

Order 99-6-2
Served June 4, 1999



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

Issued by the Department of Transportation
on the 1st day of June, 1999

In the matter of the reissuance of the interstate scheduled
passenger certificate of

BELLAIR, INC.

under 49 U.S.C. 41102

Docket OST-98-4024

ORDER REISSUING CERTIFICATE

By Order 98-7-6, served July 8, 1998, the Department amended and reissued the interstate scheduled passenger certificates of the air carriers listed in Attachment A to that order to reflect the new standard "Love Field condition" and the current format for such certificates. Order 98-7-6 noted that the certificates of certain other carriers that were then undergoing continuing fitness reviews would be amended and reissued when those reviews were completed.

We have now completed our informal review of the continuing fitness of Bellair, Inc., following a change in ownership, and have found that the carrier continues to be fit, willing, and able to conduct the scheduled passenger operations for which it holds certificate authority. Therefore, we are amending and reissuing the certificate reissued to Bellair, Inc., by Order 95-7-39 on July 26, 1995.

ACCORDINGLY,

1. We amend and reissue the interstate scheduled passenger certificate of Bellair, Inc., to reflect the new standard Love Field condition and the current format for such certificates.
2. We will serve on Bellair, Inc., a copy of this order and its amended interstate scheduled passenger certificate.

By:

A. BRADLEY MIMS
Acting Assistant Secretary for Aviation
and International Affairs

(SEAL)

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**Certificate of Public Convenience and Necessity
for
Interstate Air Transportation**

**This Certifies That
(as reissued)**

BELLAIR, INC.

is authorized, subject to the provisions of Subtitle VII of Title 49 of United States Code, the orders, rules, and regulations issued thereunder, and the attached Terms, Conditions, and Limitations, to engage in interstate air transportation of persons, property, and mail.

This Certificate is not transferable without the approval of the Department of Transportation.

By Direction of the Secretary

**Issued by Order 99-6-2
On June 1, 1999
Effective on June 4, 1999
Affairs**

**A. Bradley Mims
Acting Assistant Secretary for
Aviation and International**

by

*As reissued

Order 99-6-2

Attachment



Terms, Conditions, and Limitations

BELLAIR, INC.

is authorized to engage in interstate air transportation of persons, property, and mail between any point in any State, territory, or possession of the United States or the District of Columbia, and any other point in any of those entities.

This authority is subject to the following provisions:

- (1) The holder shall at all times conduct its operations in accordance with the regulations prescribed by the Department of Transportation for the services authorized by this certificate, and with such other reasonable terms, conditions, and limitations as the Department of Transportation may prescribe in the public interest.
- (2) The holder's authority under this certificate is effective only to the extent that such operations are also authorized by the Federal Aviation Administration.
- (3) The holder shall at all times remain a "Citizen of the United States" as required by 49 U.S.C. 40102(a)(15).
- (4) The holder shall maintain in effect liability insurance coverage as required under 14 CFR Part 205. Failure to maintain such insurance coverage will render a certificate ineffective, and this or other failure to comply with the provisions of Subtitle VII of Title 49 of the United States Code or the Department's regulations shall be sufficient grounds to revoke this certificate.

*This certificate is being reissued to reflect the current format for such certificates and the change in the "Love Field" condition contained herein as a result of section 337 of the Department of Transportation and Related Agencies Appropriations Act, 1998, (P.L. 105-66, 111 Stat. 1425, 1447 (October 27, 1997)).

(5) The holder may reduce or terminate service at any point or between any two points, subject to compliance with the provisions of 49 U.S.C. 41734 and all orders and regulations issued by the Department of Transportation under that section.

(6) The holder may not provide scheduled passenger air transportation to or from Dallas (Love Field), Texas, except within the limits set forth in section 29 of the International Air Transportation Competition Act of 1979, as amended by section 337 of the Department of Transportation and Related Agencies Appropriations Act, 1998.

(7) The holder is authorized to perform scheduled air transportation utilizing a fleet of no more than five aircraft and employing no more than five pilots. The authority is further limited to operations performed with aircraft having less than 10 passenger seats or a payload capacity of 7,500 pounds or less. The holder may not conduct any operations exceeding these limits until its fitness to do so has been established by the Department.

(8) Should the holder propose any substantial changes in its ownership, management, or operations (as that term is defined in 14 CFR 204.2(n)), it must first comply with the requirements of 14 CFR 204.5.

(9) In the event that the holder ceases all operations for which it was found "fit, willing, and able," its authority under this certificate shall be suspended under the terms of 14 CFR 204.7 and the holder may neither recommence nor advertise such operations unless its fitness to do so has been redetermined by the Department. Moreover, if the holder does not resume operations within one year of its cessation, its authority shall be revoked for dormancy.