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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 August 29, 2001

NOTICE OF ACTION TAKEN -- DOCKET OST 2000-7665 - 4

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: BERKSHIRE SECURITIES Date Filed: August 9, 2001

Relief requested: Exemption from 49 USC section 41301 to permit the applicant to continue to conduct, using small equipment (see below), passenger charter operations between Canada and the United States, and other passenger charter to and/or from the United States, subject to 14 CFR Part 212.

Applicant representative: Bernard Goodland, 905-679-0039

Responsive pleadings: None.

DISPOSITION

Action: Approved. Action date: August 29, 2001

Effective dates of authority granted: August 29, 2001, through August 29, 2002.

Basis for approval (bilateral agreement/reciprocity): United States-Canada Air Transport Agreement

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

Special conditions/Remarks: In the conduct of these operations, the carrier may only use aircraft designed to have a maximum passenger capacity of not more than 60 seats or a maximum payload capacity of no more than 18,000 pounds.

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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