

Order 2008-4-44
Served: May 5, 2008



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

Issued by the Department of Transportation
on the 30th day of April, 2008

Essential Air Service at

MACON, GEORGIA

under 49 U.S.C. 41731 *et seq.*

DOCKET DOT-OST-2007-28671

ORDER EXTENDING SERVICE OBLIGATION

Summary

By this order, the Department of Transportation extends the essential air service obligation of Atlantic Southeast Airlines, Inc. (ASA), at Macon, Georgia, for an additional 30 days, through [May 30, 2008](#).

Background

On July 2, 2007, ASA filed a 90-day notice of its intent to suspend its unsubsidized service at Macon, effective October 1, 2007. By Order 2007-7-12, July 13, 2007, the Department prohibited the carrier from suspending service through October 30, and requested proposals, with subsidy if necessary, from carriers interested in providing replacement service. The Department has solicited proposals four times, most recently by Order 2008-3-21, March 24, 2008, in conjunction with service to Athens, Georgia. Proposals are due April 21. As required by 49 U.S.C. 41734, we have extended ASA's service obligation for additional 30-day periods, the latest through [April 30, 2008](#), by Order [2008-3-37](#).

Since the Department is continuing to seek replacement service at Macon, this case will not be completed by the end of the current hold-in period. Therefore, in accordance with 49 U.S.C. 41734(c), we will extend ASA's service obligation for an additional 30 days, or until suitable replacement service actually begins, whichever occurs first.

This order is issued under authority assigned in 14 CFR 385.12(k)(5).

ACCORDINGLY,

1. We require Atlantic Southeast Airlines, Inc., to maintain its current level of essential air service at Macon, Georgia, consisting of at least two daily nonstop round trips to Atlanta with

either regional jets or large turboprops (30 or more seats), for an additional 30 days through [May 30, 2008](#), or until suitable replacement service actually begins, whichever occurs first.¹

2. We direct Atlantic Southeast Airlines to retain all books, records, and other source and summary documentation to support subsidy claims for payment, and to preserve and maintain such documentation in a manner that readily permits its audit and examination by representatives of the Department. Such documentation shall be retained for seven years or until the Department indicates that the records may be destroyed, whichever comes first. Copies of flight logs for aircraft sold or disposed of must be retained. The carrier may forfeit its compensation for any claim that is not supported under the terms of this order;

3. Docket DOT-OST-2007-28671 will remain open until further order of the Department; and

4. We will serve copies of this order on the mayor and airport manager of Macon, GA, and on Atlantic Southeast Airlines, Inc.

Persons entitled to petition the Department for review of this order under the Department's Regulations, 14 CFR 385.50, must file such petitions within ten (10) days after the date of service of this order.

This order will be effective immediately, and the filing of a petition for review shall not preclude its effectiveness.

By:

TODD M. HOMAN
Director
Office of Aviation Analysis

(SEAL)

*An electronic version of this document is available on the World Wide Web at
www.regulations.gov*

¹ In accordance with 49 U.S.C. 41734(c), we will extend ASA's service obligation for successive 30-day periods, as necessary, until suitable replacement service actually begins.