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

Issued by the Department of Transportation on April 26, 2001

**NOTICE OF ACTION TAKEN -- DOCKET OST 00-8438 - 2**

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).

Applicant: AEROTRANSPORTE de CARGA UNION, S.A. de C.V.

Date Filed: November 29, 2000

Relief requested: Exemption from 49 USC section 41301 to permit the applicant to conduct all-cargo charter operations between Mexico and the United States, and other all-cargo charter operations in accordance with 14 CFR Part 212.

If renewal, date and citation of last action: New authority.

Applicant representative(s): Pierre Murphy, 202-872-1679

Responsive pleadings: None.

**DISPOSITION**

Action: Approved.

Action date: April 26, 2001

Effective dates of authority granted: April 26, 2001, through April 26, 2002.

Basis for approval: United States-Mexico Air Transport Services Agreement of August 15, 1960, as amended and extended (Agreement).

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated:

Standard exemption conditions

Special conditions/Partial grant/Denial basis/Remarks: We found that the carrier is operationally and financially qualified to conduct the operations it proposes and that it is substantially owned and effectively controlled by citizens of Mexico. Also, the FAA had advised us that it knows of no reason to withhold this operating authority.

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

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) our action was consistent with Department policy; (2) grant of the authority was consistent with the public interest; and (3) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted/deferred/dismissed, 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.

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