



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, DC

Issued by the Department of Transportation on November 10, 1999

NOTICE OF ACTION TAKEN -- DOCKET OST-97-2825

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Application of **Air Micronesia, Inc.** filed **11/2/99** for:

XX Exemption from Order 96-9-16; startup deadline:

By Order 96-9-16 the Department issued Air Micronesia a certificate of public convenience and necessity to provide scheduled all-cargo service between Guam and Thailand via intermediate points in Palau and the Philippines (Route 704), and allocated it five weekly all-cargo frequencies for this service. By its terms, the certificate and the frequency allocation would expire April 1, 1997, unless Air Micronesia commenced service by that date. Since then, the Department has granted extensions of the startup date. (See Orders 97-5-6, 97-9-20, 98-1-6, and Notices of Action Taken dated June 15 and September 28, 1998.) Under the latest extension, Air Micronesia's frequencies would expire November 27, 1999. Air Micronesia seeks a further extension of the startup date to April 30, 2000. Air Micronesia states that because of the continuing economic crisis in Thailand, the optimum date to commence its operations is April 30, 2000. Air Micronesia indicated that should Thailand's economy recover sooner, it could institute service before the April 30 startup date and would so advise the Department.

Applicant rep.: **R. Bruce Keiner (202) 624-2615** DOT analyst: **Sylvia Moore (202) 366-6519**

DISPOSITION

XX **Granted**

The above action was effective when taken: **November 10, 1999,** through **April 30, 2000¹**

XX **Action taken by:** **Paul L. Gretch, Director**
Office of International Aviation

(See Reverse Side)

¹ Air Micronesia's waiver from the dormancy condition is effective until April 30, 2000, or until the date on which Air Micronesia begins service with these frequencies, whichever occurs earlier. Once the waiver ceases to be effective, the 90-day dormancy condition applies from that point forward.

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) immediate action was required and was consistent with Department policy; and (2) grant of the exemption was consistent with the public interest. To the extent not granted, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:
http://dms.dot.gov/reports_aviation.asp*