

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

_____)	
Application of)	
)	
AIR PACIFIC LIMITED)	Docket OST-97-2828-20
)	
for Renewal of Exemption Authority)	
Pursuant to 49 U.S.C. §40109)	
_____)	

**APPLICATION OF AIR PACIFIC LIMITED
FOR RENEWAL OF EXEMPTION AUTHORITY**

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June 18, 2007

NOTICE: Answers in support of or in opposition to this application must be filed with the Department on or before July 10, 2007.

**BEFORE THE UNITED STATES
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AIR PACIFIC LIMITED)

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Docket OST-97-2828-20

**APPLICATION OF AIR PACIFIC LIMITED
FOR RENEWAL OF EXEMPTION AUTHORITY**

Air Pacific Limited (“Air Pacific”), in accordance with the provisions of Section 416 of the Federal Aviation Act of 1958, as amended, 49 U.S.C. § 40109(c), and Subpart C of the Department’s Rules of Practice, 14 C.F.R. § 302.301 *et seq.*, hereby requests renewal of its exemption authority 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.

By Notice of Action Taken on July 6, 2006 in Docket OST-97-2828-20, the Department granted Air Pacific an exemption from 49 U.S.C. § 41301 to enable it to conduct scheduled combination services 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. Air Pacific’s exemption authority would expire on July 6, 2007 absent this renewal application. 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 to continue to provide enhanced and competitive service between the South Pacific, the United States and Canada.

WHEREFORE, Air Pacific respectfully requests that the Department 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.

Date: June 18, 2007

Respectfully Submitted,

ECKERT SEAMANS
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail this 18th day of June 2007 on the following:

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