



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

Issued by the Department of Transportation on March 23, 2000

NOTICE OF ACTION TAKEN -- DOCKET OST-98-3419

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 Trans World Airlines, Inc. filed 3/10/2000 for:

XX Waiver from dormancy condition:

By Order 98-5-17, the Department granted certificate authority to TWA to provide service between St. Louis, Missouri, and Tokyo, Japan, and allocated it 7 weekly frequencies to operate this service. The frequencies are subject to the condition that they will expire automatically and revert to the Department for reallocation if they are not used for a period of 90 days. The Department has previously granted TWA a waiver of the dormancy condition for its St. Louis-Tokyo service.¹ Under the terms of this waiver, the frequency allocation would expire August 30, 2000. TWA seeks a further waiver of the 90-day dormancy condition for a year, because the required slots at Tokyo's Narita Airport are not available now for the inauguration of its service.

The St. Louis Parties filed an answer in support of the application.

Applicant rep.: Glenn P. Wicks, (703) 841-4665 DOT analyst: Gerald Caolo, 202-366-2406

DISPOSITION

XX Granted

The above action was effective when taken: March 23, 2000, through August 30, 2001²

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

(See Reverse Side)

¹ See Notice of Action Taken dated March 5, 1999, Docket 98-3419.

² TWA's waiver from the dormancy condition is effective until August 30, 2001, or until the date on which TWA begins service in the St. Louis-Tokyo market, 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 waiver 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/reports_aviation.asp.*