

NEW

NOTICE OF ACTION TAKEN

July 31, 1997

This serves as interim notice to the public of the action described below, taken orally by the Department official indicated; the confirming order or other decision document will be issued as soon as possible.

Application of FEDERAL EXPRESS CORPORATION filed 3/11/97 in Docket OST-97-2206 for:

XX Exemption for two years under 49 U.S.C. 40109 to provide the following service:

Scheduled foreign air transportation of property and mail between El Paso, Texas, and Chihuahua, Mexico, in conjunction with the existing scheduled all-cargo service provided by Federal Express between various points in the United States and various points in Mexico. Federal Express states that the service will include the operation of Cessna C-208A Caravan aircraft operated for Federal Express pursuant to a wet-lease arrangement with Empire Airlines, Inc.

Applicant rep: Nathaniel P. Breed, Jr. (202) 663-8078 DOT Analyst: Linda L. Lundell (202) 366-2336

DISPOSITION

XX **Granted (see remarks)**

The above action was effective when taken: July 30, 1997, through July 30, 1999, or until 90 days after final Department action on a corresponding certificate application, whichever occurs earlier.

XX Under assigned authority (14 CFR 385) by: **Paul L. Gretch, Director**
Office of International Aviation
(Petitions for review may be filed from now until
10 days after the confirming order/letter issues.
Filing of a petition shall not stay the effectiveness of this action.)

XX **Authority granted is consistent with the aviation agreement between the United States and Mexico.**

Except to the extent exempted or waived, this authority is subject to the terms, conditions, and limitations indicated: XX **Holder's certificate of public convenience and necessity**
XX **Standard Exemption Conditions attached**

Special Conditions/Remarks: **The U.S.-Mexico authority granted is subject to the dormancy notice requirements set forth in condition 7 of Appendix A of Order 88-10-2.**

Emery Worldwide Airlines, Inc., filed a competing application (in Docket OST-97-2206), for El Paso-Chihuahua authority, a single-designation route under the U.S.-Mexico aviation agreement. Subsequently, however, the Mexican aviation authorities agreed to permit double-designation services on the route. Therefore, we were able to proceed with the applications filed by both Federal Express and Emery for El Paso-Chihuahua exemption authority (see Notice of Action Taken dated July 31, 1997, with respect to Emery's application issued contemporaneously).