

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

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Application of)	
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JETBLUE AIRWAYS CORPORATION)	OST-06-
)	
for an exemption, pursuant to 49 U.S.C. § 41109 to provide)	
foreign scheduled air transportation of persons property and)	
mail between the United States and Bermuda)	
)	
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In the Matter of)	
)	
STREAMLINING REGULATORY PROCEDURES)	OST-2005-22228
FOR LICENSING U.S. AND FOREIGN AIR CARRIERS)	
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Application of)	
)	
JETBLUE AIRWAYS CORPORATION)	OST-04-17264
)	
for a certificate of public convenience and necessity pursuant to)	
49 U.S.C. § 41102 to engage in foreign scheduled air)	
transportation of persons property and mail between the United)	
States and Bahamas, Bermuda, Canada, Dominican Republic and)	
Jamaica)	
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**APPLICATION OF JETBLUE AIRWAYS
CORPORATION FOR AN EXEMPTION TO PROVIDE
FOREIGN SCHEDULED AIR TRANSPORTATION AND TO
SHORTEN THE ANSWER PERIOD**

Communications with respect to this document should be addressed to:

James Hnat
General Counsel
JetBlue Airways Corporation
118-29 Queens Blvd.
Forest Hills, NY 11375

Jonathan B. Hill
Dow, Lohnes & Albertson, PLLC
1200 New Hampshire Ave., NW #800
Washington, D.C. 20036
(202) 776-2000
jhill@dlalaw.com

Robert C. Land
Vice President for Government
Affairs & Associate General Counsel
JetBlue Airways Corporation
P.O. Box 1927
Rockville, Maryland 20849-1927
(301) 279-9727

Counsel for
JetBlue Airways Corporation

Submitted: January 26, 2006

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**APPLICATION OF JETBLUE AIRWAYS
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SHORTEN THE ANSWER PERIOD**

JetBlue Airways Corporations (hereinafter “JetBlue”) files this Application for an Exemption pursuant to 49 U.S.C. § 41109 and Subpart C of Part 302 of the Department of Transportation’s (hereinafter “the Department”) Regulations, 14 C.F.R. Part 302 to provide scheduled air service of passengers freight and mail to Bermuda (“BDA”). On March 8, 2004, almost two years ago, JetBlue Airways Corporation (“JetBlue”) filed an

Application for Certificate Authority to the Bahamas, Bermuda, Canada, the Dominican Republic and Jamaica.

On August 23, 2005 the Department of Transportation issued a Notice (“Notice”) in Docket OST-2005-22228 announcing new processing procedures for issuance of certificate authority for U.S. and foreign air carriers. In reply to the Department’s August Notice JetBlue filed on September 9, 2005 a Renewal of Application in Docket OST-04-17264 for certificate authority pursuant to 49 U.S.C. § 41102 to, among other places, Bermuda. In light of the immediacy of the start date JetBlue requests that the answer period be shortened to January 30, 2006. In light of the filing by Spirit in Docket OST - 2006-23728, all interested parties will already have considered the implication of additional service from New York (JFK) to Bermuda.

JetBlue is prepared to start service from New York (“JFK”) to Bermuda (“BDA”) in May of this year and requests that the Department issue as soon as possible an exemption and a certificate for such service. Further, JetBlue requests that, consistent with the Department’s recent integration order, JetBlue be allowed to integrate this authority with all other foreign authority it holds to the widest extent possible.¹

The Department may take official notice of JetBlue’s prior applications.

JetBlue requests that the exemption be granted for a period of two (2) years or until the Department takes final action on its certificate application filed with the Docket Section, in Docket OST-04-17264, for the issuance of a certificate of public convenience and necessity for foreign combination service.

¹ JetBlue notes that Spirit Airlines filed on January 23, 2006 an “Emergency Exemption” to begin service to Bermuda on May 15, 2006. JetBlue agreed to Spirit’s request to shorten the answer period and interposed no objection to the grant of the exemption. JetBlue requests that its request for authority be

JetBlue proposes to commence operations on this route in May of this year. Therefore, JetBlue requests that the Department process this exemption in a manner to accommodate that schedule.

In support of its application JetBlue states as follows:

1. JetBlue is a Delaware corporation with its principal office located at 118-29 Queens Blvd., Forest Hills, NY 11375.

2. JetBlue is a citizen as defined by 49 U.S.C Section 40102 (a)(15)(c), as amended, and is fit, willing and able to provide the services contemplated by this exemption application. JetBlue holds a Certificate for Public Convenience and Necessity for Interstate Air Transportation, issued on February 4, 2000, Order 2000-2-7 (see DOT Docket 99-5616), and an exemption for foreign operations by Notice of Action Taken Docket OST-2004-17265, dated March 18, 2004, and Notice of Action Taken, Docket OST-2004-18796, dated August 13, 2004. JetBlue requests the Department take official notice of all the information contained in those dockets pursuant to Rule 24.

3. The exemption requested herein is for the transportation of persons, property and mail, in combination service, on at least a daily basis between JFK Airport and Bermuda (BDA). JetBlue will operate these routes with Stage 3 compliant EMBRAER E-190 aircraft. JetBlue's E-190 aircraft are configured to carry 100 customers.

4. JetBlue's operations are fully consistent with the Bilateral Air Transportation Agreement between the United States and the United Kingdom allowing unlimited service between New York and Bermuda.

acted on at the same time as Spirit's "Emergency" exemption in light of the fact that its request for authority has been on file with DOT for more than a year and a half.

5. JetBlue's application for an exemption poses no environmental or energy issue and all flights will be operated with Stage 3 aircraft. Approval of this application will not result in the near-term consumption of ten (10) million or more gallons of fuel.

6. The addition of JetBlue's well known and well received low cost operations to and from New York and Bermuda will provide additional stimulation and benefits to the traveling public.

Wherefore, JetBlue respectfully requests the granting of an exemption permitting it to engage in the carriage of persons, property and mail in combination service between the United States and Bermuda as set forth herein.

Respectfully submitted,

/s/

Jonathan B. Hill
Counsel for
JetBlue Airways Corporation

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Application of JetBlue Airways Corporation for an Exemption to Provide Foreign Scheduled Air Transportation and to Shorten the Answer Period was served this 26th day of January, 2006 via email transmission on the following persons:

American Airlines, Inc.
American Airlines (Cargo)
Carl B. Nelson, Jr.
Associate General Counsel
1101 17th Street, NW #600
Washington, DC 20036
carl.nelson@aa.com

James G. Howe
General Manager
Department of Airports
3 Cahow Way
St. George's GE CX
Bermuda
jghowe@gov.bm

Continental Airlines, Inc.
R. Bruce Keiner
Crowell & Moring
1001 Pennsylvania Ave., NW
Washington, DC 20004
rbkeiner@crowell.com

Delta Airlines, Inc.
Delta Airlines (Cargo)
Robert E. Cohn
Hogan & Hartson L.L.P.
555 Thirteenth St., NW
Washington, DC 20004
recohn@hhlaw.com

United Airlines, Inc.
United Airlines (Cargo)
Polar Air Cargo
Jeffrey A. Manley
Wilmer Cutler & Pickering
2445 M Street, NW
Washington, DC 20037
jmanley@wilmer.com

USAirways, Inc.
USAirways (Cargo)
Howard Kass
USAirways, Inc.
2345 Crystal Drive
Arlington, VA 22227
howard_kass@usairways.com

Alaska Airlines
Alaska Airlines Cargo
Marshall S. Sinick
Squire Sanders & Dempsey
1201 Pennsylvania Ave., NW #500
Washington, DC 20005
msinick@ssd.com

Midwest Airlines
ABX Air, Inc. (Cargo)
Robert Silverberg
Silverberg Goldman & Bikoff
1101 30th Street, NW #120
Washington, DC 20007
rsilverberg@sbgdc.com

Northwest Airlines, Inc.
Megan Rae Rosia
Associate General Counsel
901 15th Street, NW #310
Washington, DC 20005
megan.rosia@nwa.com

Bax Global (Cargo)
Corporate Offices
16808 Armstrong
Irvine, CA 92606
info@baxglobal.com

Astar Air Cargo, Inc. (Cargo)
Steven H. Lachter
Lachter & Clements
1150 Connecticut Ave., NW
Washington, DC 20036
lachter@starpower.net

FedEx (Cargo)
Nathaniel P. Breed
Zuckert Scoutt & Rasenberger
888 17th Street, NW #700
Washington, DC 20006
npbreed@zsrlaw.com

USA 3000 Airlines
Pierre Murphy
Law Offices of Pierre Murphy
1200 New Hampshire Ave., NW
Washington, DC 20036
pmurphy@lopmurphy.com

Amerijet International, Inc. (Cargo)
John L. Richardson
1156 15th Street, NW #1105
Washington, DC 20005
jrichardson@crispinandbrenner.com

Spirit Airlines
Anita Mosner
GCW Consulting
1555 Wilson Blvd. #504
Arlington, VA 22209
amosner@gcwconsulting.com

/s/

Deborah L. Kunkle