

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

Application of)
CONSORCIO AVIAXSA S.A. de C.V)
For Renewal of an Exemption)
_____)

Docket OST-2003-16181

APPLICATION OF CONSORCIO AVIAXSA S.A. de C.V.
FOR RENEWAL OF AN EXEMPTION
(MTY-MIA)

Communication with respect to this document should be addressed to:

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NOTICE: Any person may support or oppose this application by filing an Answer by March 7, 2008 and serving a copy on all parties listed on the attached service list.

BEFORE THE
DEPARTMENT OF TRANSPORTATION
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Application of)
CONSORCIO AVIAXSA S.A. de C.V.) Docket OST-2003-16181
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APPLICATION OF CONSORCIO AVIAXSA, S.A de C.V
FOR RENEWAL OF AN EXEMPTION (MTY-MIA)

Consortio Aviaxsa S. A. de C.V. ("Applicant or Aviacsa"), hereby applies for renewal of an

exemption from 49 U.S.C. 41301 under the provisions of 49 U.S.C. 40109 to permit Applicant to

continue scheduled air transportation of persons, property and mail between Monterrey,

Mexico and Miami, Florida in the USA operating a Boeing-737 aircraft.¹

In support of this application, Applicant states the following:

Applicant has had the requisite authority from the Government of Mexico to engage in

¹ Applicant invokes the automatic extension provisions of the Administrative Procedure Act, 5 U.S.C. 558(c), as implemented by 14 CFR Part 377, to maintain its exemption authority in effect pending a final Department determination of this renewal application.

domestic and international non-scheduled air transportation since 1991 and scheduled air

transportation since 1998. In 1998, the Department amended the June 1991 exemption

granted to the Applicant that authorized charter air transportation to an exemption

authorizing scheduled service.² In addition to this exemption, Applicant has ten (10) active

exemptions to operate between Mexico and the United States. These include MTY-LAS, docket

6701; MTY-LAX, docket #6745; MTY-HOU, docket # 8018; MEX-HOU, docket #9629; MEX-LAS,

docket #15313; MTY-DFW, docket #15406; CUN-MIA, docket # 26503; Air Taxi, docket

#27287; MTY-JFK, docket #0128; and, GDL-LAX, docket #0129.³

Applicant continues to operate scheduled air transportation under the designation

granted by the Government of Mexico between Monterrey, Mexico and Miami, Florida.

Applicant requests that the exemption, effective through March 12, 2008, as per Notice of

Action Taken on March 12, 2007, be granted pending the Department's approval of the

² Applicant had filed for a Permit but the Department has never acted on the application. See Docket 3512.

³ Applicant also holds an air taxi exemption in Docket # 27827.

amended permit application filed in 1998.

The continuing fitness of the Applicant has been demonstrated by its fine record of

performance since the initial exemption was issued in 1991. Approval of this application will

permit the Applicant to continue such service and it will serve the public interest because the

United States and Mexico will receive economic benefits inherent in the international air

service agreement that is a recognized component of the U.S. – Mexico bilateral relationship.

WHEREFORE, Applicant, Consorcio Aviaxsa S.A. de C.V. requests that the Department

grant a renewal the current exemption so that it may continue to provide scheduled air

transportation between Monterrey, Mexico and Miami, Florida; and, between the United

States and points worldwide, subject to the Department's regulations.

Respectfully Submitted,

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February 20, 2008

CERTIFICATE OF SERVICE

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This is to certify that the attached application of Consorcio Aviaxsa S.A. de C.V. for renewal of an exemption was sent via first class mail or electronic mail to the persons listed above on the 20th day of February, 2008.

Jim J. Marquez