



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

Served: July 29, 2002

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**Joint Application of American Airlines, Inc. and Swiss International Air Lines Ltd.  
for Approval of and Antitrust Immunity for Alliance Agreement  
under 49 U.S.C. §§ 41308 and 41309 (Docket OST-2002-12688)**

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**NOTICE ESTABLISHING PROCEDURAL DATES**

On June 28, 2002, American Airlines and its affiliates<sup>1</sup> and Swiss International Air Lines Ltd. filed a joint application requesting approval of and antitrust immunity for (1) a cooperative agreement (Exhibit JA-1), and (2) all agreements among the applicants that implement any part of the cooperative agreement or are entered into by the applicants under the cooperative agreement (hereafter the "Alliance Agreement"). On June 28, the applicants filed a joint Motion under 14 C.F.R. 302.12 (Rule 12) of our regulations seeking confidential treatment for supporting documents and information<sup>2</sup>. On July 2, American Airlines, Inc. filed a supplementary Motion under 14 C.F.R. 302.12 (Rule 12) of our regulations seeking confidential treatment for additional documents and information. Both Motions state that this material is proprietary, commercially sensitive, and confidential in nature which qualifies for being withheld from public disclosure. The applicants ask that access to this material be limited to counsel and outside experts for interested parties.<sup>3 4</sup>

We have now finished our initial review. We find the application is now substantially complete.<sup>5</sup> We will require that answers to the application be filed no later than 21 calendar days from the issue date of this Notice, and that replies be filed no later than 7 business days after the last day for filing an answer.

We shall serve this notice on all persons on the service list for this docket.

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<sup>1</sup> Specifically, TWA Airlines LLC; American Eagle Airlines, Inc.; and Executive Airlines, Inc. d/b/a American Eagle.

<sup>2</sup> Answers to the Motion were due on July 10. The Motion is unopposed.

<sup>3</sup> See Joint Motions at 1.

<sup>4</sup> We will rule on the merits of the Rule 12 Motion by subsequent order. By Notice dated July 10, we granted immediate interim access to all documents covered by the applicants' Motion, or to any subsequent materials that may be filed confidentially in this proceeding, to counsel and outside experts for interested parties, consistent with conditions agreed to by the Joint Applicants and imposed by the Department in similar recent cases. At the same time, we suspended the procedural schedule of this case, pending a determination of completeness.

<sup>5</sup> We reserve the right to require the filing of additional information deemed relevant to the proceeding at any time.

By:

**READ C. VAN DE WATER**  
Assistant Secretary for Aviation  
and International Affairs

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