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DEPT. OF TRANSPORTATION
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BEFORE THE
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

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Application of

FEDERAL EXPRESS CORPORATION

for renewal of certificate of public convenience
and necessity pursuant to 49 U.S.C. § 40109
(U.S.-Japan All-Cargo Service)

Docket OST-98-3435-

**APPLICATION OF FEDERAL EXPRESS CORPORATION
FOR RENEWAL OF CERTIFICATE AUTHORITY**

Communications with respect to this document should be sent to:

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Attorneys for
FEDERAL EXPRESS CORPORATION

December 19, 2002

NOTICE: Any person wishing to support or oppose this Application must file an answer with the DOT's Documentary Services Division within twenty-one (21) days after the filing of this Application. A copy of such answer must be served upon FedEx Express and its counsel and all persons named on the attached Service List.

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

Application of	:	
	:	
FEDERAL EXPRESS CORPORATION	:	Docket OST-98-3435
	:	
For renewal of certificate of public convenience	:	
and necessity pursuant to 49 U.S.C. § 41102	:	
(U.S.-Japan All-Cargo Service)	:	

**APPLICATION OF
FEDERAL EXPRESS CORPORATION
FOR RENEWAL OF CERTIFICATE AUTHORITY**

Federal Express Corporation (FedEx Express) hereby applies, pursuant to 49 U.S.C. § 41102 and the Department's Procedural Regulations (14 C.F.R. Part 302.201, *et seq.*), for renewal of segment 4 of its Certificate of Public Convenience and Necessity for Route 205-F, authorizing FedEx Express to provide scheduled foreign air transportation of property and mail between points in the United States, on the one hand, and points in Japan, on the other hand, via intermediate points. FedEx Express requests that this authority be renewed for an additional five-year period, through June 19, 2008, or such longer term as the Department may deem appropriate. FedEx Express further requests that this application be processed pursuant to the expedited non-oral evidentiary hearing procedures established in Subpart B of the Department's Procedural Regulations.

December 19, 2002

In support of this application, FedEx Express states as follows:

1. Federal Express is a corporation organized and existing under the laws of the State of Delaware, with its principal offices located at 924 South Shady Grove Road, Memphis, Tennessee 38120.

2. FedEx Express is a citizen of the United States, as defined in 49 U.S. C. § 40102(a)(15).

3. FedEx Express currently holds certificate authority to provide scheduled all-cargo service between the U.S. and Japan on segment 4 of its Certificate for Route 205-F, which was most recently issued to FedEx Express by Order 98-6-22, served June 25, 1998. The U.S.-Japan segment expires on June 19, 2003.

4. FedEx Express currently operates numerous scheduled all-cargo flights each week between the United States and Japan.

5. FedEx Express anticipates that it will make no immediate changes in its existing U.S.-Japan flight schedules following the grant of this renewal application. In light of the lack of any significant near-term change in the level of operations flown by FedEx Express between the United States and Japan, renewal of the certificate authority at issue will not result in any material change in the annual fuel consumption of FedEx Express, and thus will not constitute a "major regulatory action" under 14 C.F.R. § 313.4(a)(1).

6. FedEx Express hereby invokes and relies upon the provisions of section 558(c) of the Administrative Procedure Act, 5 U.S.C. § 558(c), as implemented by Part 377 of the Department's Special Regulations, 14 C.F.R. § 377, to continue in

effect its certificate authority to serve Japan until the Department makes a final determination of this application. In accordance with Section 377.10(c), this renewal application is being filed more than one hundred and eighty (180) days prior to the expiration date of the temporary authority at issue.

7. Finally, FedEx Express requests that this application be processed using expedited non-oral evidentiary hearing procedures pursuant to Subpart B of the Department's Procedural Regulations. There are no issues of material fact that require an evidentiary hearing in the case of this application, and the use of expedited non-hearing procedures will serve the public interest by making efficient use of the Department's staff and resources.

WHEREFORE, FedEx Express respectfully requests that the Department renew segment 4 of its Certificate of Public Convenience and Necessity for Route 205-F, authorizing FedEx Express to provide scheduled foreign air transportation of property and mail between points in the United States, on the one hand, and points in Japan, on the other hand, via intermediate points to FedEx Express for an additional five-year period, through June 19, 2008, or such longer period as the Department may deem appropriate.

Respectfully submitted,



Sarah S. Prosser
Managing Director
FEDERAL EXPRESS CORPORATION