

The information collected by this form is used to apply affirmatively for statements of authorization under 14 CFR Part 212 to conduct third- and fourth- freedom charter operations that require prior approval, long-term wet-leases, and fifth-freedom charter operations. The form is used by foreign air carriers, and is mandatory, and there is no assurance of confidentiality. The form will take an estimated thirty (30) minutes to complete. Please note that an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control number associated with this collection is 2106-0035, and the expiration date is 01/31/2009.

**FOREIGN AIR CARRIER APPLICATION FOR STATEMENT OF AUTHORIZATION**

U.S. Department of Transportation

(See instructions on Reverse Side)

2008-108

To: Department of Transportation  
 Foreign Air Carrier Licensing Division, X-45  
 Office of International Aviation  
 400 Seventh Street, S.W.  
 Washington, D.C. 20590

Application is made for authorization to conduct charter flight under provisions of applicant's foreign air carrier permit and 14 CFR 212 or DOT order.

1. Name of Applicant: AVIANCA  
 Nationality: Colombia  
 Address and Address: RD MATIAS OZSALVA, COM  
 Richard D. McWhirter  
 Zuckert, Scott & Rosenberg  
 888 17th St. NW  
 Washington, DC 20006  
 Telephone: 202-493-7917  
 Fax: 202-342-0682  
 Dates of flight under this authorization: 06/03 - 14/08

2. Send authorization To:  
 3. Name of Charter: *Esteban Aristizabal*  
 Address: *Bogota, Colombia*

4. Total charter price: \$40,000

5. Dates of flight under this authorization: 06/03 - 14/08

6. Aircraft make, model, and capacity: *MD-83 147 seats*

7. Country in which aircraft is registered: *United States*

8. Planned routing of flights (indicate non-traffic stops by asterisks): *THIRD/FORTH FREEDOM*  
*SAN JUAN, Puerto Rico to Cucuta, Colombia*

9. No. of flights: *1 Round-trip*  
 Passenger  Cargo  Mixed   
 For passenger flights: available passenger seats *147*, number of passengers to be carried *1*  
 If cargo to be carried, weight and description of cargo:

Disposition of Application:  
 Approved, subject to condition(s) on reverse  
 Disapproved/Dismissed for reason(s) cited on reverse.  
 Under assigned authority *03/13/08*  
 Effective from *03/13/08* to *03/16/08*  
 Director, Office of International Aviation

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10. If application is being filed late, state reason for lateness:

Late request from charterer

11. Description of chartering organization and purpose of flight:

Flying singers and band to concert

12. Does the nation which is the domicile of the applicant grant to United States carriers a privilege similar to that requested herein? Yes if so, has evidence of such reciprocity, from an official of the carrier's homeland government, been submitted to the Department? When? When? Date that applicant last verified reciprocity (must be in preceding six months); with whom? Reciprocity b: international flight rights documentation to establish such reciprocity. Think of Fourth Freedom

13. Other information requested by DOT (other than third- and fourth-freedom applications): Include here the number of one-way third- and fourth-freedom flights operated by the applicant in the preceding 12 month period/calendar year (alternatively, this information may be provided in a cover letter).

CERTIFICATION

I hereby certify that the flights for which authority is sought herein conform to the requirements of DOT's Regulations and applicable orders of DOT governing charters.

(Date)

March 13, 2008

(Signature and title of authorized officer)

*[Handwritten Signature]*

INSTRUCTIONS

1. Prepare an original and one copy of this application according to Section 212.10 of the Department's Regulations. If extra space is required to complete an item, continue on a separate sheet of paper.

2. Send the application to: Department of Transportation, Foreign Air Carrier Licensing Division, X-45, Office of International Aviation, 400 Seventh Street, S.W., Washington, D.C. 20590 (and, if required by regulation or Order, to the Director of Flight Standards Service (AFS-1), Federal Aviation Administration, 800 Independence Avenue, S.W., Washington, D.C. 20591).

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Exercise of the authorization is subject to the following condition(s), OR Application is disapproved/dissmissed for the following reason(s):

Brown, Catherine <OST>

From: Richard D. Mathias [rdmathias@zsrkaw.com]  
Sent: Thursday, March 13, 2008 3:24 PM  
To: Brown, Catherine <OST>  
Subject: Avianca Charter Application

Importance: High

Attachments: CucutaCharter.pdf



CucutaCharter.pdf  
(146 KB)

Hello Catherine. Attached is the application which I described.

Please send reply that it has been received.

It is one-way tomorrow from San Juan to Cucuta, Colombia chartered by a prominent Colombian singer to go to a concert in Cucuta.

We apologize for the late request; it just came to Avianca in Bogota.

It is a third or fourth freedom charter which requires prior approval only because of a restriction applicable to third/fourth freedom charters put on Avianca's permit by the CAB many years ago. Colombia's reciprocity has been demonstrated over the years as recognized by previous DOT approvals of third/fourth freedom charters by AV.

We appreciate your assistance. Richard Mathias