



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

Issued by the Department of Transportation
on the 28th day of February, 2008

Served: March 4, 2008

Termination of Dockets

**Docket 43430
Docket 49564
Docket 49654
Docket 49686
Docket 50218
Docket DOT-OST-1996-1442
Docket DOT-OST-1996-1668
Docket DOT-OST-1997-2089
Docket DOT-OST-1997-2637
Docket DOT-OST-1998-4333
Docket DOT-OST-1998-4830
Docket DOT-OST-1998-4911
Docket DOT-OST-1999-5078
Docket DOT-OST-1999-5527
Docket DOT-OST-2000-7089
Docket DOT-OST-2000-7606
Docket DOT-OST-2000-7660
Docket DOT-OST-2001-10617
Docket DOT-OST-2002-11945
Docket DOT-OST-2002-13400
Docket DOT-OST-2003-15013
Docket DOT-OST-2003-15729
Docket DOT-OST-2003-16741
Docket DOT-OST-2003-16745
Docket DOT-OST-2004-18002
Docket DOT-OST-2004-18615
Docket DOT-OST-2004-19453
Docket DOT-OST-2005-21441**

ORDER TERMINATING PROCEEDINGS

The Department has identified the following proceedings as moot, inactive, or pending Departmental action on the applicant's request for withdrawal or dismissal. It is in the public interest for administrative management reasons 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 43430:** Application of Trans World Airlines, Inc. (TWA), for renewal of certificate authority to serve between the United States and various foreign points. The Department granted a portion of this application by Order 2001-4-7, issued April 4, 2001, and deferred action on other requests in the application. TWA has ceased all air transportation services, and TWA's representative has orally advised the Department that it does not intend to prosecute the remainder of this application.
2. **Docket 49564:** Application of TWA (filed 5/18/94), for exemption authority to serve between New York (JFK), and London (Heathrow). TWA has ceased all air transportation services, and TWA's representative has orally advised the Department that it does not intend to prosecute this application.
3. **Docket 49654:** Application of American Airlines, Inc. (American), for amendment of its various U.S.-foreign point certificates of public convenience and necessity to allow American to integrate services on those certificates with any other certificate or exemption authority granted by the Department. Subsequently, the Department granted to American blanket route integration authority (see Order 2006-1-1, in Docket DOT-OST-2005-22228, issued January 3, 2006). Thus, the application in Docket 49654 is moot.
4. **Docket 49686:** Application of Continental Airlines, Inc. (Continental), for amendment of its various U.S.-foreign point certificates of public convenience and necessity to allow Continental to integrate services on those certificates with any other certificate or exemption authority granted by the Department. Subsequently, the Department granted to Continental blanket route integration authority (see Order 2006-1-1, in Docket DOT-OST-2005-22228, issued January 3, 2006). Thus, the application in Docket 49686 is moot.
5. **Docket 50218:** Application of Delta Air Lines, Inc. (Delta), for amendment of its various U.S.-foreign point certificates of public convenience and necessity to allow Delta to integrate services on those certificates with any other certificate or exemption authority granted by the Department. Subsequently, the Department granted to Delta blanket route integration authority (see Order 2006-1-1, in Docket DOT-OST-2005-22228, issued January 3, 2006). Thus, the application in Docket 50218 is moot.
6. **Docket DOT-OST-1996-1442 (filed 6/10/96):** Application of TWA for exemption authority to serve between New York and London. TWA has ceased all air transportation services, and TWA's representative has orally advised the Department that it does not intend to prosecute this application.

7. **Docket DOT-OST-1996-1668:** Joint application of United Air Lines, Inc. (United), and Saudi Arabian Airlines Corp. (Saudi Airlines), for renewal of exemptions and statements of authorization to provide certain code-share services between the U.S. and Saudi Arabia. On May 28, 2002, the parties filed a motion to dismiss the application.
8. **Docket DOT-OST-1997-2089:** Application of Laker Airways, Inc. (Laker), for renewal of exemption authority to serve between certain points in Florida and certain points in the United Kingdom. Mooted because Laker has ceased all air transportation services.
9. **Dockets DOT-OST-1997-2637, DOT-OST-1998-4333, and DOT-OST-1999-5078:** Consolidated application of Air Exel Netherlands B.V. (Air Exel), for amendment of a statement of authorization and renewal and amendment of exemption for various code-share services with Northwest Airlines, Inc. By letter dated March 13, 2007, counsel for Air Exel stated that it is no longer an operating carrier, and requested that the Department dismiss its applications.
10. **Docket DOT-OST-1998-4830:** Application of Continental for renewal of exemption authority to serve between Detroit, Michigan, and Grand Cayman, Cayman Islands. Continental has orally advised the Department that it no longer wishes to prosecute this application.
11. **Docket DOT-OST-1998-4911:** Application of American for exemption to provide U.S.-Venezuela code-share service with Aeropostal Alas de Venezuela C.A. The carrier has orally advised the Department that it no longer wishes to prosecute this application.
12. **Docket DOT-OST-1999-5527:** Application of American for exemption to provide U.S.-London/Gatwick service. The carrier has orally advised the Department that it no longer wishes to prosecute this application.
13. **Docket DOT-OST-2000-7089:** Application of TWA for renewal of exemption authority to serve between the United States and Japan. TWA has ceased all air transportation services, and TWA's representative has orally advised the Department that it does not intend to prosecute this application.
14. **Docket DOT-OST-2000-7606:** Application of American for a statement of authorization to engage in additional code-sharing services with The TACA Group carriers' TACA International Airlines S.A. (TA), and Lineas Aereas Costarricenses S.A. (LR). The carrier's representative has orally advised the Department that it no longer has a code-sharing relationship with The TACA Group carriers and that it no longer wishes to prosecute the application.
15. **Docket DOT-OST-2000-7660:** Joint Application of Aerovias de Mexico, S.A. de C.V. (Aeromexico), and Delta for certain Chicago-Morelia exemption authority and statement of authorization to provide code-share services. On March 29, 2001, the Department granted exemption authority to Aeromexico to serve the Chicago-Morelia market, but deferred on the remainder of the application. Aeromexico's representative has orally advised the Department

that Aeromexico is not serving the Chicago-Morelia market and that the joint applicants no longer wish to prosecute the remaining portion of the application. (We note that the previously-granted portion of this application has expired – no renewal application was filed.)

16. **Docket DOT-OST-2001-10617:** Application of Aeromexico for renewal of exemption authority to serve the Acapulco-New York market. By letter dated September 20, 2006, the carrier stated that it no longer intends to pursue renewal of the subject authority.

17. **Docket DOT-OST-2002-11945:** Joint application of Continental and Air Exel for renewal of certain exemption authority to allow the carriers to provide code-share services within the Netherlands and between the Netherlands and other points in connection with Continental's U.S.-Europe flights. By letter dated March 5, 2007, the parties withdrew their application and requested that it be dismissed.

18. **Docket DOT-OST-2002-13400:** Application of Aeromexico for renewal of exemption authority to serve the Mazatlan-San Diego market. By letter dated September 20, 2006, the carrier stated that it no longer intends to pursue renewal of the subject authority and does not object to dismissal of its application.

19. **Docket DOT-OST-2003-15013:** Application of Planet Airways, Inc. (Planet), for exemption authority to serve the Ft. Lauderdale/Orlando-Freeport, Grand Bahamas market. Planet has ceased all air transportation services. The carrier's representative has orally advised the Department that it does not object to dismissal of its application.

20. **Docket DOT-OST-2003-15729:** Application of America West Airlines, Inc. (America West) for renewal of exemption authority to serve between the United States and Costa Rica. By letter dated October 2, 2007, the carrier advised the Department that America West and US Airways, Inc. (US Airways), combined their operations under US Airways and, as a result, all of America West's authority should be cancelled. Under those circumstances, the application in Docket DOT-OST-2003-15729 is moot.

21. **Dockets DOT-OST-2003-16745 and DOT-OST-2003-16741:** Joint application of America West and Mesa Airlines, Inc. (Mesa), for renewal of exemption authority to provide code-share service in the Los Angeles-Mazatlan market. By letter dated September 27, 2006, the parties withdrew their applications.

22. **Docket DOT-OST-2004-18002:** Application of America West for an experimental certificate of public convenience and necessity to serve between Phoenix, Arizona, and various points in Mexico. By letter dated October 2, 2007, the carrier advised the Department that America West and US Airways combined their operations under US Airways and, as a result, all of America West's authority should be cancelled. Under those circumstances, the application in Docket DOT-OST-2004-18002 is moot.

23. **Docket DOT-OST-2004-18615:** Application of America West for a new or amended certificate of public convenience and necessity to serve between the United States and Jordan. By letter dated October 2, 2007, the carrier advised the Department that America West and US Airways combined their operations under US Airways and, as a result, all of America West's authority should be cancelled. Under those circumstances, the application in Docket DOT-OST-2004-18615 is moot.

24. **Docket DOT-OST-2004-19453:** Application of Aeromexico for renewal of exemption authority to serve the Puerto Vallarta-San Diego market. By letter dated September 20, 2006, the carrier stated that it no longer intends to pursue renewal of the subject authority.

25. **Docket DOT-OST-2005-21441:** Joint application of Atlas Air, Inc. (Atlas), and Polar Air Cargo, Inc. (Polar), for approval of the transfer to Polar of Atlas' U.S.-Ecuador all-cargo exemption authority, designation, and corresponding frequencies. By letter dated May 14, 2007, the carriers requested leave to withdraw their application.

ACCORDINGLY,

1. We grant the motions and requests of the applicants to withdraw or dismiss the applications (as described in this order);
2. We dismiss the moot and inactive applications and/or applications where the applicant's representative has advised the Department that the carrier(s) no longer intends to prosecute the respective application (as described in this order);
3. The captioned proceedings are terminated and the dockets are closed;¹ and
4. We will serve this order on the parties to the captioned dockets, 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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¹ 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.