

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

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DEPT OF TRANSPORTATION
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Application of)
)
AEROLINHAS BRASILEIRAS, S.A.)
 ("ABSA"))
)
for an exemption under 49 U.S.C.)
40109 (former Section 416(b) of the)
Federal Aviation Act of 1958, as)
Amended).)
)
_____)

Docket No.: 96-1372

APPLICATION FOR RENEWAL OF EXEMPTION
AUTHORITY OF AEROLINHAS BRASILEIRAS, S.A.

Communications with respect to
this document should be sent to:

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DATE: January 7, 2004

NOTICE: In filing this application, ABSA invokes the automatic extension provisions of the Administrative Procedure Act, 5 U.S.C. Section 558c, as implemented by 14 C.F.R. Part 377. Interested parties may file answers with the Department of Transportation in support of, or in opposition to, this Application within fifteen days of this date.

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

Application of)
)
)
AEROLINEAS BRASILEIRAS, S.A.)
 ("ABSA"))
) Docket No.: 96-1372
pursuant to Section 416(b) of the)
Federal Aviation Act of 1958, as)
Amended.)
)
)
_____)

**APPLICATION FOR RENEWAL OF EXEMPTION
AUTHORITY OF AEROLINHAS BRASILEIRAS, S.A.**

1. Pursuant to the provisions of the Federal Aviation Act of 1958, as amended, (the "Act"), and 14 C.F.R. §302.400 et seq., application is hereby made by Aerolineas Brasileiras, S.A., ("ABSA"), for an exemption from 49 USC §41301 and 14 C.F.R. Part 211, to the extent necessary to permit ABSA to continue to conduct scheduled and charter all-cargo services between any point or points in Brazil and the U.S. coterminal points New York/ Atlanta/ Miami/ Orlando/ Detroit/ Houston/ Chicago/ Los Angeles/ Washington D.C./ Baltimore/ San Francisco/ Boston/ San Juan, via intermediate points. In support of its application ABSA states as follows:

2. ABSA currently holds regulatory authority to engage in scheduled and charter foreign air transportation of property and mail between Brazil and the United States, and all-cargo

charters in accordance with the Department of Transportation regulations. See Docket OST 96-1372-19 and Notice of Action Taken issued on January 27, 2003.

3. ABSA has the requisite regulatory authority from the Brazilian Civil Aviation Department, and it remains competent and qualified to perform the operations contemplated in this application. The authority requested herein is consistent with the provisions of the United States-Brazil air transport agreement of March 21, 1989 as amended, and is in the public interest. Furthermore, ABSA respectfully states that reciprocity on the part of the Government of Brazil continues to provide additional justification for the approval of this operating authority.

WHEREFORE, ABSA respectfully requests that this application of exemption authority be granted for authority to provide nonscheduled air transportation of cargo as described herein and such further relief as the Department may deem appropriate.

Respectfully submitted,

Celestino Pena

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DATED: January 7, 2004.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing document was served by facsimile this 7th day of January, 2004, to each one of the individuals listed as representatives of the various air carriers on the attached service list.

Celestino Pena

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