



**UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.**

Issued by the Department of Transportation  
on the 12th day of September, 2007

**Served: September 12, 2007**

**Termination of Dockets**

**Docket OST-2006-24615  
Docket OST-2004-17002  
Docket OST-1996-1243  
Docket OST-2006-24403  
Docket OST-1999-6671  
Docket OST-2005-23174  
Docket OST-2005-20262  
Docket OST-2005-21284  
Docket OST-2005-22434  
Docket OST-2005-22435  
Docket OST-2005-21838**

**ORDER TERMINATING PROCEEDINGS**

The Department has identified the following proceedings as moot, inactive, or pending the applicant's request for withdrawal or dismissal. It is in the public interest for purposes of administrative management to terminate the proceedings and close the corresponding dockets, and we will do so under authority assigned by the Department in its Regulations, 14 CFR §385.3 and §385.13.

1. **Docket OST-2006-24615:** Application of America West Airlines, Inc. (America West), for exemption authority to provide scheduled combination service between Phoenix, Arizona, and Cancun, Mexico, pursuant to a code-share arrangement with US Airways. By letter dated May 26, 2006, America West withdrew its application.
2. **Docket OST-2004-17002:** Application of American Airlines, Inc. (American), for exemption authority to provide scheduled combination service between (1) points in the United States and points in Bangladesh, and (2) points in the United States and points in Zambia, pursuant to a code-share arrangement with British Airways Plc. In a pleading dated February 12, 2004, American withdrew its application.
3. **Docket OST-1996-1243:** Application of Amerijet International, Inc. (Amerijet), for renewal of exemption authority to provide scheduled all-cargo service between Houston, Texas, on the one hand, and Cancun and Merida, Mexico, on the other. By letter dated February 16, 2006, Amerijet withdrew its application.
4. **Docket OST-2006-24403:** Application of Antonov Design Bureau (Antonov), for emergency exemption authority to operate one, one-way, all-cargo charter flight transporting oversized cargo between Richmond, Virginia, and Portland, Oregon. By letter dated May 3, 2006, Antonov withdrew its application.
5. **Docket OST-1999-6671:** Application of ATA Airlines, Inc. (ATA), for renewal and amendment of its certificate for Route 653 to provide scheduled combination service between Indianapolis, Indiana, and Cancun, Mexico. By letter dated September 8, 2005, ATA withdrew its application.
6. **Docket OST-2005-23174:** Application of Atlantic Southeast Airlines, Inc. (ASA), for exemption authority to provide scheduled combination service between Los Angeles, California, and Guadalajara, Mexico. On January 31, 2006, ASA filed a motion to withdraw its application.
7. **Docket OST-2005-20262:** Application of Brendan Airways, LLC, d/b/a USA 3000 Airlines (USA 3000), for new exemption authority to provide scheduled combination service between (1) Chicago, Illinois, and Puerto Vallarta, Mexico, and (2) Chicago, Illinois, and Cancun, Mexico. The applicant subsequently filed duplicate requests for authority to serve these markets in Dockets OST-2005-22637 and OST-2005-22636, respectively, and the Department has taken final action on the latter requests.<sup>1</sup> Accordingly, Docket OST-2005-20262 is now moot.

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<sup>1</sup> See Notice of Action Taken dated December 12, 2005, in Docket OST-2005-22637, and Order 2005-12-18 issued December 29, 2005, consolidating USA 3000's application in Docket OST-2005-22636 into the *Chicago-Cancun Combination Service Proceeding*, (Docket OST-2005-23496).

8. **Docket OST-2005-21284:** Application of Delta Air Lines, Inc. (Delta), for exemption authority to provide scheduled combination service between Orlando, Florida, and Cancun, Mexico. By letter dated November 22, 2005, Delta withdrew its application.
9. **Dockets 2005-22434 and OST-2005-22435:** Consolidated applications of Hawaiian Airlines, Inc. (Hawaiian), for certificate authority to provide scheduled combination service from the United States to Australia and Mexico. In a pleading dated September 30, 2005, Hawaiian filed a notice to withdraw its applications.
10. **Docket OST-2005-21838:** Application of Frontier Airlines, Inc. (Frontier), to renew exemption authority to provide scheduled combination service between Denver, Colorado, and Acapulco, Mexico, including an application for a waiver of the dormancy provisions for the subject authority. In a pleading dated August 22, 2007, Frontier filed a notice to withdraw its application for renewal of the exemption authority and to withdraw its application for a dormancy waiver.

**ACCORDINGLY,**

1. We grant the motions and requests of the applicants to withdraw or dismiss the applications in the captioned dockets;
2. The above listed proceedings are terminated and the dockets are closed;<sup>2</sup> and
3. We will serve this order on the parties to the captioned dockets of this order, the Department of State (Office of Aviation Negotiations); and the Federal Aviation Administration.

**By:**

**PAUL L. GRETCH**  
**Director, Office of International Aviation**

**(SEAL)**

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<sup>2</sup> Persons entitled to petition the Department for review of the actions set forth in this Order under the Department's regulations, 14 CFR § 385.30, may file their petitions within seven (7) days after the date of issuance of this Order. The actions set forth in this Order shall be effective and become the actions of the Department of Transportation upon expiration of the above period unless within such period a petition for Department review is filed or the Department gives notice that it will review one or more actions on its own motion. The filing of a petition for review with respect to one of the dismissed items will not alter the effectiveness of this Order with respect to the others.

