

**BEFORE THE UNITED STATES
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.**

_____)	
Application of)	
)	
AIR PACIFIC LIMITED)	Docket OST-97-2828-20
)	
for Renewal of Exemption)	
Pursuant to Section 416 of)	
the Federal Aviation Act as amended)	
_____)	

**APPLICATION FOR RENEWAL OF EXEMPTION PURSUANT TO
SECTION 416 OF THE FEDERAL AVIATION ACT AS AMENDED**

Communications with respect to
this document should be directed to:

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Dated: March 23, 2006

NOTICE: Any person wishing to support or oppose this application must file an answer with the Department of Transportation and serve it on the above counsel and all persons named on the attached service list no later than April 7, 2006.

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**APPLICATION FOR RENEWAL OF EXEMPTION PURSUANT TO
SECTION 416 OF THE FEDERAL AVIATION ACT AS AMENDED**

Air Pacific Limited (“Air Pacific”), in accordance with the provisions of Section 416 of the Federal Aviation Act of 1958, as amended, and the Economic Regulations of the Department (14 C.F.R. § 302.301 *et seq.*), hereby applies for renewal of its exemption from 49 U.S.C. § 41301 to provide international air transportation between Nadi, Fiji and the two U.S. coterminal points Los Angeles and Honolulu via Auckland, New Zealand, and beyond the two U.S. coterminal points to, and from, the two Canadian coterminal points Toronto and Vancouver, Canada.

Exemption authority was most recently granted in this docket by Notice of Action Taken on April 13, 2005, to enable it to conduct scheduled combination services between Nadi, Fiji, and the two U.S. coterminal points Los Angeles, California and Honolulu, Hawaii, via Auckland, New Zealand, and beyond the two U.S. coterminal points to, and from, the two Canadian coterminal points Toronto and

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Vancouver. Absent this application, the above-mentioned authority would expire on April 16, 2006. Air Pacific requests renewal of its exemption for at least a one year period under its existing terms and conditions.

In filing this Application, Air Pacific relies on the provisions of the Administrative Procedure Act, 5 U.S.C. § 558(c), as implemented by 14 C.F.R. Part 377 of the Department's Economic Regulations, to continue its operations under the authority for which renewal is sought until the Department makes a final decision on this request.

Air Pacific bases this Application for renewal of its exemption authority on the principals of comity and reciprocity, and the Aviation Transport Services Agreement Between the United States and Fiji, signed on October 1, 1979, as amended by the Memorandum of Understanding, dated July 10, 1996. The bilateral agreement permits carriers designated by the Fijian government to operate, *inter alia*, from Fiji via Auckland, New Zealand to Hawaii and Los Angeles and beyond to Vancouver.

Air Pacific was issued an amended foreign air carrier permit on February 18, 1981 (Order 81-4-93) and has been operating the route for which it now requests renewal of exemption authority since November 1997. Air Pacific remains fit, willing, able and qualified to provide the services for which renewal authority is sought. Renewal of this authority is in the public interest as it will enable Air Pacific

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to continue to provide enhanced and competitive service between the South Pacific, the United States and Canada.

WHEREFORE, Air Pacific respectfully requests the Department to grant its request for renewal of exemption authority to perform the scheduled foreign air transportation described above. Air Pacific further requests integration authority, to the extent the Department deems it necessary, to combine this exemption authority with Air Pacific's existing exemption and permit authority. Air Pacific further requests such other relief as the Department may deem appropriate.

Dated: March 23, 2006

Respectfully submitted,

CONDON & FORSYTH LLP

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Application of Air Pacific Ltd. for Renewal of its Exemption Authority was served by electronic mail and facsimile this 23rd day of March, 2006 on the following:

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