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Order 2001-5-17



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

Served: May 18, 2001

Issued by the Department of Transportation
on the 15th day of May, 2001

Essential Air Service at

BURLINGTON, IOWA

Under 49 U.S.C. 41731 *et seq.*

DOCKET OST-2001-8731-14

ORDER EXTENDING SERVICE OBLIGATION

Summary

By this order, the Department is extending Corporate's service obligation at Burlington, Iowa, for an additional 30 days, through June 15, 2001.

Background

On January 18, 2001, Corporate Airlines, Inc., d/b/a Trans World Express (Corporate), filed a 90-day notice of its intent to suspend its subsidy-free scheduled service at Burlington, effective April 17, 2001. By Order 2001-3-6, March 6, 2001, the Department prohibited Corporate from suspending service at Burlington for an initial 30-day period, through May 16, 2001, and stated that we would issue subsequent 30-day hold-in orders until we could secure replacement service. That order also requested proposals from carriers interested in providing replacement service. Corporate is the only carrier providing scheduled air service at Burlington.

Corporate Airlines was the only carrier to submit a proposal and we are currently negotiating service and subsidy levels with the carrier. However, it is unlikely this case will be completed before the end of the current hold-in period. Thus, as required by 49 U.S.C. 41734, we are extending Corporate's service obligation for an additional 30-day period.

This order is issued under authority assigned in 14 CFR 385.12(k)(5).

ACCORDINGLY,

1. The Department requires Corporate Airlines, Inc., d/b/a Trans World Express, to maintain essential air service at Burlington, Iowa, consisting of at least 24 nonstop round trips a week to St. Louis for an additional 30-day period, through June 15, 2001, or until a carrier capable of providing reliable replacement service actually begins, whichever occurs first;¹
2. The Department directs Corporate Airlines to retain all books, records, and other source and summary documents to support subsidy claims for payment and to preserve and maintain such documentation in a manner that readily permits its audit and examination by representatives of the Department. Such documentation shall be retained for seven years or until the Department indicates that the records may be destroyed. Copies of flight logs for aircraft sold or disposed of must be retained. The carrier may forfeit its compensation for any claim that is not supported under the terms of this order;
3. Docket OST-2001-8731 will remain open until further order of the Department; and
4. The Department will serve a copy of this order on the parties listed in the Certificate of Service of Docket OST-2001-8731.

Persons entitled to petition the Department for review of this order under the Department's Regulations, 14 CFR 385.50, must file such petitions within ten days after the date of service of this order.

This order will be effective immediately, and the filing of a petition for review shall not preclude its effectiveness.

By:

RANDALL D. BENNETT
Director
Office of Aviation Analysis

(SEAL)

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

¹ In accordance with 49 U.S.C. 41734(c), we will extend Corporate Airlines' service obligation for successive 30-day periods as necessary until replacement service actually begins.

SERVICE LIST FOR THE STATE OF IOWA

Aero Taxi Rockford, Inc.
Air Casino, Inc.
Air Wisconsin, Inc.
AirVantage, Inc.
Allied Airlines, Inc.
Amerijet International, Inc.
Bemidji Airlines
Chicago Air Taxi, Inc.
Chicago Express Airlines, Inc.
Corporate Airlines, Inc.
Delta Connection
Direct Air, Inc.
Dwyer Aircraft Sales, Inc.
Enterprise Airlines, Inc.
Executive Airlines, Inc.
Falcon Aviation, Inc.
Florida Air, Inc.
Gorda Aero Service, Inc.
Great Lakes Aviation, Ltd.
Heartland Aviation, Inc.
Imperial International, Inc.
Jet Services, Inc.
Mesaba Aviation, Inc.
Metroflight, Inc.
Midway Airlines, Inc.
Midwest Aviation
Midwest Express Airlines, Inc.
Multi Aero, Inc.
Northwest Airlink
Ottumwa Flying Service, Inc.
Redwing Airways, Inc.
Scott Aviation, Inc.
Simmons Airlines, Inc.
Thunderbird Aviation, Inc.
Trans North Aviation Ltd.
Trans States Airlines, Inc.
Westward Airways, Inc.
Wise Aviation Company

Chester Anderson
Louis Andrews
Ken Bannon
E.B. Freeman
Douglas Gumula
A. Edward Jenner
Dan Katzka
John McFarlane
Tracy Schoenrock
Gary L. White
Robert Wigmore