



Certificate of Public Convenience and Necessity
for
Foreign Air Transportation

(as reissued)

Route 537

This Certifies That

AMERICAN EAGLE AIRLINES, INC.
EXECUTIVE AIRLINES, INC.

is authorized, subject to the provisions of Subtitle VII of Title 49 of the United States Code, the orders, rules, and regulations issued thereunder, and the attached Terms, Conditions, and Limitations, to engage in foreign air transportation of persons, property, and mail.

This Certificate is not transferable without the approval of the Department of Transportation.

By Direction of the Secretary

Issued by Order 98-5-12

On April 23, 1998

Effective on April 30, 1998

Charles A. Hunnicutt

*Assistant Secretary for Aviation
and International Affairs*

*Reissued by
Order 98-5-12

Attachment



Terms, Conditions, and Limitations

**AMERICAN EAGLE AIRLINES, INC.
EXECUTIVE AIRLINES, INC.
FOR ROUTE 537**

is authorized to engage in foreign air transportation of persons, property, and mail:

Between a point or points in the United States and a point or points in Jamaica, Haiti, the Dominican Republic, the Netherland Antilles, St. Maarten, St. Kitts and Nevis, St. Lucia, Antigua and Barbuda, Guadeloupe, Martinique, Barbados, Grenada, Trinidad and Tobago, Aruba, Bonaire, Curacao, Anguilla, Carriacou, Dominica, Montserrat, Mustique, Saba, St. Barthelemy, St. Eustatius, St. Vincent and the Grenadines, the British Virgin Islands, the Cayman Islands, Union Island, the Turks and Caicos Islands, and the Bahamas.

This authority is subject to the following provisions:

- (1) The holder shall at all times conduct its operations in accordance with the regulations prescribed by the Department of Transportation for the services authorized by this certificate, and with such other reasonable terms, conditions, and limitations as the Department of Transportation may prescribe in the public interest.*

**This certificate is being reissued to reflect (1) the transfer of authority from Simmons Airlines, Inc. d/b/a American Eagle to American Eagle Airlines, Inc. Although the scheduled certificate being reissued previously bore the additional names of "Flagship Airlines, Inc.," "Wings West Airlines, Inc.," and "Executive Airlines, Inc.," the reissued certificate is only in the names of "American Eagle Airlines, Inc.," and "Executive Airlines, Inc.," as the operations of Flagship and Wings West will be merged into American Eagle on May 1 and June 1, respectively. However, in the interim, Flagship and Wings West may continue to conduct operations under this certificate.*

- (2) *The holder shall at all times conduct its operations in accordance with all treaties and agreements between the United States and other countries, and the exercise of the privileges granted by this certificate is subject to compliance with such treaties and agreements and with any order of the Department of Transportation issued under them. To the extent that the holder has authority to serve more than one country or points in more than one country on the same route segment, that authority does not confer upon the holder any additional rights (including fifth-freedom intermediate and/or beyond rights) in limited-entry markets unless the holder has been specifically designated to conduct such service, and the Department has completed any necessary carrier selection procedures to determine which carrier(s) should be authorized to exercise such rights. In such cases, the fact that the carrier may hold authority to serve the countries (points) at issue on the same segment will not be considered as providing any preference to the holder in a carrier selection proceeding.*
- (3) *The exercise of the authority granted here is subject to the holder's first obtaining from the appropriate foreign governments such operating rights as may be necessary.*
- (4) *The holder's authority under this certificate is effective only to the extent that such operations are also authorized by the Federal Aviation Administration.*
- (5) *The holder shall at all times remain a "Citizen of the United States" as required by 49 U.S.C. 40102(a)(15).*
- (6) *The holder shall maintain in effect liability insurance coverage as required under 14 CFR Part 205. Failure to maintain such insurance coverage will render a certificate ineffective, and this or other failure to comply with the provisions of Subtitle VII of Title 49 of the United States Code or the Department's regulations shall be sufficient grounds to revoke this certificate.*
- (7) *Should the holder propose any substantial changes in its ownership, management, or operations (as that term is defined in 14 CFR 204.2(n)), it must first comply with the requirements of 14 CFR 204.5.*
- (8) *In the event that the holder ceases all operations for which it was found "fit, willing, and able," its authority under this certificate shall be suspended under the terms of 14 CFR 204.7 and the holder may neither recommence nor advertise such operations unless its fitness to do so has been redetermined by the Department. Moreover, if the holder does not resume operations within one year of its cessation, its authority shall be revoked for dormancy.*