



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, DC

Issued by the Department of Transportation on November 25, 1998

**NOTICE OF ACTION TAKEN -- DOCKET OST-97-2708**

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Application of Delta Air Lines, Inc. filed 7/22/98 in Docket OST-97-2708 and Undocketed to:

**XX** Renew exemption under 49 U.S.C. 40109 to provide the following service:

Scheduled foreign air transportation of persons, property, and mail between a point or point in the United States, on the one hand, and Brasilia, Belo Horizonte, Curitiba, Florianopolis, Fortaleza, Manaus, Porto Alegre, Rio de Janeiro, Salvador, and Sao Paulo, Brazil, on the other, and to integrate this authority with its existing certificate and exemption authority, consistent with applicable international agreements. Delta intends to operate this service under a code-share/blocked space agreement with Transbrasil S/A Linhas Aereas (Transbrasil) on flights operated by Transbrasil. Delta has requested the authority for an indefinite duration.

**XX** Renew Statement of Authorization under 14 CFR Part 207 to:

Display Transbrasil's designator code on flights operated by Delta between Atlanta, Georgia, on the one hand, and Sao Paulo and Rio de Janeiro, on the other; and on a blind-sector basis between Atlanta, on the one hand, and Boston, Massachusetts; Chicago, Illinois; Cincinnati, Ohio; Dallas/Ft. Worth, Texas; Denver, Colorado; Detroit, Michigan; Las Vegas, Nevada; and Los Angeles, California, on the other, for carriage of Transbrasil's Brazil-U.S. traffic.

Applicant rep: Robert E. Cohn (202) 663-8060 DOT Analyst: Sylvia Moore (202) 366-6519

**DISPOSITION**

**XX** Granted in part (subject to conditions, see below)

**XX** Balance dismissed (i.e., request for longer-term exemption authority)

The exemption authority granted was effective when taken: November 25, 1998, through November 25, 2000

The statement of authorization was effective when taken: November 25, 1998, and will remain in effect indefinitely, subject to the conditions listed below:

Action taken by: **Paul L. Gretch, Director**  
**Office of International Aviation**

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

(See Reverse Side)

On the basis of data officially noticeable under Rule 24(n) of the Department's regulations, we found the applicant qualified to provide the services authorized.

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) immediate action was required and was consistent with Department policy; (2) grant of the authority was consistent with the public interest; and (3) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted or dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:  
<http://dms.dot.gov/general/orders/aviation>*