



Office of the Secretary
of Transportation

U.S. DEPARTMENT OF TRANSPORTATION
DOCKETS OPERATIONS AND MEDIA
MANAGEMENT
Washington, D.C. 20590

2000-46

Weekly Summary of Aviation Orders and
Regulations

November 13 – November 17, 2000

Order	Docket	Summary	Date Action Taken
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(#) Published in the Federal Register.

2000-11-6	OST-2000-8025	<p>ESSENTIAL AIR SERVICE AT SARANAC LAKE/LAKE PLACID, NEW YORK UNDER 49 U.S.C. 41731 <i>et seq.</i>: The Department is (a) prohibiting CommutAir, Inc., d/b/a USAirways Express (CommutAir) from terminating its unsubsidized scheduled air service at Saranac Lake/Lake Placid, New York (b) requiring the carrier to maintain its current service at the community for an initial 30-day period following the end of the notice period, and (c) requesting proposals from carriers interested in providing replacement service. Served: November 14, 2000</p>	11/8/00
2000-11-7	OST-1999-5712	<p>ESSENTIAL AIR SERVICE AT OSHKOSH, WISCONSIN UNDER 49 U.S.C. 41731 <i>et seq.</i>: The Department extends Great Lakes' service obligation at Oshkosh, Wisconsin, for another 30 days, through December 15, 2000. Served: November 15, 2000</p>	11/9/00
2000-11-8	OST-2000-7556	<p>ESSENTIAL AIR SERVICE AT UTICA, NEW YORK UNDER 49 U.S.C. 41731 <i>et seq.</i>: The Department extends CommutAir's service obligation at Utica, New York, for an additional 30 days, through December 18, 2000. Served: November 15, 2000</p>	11/9/00

Order	Docket	Summary	Date Action Taken
2000-11-9	OST-1995-429	<p>INTRA-ALASKA MAINLINE SERVICE MAIL RATES:</p> <p>The Department sets a new final intra-Alaska mainline mail rates effective October 1, 2000, through September 30, 2001. The rate is based on traffic and costs for the year ended March 31, 2000, except for fuel, where consistent with Order 99-12-15, in response to dramatic fuel price increases, the Department decided to update the fuel portion of the linehaul quarterly. The rates currently in effect were extended as interim rates by Order 2000-9-27, effective October 1.</p> <p>Served: November 16, 2000.</p>	11/13/00
2000-11-10	OST-1998-4269	<p>APPLICATION OF ASIANA AIRLINES, INC. FOR AN AMENDED FOREIGN AIR CARRIER PERMIT UNDER SECTION 41301 OF TITLE 49 OF THE U.S. CODE:</p> <p>The Department grants Asiana Airlines, Inc., an amended foreign air carrier permit to authorize scheduled and charter foreign air transportation pursuant to the Air Transport Agreement between the United States of America and the Republic of Korea, signed June 9, 1998 (U.S.-R.O.K. Open Skies Agreement).</p> <p>Served: November 14, 2000</p>	09/7/00
2000-11-11	OST-1997-2605	<p>ESSENTIAL AIR SERVICE AT GLASGOW, MONTANA, GLENDIVE, MONTANA, HAVRE, MONTANA, LEWISTOWN, MONTANA, MILES CITY, MONTANA, SIDNEY, MONTANA, WOLF POINT, MONTANA UNDER 49 U.S.C. 41731 et seq.:</p> <p>The Department is tentatively reselecting Big Sky Transportation Co., d/b/a Big Sky Airlines to provide essential air service at the seven Montana communities named above</p> <p>Continued...</p> <p>Continued...</p>	11/13/00

Order	Docket	Summary	Date Action Taken
2000-11-11	OST-1997-2605	<p>for the two-year period beginning December 1, 2000, at an annual subsidy rate of \$4,952,234, and providing for objections or competing proposals from other interested carriers.</p> <p>Served: November 16, 2000</p>	11/13/00
2000-11-12	OST-1999-5062	<p>APPLICATION OF DAYSTAR AIRWAYS, LTD. d/b/a NEVIS EXPRESS FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER 49 U.S.C. 41102 TO ENGAGE IN FOREIGN SCHEDULED AIR TRANSPORTATION OF PERSONS, PROPERTY, AND MAIL:</p> <p>The Department (1) finds that Daystar Airways, Ltd. d/b/a Nevis Express continues to be fit, willing, and able to provide foreign transportation using small aircraft pursuant to certificate authority issued under 49 U.S.C. 41102; (2) confirms the Department's oral action of October 31, 2000, rescinding Order 2000-10-28 staying the effectiveness of the carrier's certificate and making the certificate issued to Daystar by Order 99-10-18 effective; and (3) reissues to Daystar its certificate to reflect the effective date.</p> <p>Served: November 17, 2000</p>	11/14/00
2000-11-13	OST-2000-7168 OST-2000-7197	<p>APPLICATION OF TIE AVIATION, INC. d/b/a TRANS INTERNATIONAL EXPRESS FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO ENGAGE IN FOREIGN CHARTER AIR TRANSPORTATION OF PROPERTY AND MAIL; AND APPLICATION OF TIE AVIATION, INC. d/b/a TRANS INTERNATIONAL EXPRESS FOR AN EXEMPTION</p> <p>Continued...</p> <p>Continued...</p>	09/20/00
2000-11-13	OST-2000-7168	PURSUANT TO 49 U.S.C. 40109:	09/20/00

Order	Docket	Summary	Date Action Taken
	OST-2000-7197	The Department finds that TIE Aviation, Inc. d/b/a Trans International Express has failed to demonstrate a reasonable operating proposal, and denies the applications filed in Docket OST-00-7168 for authority to conduct foreign charter all-cargo air transportation and in Docket OST-00-7197 for a pendente lite exemption pursuant to 49 U.S.C. 40109. Served: November 17, 2000	
2000-11-14	OST-1995-771	IN THE MATTER OF THE REVOCATION OF THE INTERSTATE SCHEDULED PASSENGER CERTIFICATE ISSUED TO LAKER AIRWAYS, INC. IN ACCORDANCE WITH SECTION 204.7 OF THE DEPARTMENT'S REGULATIONS: The Department revokes the interstate scheduled passenger section 41102 certificate issued to Laker Airways, Inc., by Order 98-7-6 for reason of dormancy. Served: November 17, 2000.	11/14/00
2000-11-15	OST-2000-7916 OST-1995-676 OST-1995-677	APPLICATION OF FALCON AIR EXPRESS, INC. FOR AN EXEMPTION FROM THE PROVISIONS OF ITS INTERSTATE AND FOREIGN PASSENGER CERTIFICATES; AND IN THE MATTER OF THE REISSUANCE OF THE INTERSTATE AND FOREIGN PASSENGER CHARTER CERTIFICATES OF FALCON AIR EXPRESS, INC: The Department (1) grants Falcon Air Express, Inc. (Falcon) an exemption from the conditions of its certificates of public convenience and necessity to authorize the carrier to add two aircraft to its fleet, and (2) Continued... Continued...	11/14/00
2000-11-15	OST-2000-7916 OST-1995-676	reissue Falcon's interstate and foreign passenger charter certificates to remove the	11/14/00

Order	Docket	Summary	Date Action Taken
	OST-1995-677	fleet limitation restrictions contained therein. Served: November 15, 2000	
2000-11-16	OST-2000-7881	<p>ESSENTIAL AIR SERVICE AT MARION/HERRIN, ILLINOIS UNDER 49 U.S.C. 41731 et seq.:</p> <p>The Department is (a) prohibiting Corporate Airlines, Inc., d/b/a Trans World Express (Corporate Airlines), from terminating its unsubsidized scheduled air service at Marion/Herrin, Illinois, (b) requiring the carrier to maintain service at the community for an initial 30-day period following the end of the notice period, and (c) requesting proposals from carriers interested in providing replacement service.</p> <p>Served: November 20, 2000</p>	11/15/00
2000-11-17	OST-2000-8012	<p>ESSENTIAL AIR SERVICE AT PRESQUE ISLE, MAINE UNDER 49 U.S.C. 41731 et seq.:</p> <p>The Department (a) permits Business Express, Inc., d/b/a American Eagle to terminate its unsubsidized scheduled air service at Presque Isle, Maine, and grants the carrier's request for an exemption of the requirements of 49 U.S.C. 41734(a) to permit it to terminate service on less than 90-days notice, (b) prohibits CommutAir, Inc., d/b/a USAir Express (CommutAir) from terminating its unsubsidized scheduled air service at Presque Isle and requires the carrier to maintain its service at the community for an initial 30-day period following the end of the notice period, and (c) requests proposals from carriers interested in providing replacement service.</p> <p>Served: November 20, 2000</p>	11/15/00
2000-11-18	OST-1998-3479	<p>APPLICATION OF AERO MICRONESIA, INC. d/b/a ASIA PACIFIC AIRLINES FOR RENEWAL OF ITS CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO</p>	10/2/00

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ENGAGE IN FOREIGN CHARTER AIR TRANSPORTATION OF PROPERTY AND MAIL:

The Department reissues on a permanent basis the section 41102 certificate issued previously to Aero Micronesia, Inc. d/b/ Asia Pacific Airlines authorizing it engage in foreign charter air transportation of property and mail in the form and subject to the Terms, Conditions, and Limitations.

Served: November 16, 2000

2000-11-19

INTERVENING ORDER HAS NOT BEEN SERVED

2000-11-20 UNDOCKETED

KITTY HAWK AIRCARGO INC. VIOLATIONS OF 49 U.S.C. 41708 AND 14 CFR PART 241:

11/16/00

The Department directs Kitty Hawk Aircargo to cease and desist from future violations of 49 U.S.C. Section 41708 and 14 CFR Part 241 and to pay a compromise civil penalty of \$50,000.

Served: November 16, 2000