 1994), Notice of Action Taken dated August 16, 1996, as confirmed by Order 96-9-28 (served September 25, 1996), and Notice of Action Taken dated August 28, 1998 (Docket OST-96-1433). The authority is set to expire on August 28, 2000.

2. Renewal of Delta's London-Frankfurt exemption authority is in the public interest. Although Delta is not currently offering service on this route, Delta seeks renewal of its authority in order to retain the operational flexibility to resume service as market conditions warrant. The traveling and shipping public will benefit from Delta's ability quickly to implement new London-Frankfurt service in response to public demand. Moreover, renewal of Delta's

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authority is fully consistent with the rights available under the bilateral agreements between the United States and the United Kingdom, and between the United States and Germany.¹

3. Delta is fully qualified to resume scheduled air service between London and Frankfurt. Delta requests that the Department take official notice, pursuant to Rule 24 of the Department's Rules of Practice, of all data on file with the Department necessary to establish Delta's fitness.

4. Delta requests that its exemption authority, as renewed, remain in effect for a period of at least two years or until 90 days after final Department action on Delta's corresponding certificate application in Docket 48887.

¹ Under the U.S.-U.K. Air Services Agreement, the U.S. may designate two U.S. carriers to exercise local traffic rights between London and Frankfurt. No U.S. carrier is currently exercising such rights.

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WHEREFORE, for the foregoing reasons, Delta respectfully requests that the Department grant this application for renewal of Delta's exemption authority for the London-Frankfurt route, as described above, and grant such other and further relief as the Department deems to be consistent with the public interest.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Application of Delta Air Lines, Inc. for Renewal of an Exemption was served this 27th day of June, 2000, by first class mail, postage prepaid, on each of the following persons:

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