

BEFORE THE
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

In re)
)
U.S.-COLOMBIA FREQUENCIES) OST- 2007-28057
)
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COMMENTS OF JETBLUE AIRWAYS CORPORATION

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JetBlue Airways Corporation

October 16, 2007

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COMMENTS OF JETBLUE AIRWAYS CORPORATION

JetBlue Airways Corporation (“JetBlue”) hereby responds to the Department’s Notice dated October 12, 2007, inviting comments on the filing made by American Airlines, Inc. (“American”) dated October 11, 2007, regarding the use of seven (7) long-dormant U.S.-Colombia frequencies.

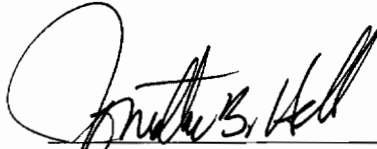
JetBlue believes that the Department should not permit American to either continue to warehouse valuable U.S.-Colombia frequencies or reallocate such frequencies on its own. As others have observed, American dominates the U.S.-Colombia market, and has the highest number of U.S.-Colombia frequencies, of which 14 have been unused for several years. Evidently in light of competitive imperatives raised by the filing of other carriers pointing out the dormancy of the frequencies and, clearly reluctantly, American announced that it would begin using these dormant frequencies by December 13, 2007, in the least frequent permitted manner. The Department, in Order 2007-8-28, that supersedes all prior Orders on the use of the frequencies, permitted American to retain them, but required that American actually operate its proposed U.S.-Colombia services to Barranquilla and submit periodic reports on its progress in commencing those services. At the first opportunity to move away from the strictures of Order 2007-8-28,

American has attempted to convert restrictive frequencies specifically assigned to Barranquilla to the Bogotá market. American can not reallocate those frequencies on its own. That is the role of the Department.

Based upon the September 28, 2007 exchange of Notes, twenty-one (21) U.S.-Colombia frequencies will become available as a result of the new bilateral agreement. Thus, a total of twenty-eight (28) frequencies for U.S.-Colombia will be available for allocation, 21 from the new exchange of Notes and 7 from the prior agreement. JetBlue has indicated its interest in instituting U.S.-Colombia service from Florida, as evidenced by its recent Application for a Certificate of Public Convenience and Necessity and exemption authority in the U.S.-Colombia market (filed October 12, 2007). Other carriers have also expressed interest in offering U.S.-Colombia services with the new rights that will become available under the new bilateral agreement between the United States and Colombian governments.

Accordingly, the Department should institute a new proceeding to allocate all twenty-eight (28) available frequencies for U.S.-Colombia service.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jonathan B. Hill". The signature is written in a cursive style with a large initial "J".

Jonathan B. Hill

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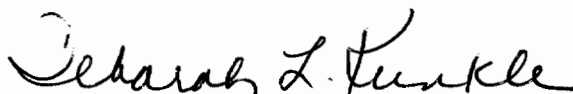
Counsel for JetBlue Airways Corporation

October 16, 2007

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Comments of JetBlue Airways Corporation was served this 16th day of October, 2007 via email transmission on the following persons:

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