



November 6, 2007

The Honorable Andrew B. Steinberg
Assistant Secretary for Aviation and International Affairs
U.S. Department of Transportation
Office of the Secretary
1200 New Jersey Ave, SE
Washington, DC 20590

The Honorable D. J. Gribbin
General Counsel
U.S. Department of Transportation
Office of the Secretary
1200 New Jersey Ave, SE
Washington, DC 20590

**Re: Docket OST-2007-29341
Replay Comments
Tinicum Township Privilege Fee Proceeding**

Dear Assistant Secretary Steinberg and Mr. Gribbin:

Airports Council International – North America (ACI-NA) respectfully submits this Replay Comment pursuant to your Order #2007-10-10 for the above Docket. On behalf of its members, which include Philadelphia International Airport, ACI-NA reiterates the importance of the Department finding the fee imposed by Tinicum Township unlawful; of the Department supporting the airline defendants in their litigation with the Township; and of the Department taking such other action as may be necessary to invalidate the Township's ordinance.

ACI-NA fully supports the well reasoned comments filed by The City of Philadelphia with the Department on October 29th. The City of Philadelphia summarizes the concerns of ACI-NA and its members with the following statements in its Comments:

The practical impact of this matter cannot be understated. Tinicum's Landing Fee Ordinance threatens the well-established system for setting rates and charges at the nation's airports as well as the

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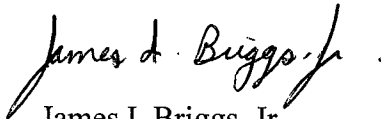
proprietary powers of [the] City and the contractual rights of the City and the airlines that serve PHL.

.... In order to effectively manage PHL, it is essential that the City (and all other Part 139-certified airports) have sole authority to set rates and charges.

....
Tinicum Township's landing fee ordinance is an improper encroachment by a local government that does not own or operate the airport into an area governed by a broad and all encompassing national policy.

We thank the Department for initiating this proceeding and for the opportunity to submit comments on behalf of our members.

Sincerely,



James I. Briggs, Jr.
Vice President, Legal Affairs