



Office of the Secretary  
of Transportation

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

2003-13

**Weekly Summary of Aviation Orders and Regulations  
March 24 - March 28, 2003**

Order	Docket	Summary	Date Action Taken
2003-3-12	OST-2002-11378	<b>Air Midwest, Inc. - 90 Day Notice to Terminate Scheduled Air Service between Staunton, Virginia and Pittsburgh, Pennsylvania</b> Order 2003-3-12, the Department extends Air Midwest's service obligation at Staunton, Virginia, for an additional 30 days, through April 23, 2003. <b>Served: 03/25/2003</b>	03/20/2003
2003-3-13	OST-2002-11376	<b>Midwest Express, Inc. - 90-Day Notice to Terminate Scheduled Air Service between Salina, Kansas and Kansas City, Kansas</b> Order 2003-3-13, the Department extends Air Midwest, Inc., d/b/a US Airways Express's (Air Midwest) service obligation at Salina, Kansas, for another 30 days, through April 23, 2003. <b>Served: 03/25/2003</b>	03/20/2003
2003-3-14	OST-2002-12800	<b>Mesa Air Group, Inc. - Notice of Intent to Terminate Scheduled Air Service At Hobbs, New Mexico</b> Order 2003-3-14, the Department extends Air Midwest's service obligation at Carlsbad and Hobbs, New Mexico, for an additional 30 days, through April 23, 2003. <b>Served: 03/25/2003</b>	03/20/2003

2003-3-14	OST-2002-12802	<p><b>Mesa Air Group, Inc. - Notice of Intent to Terminate Scheduled Air Service At Carlsbad, New Mexico</b></p> <p>Order 2003-3-14, the Department extends Air Midwest's service obligation at Carlsbad and Hobbs, New Mexico, for an additional 30 days, through April 23, 2003.  <b>Served: 03/25/2003</b></p>	03/20/2003
2003-3-15	OST-1997-2785	<p><b>97-8-9 Order Reselecting Carrier and Establishing Final Subsidy Rate re Essential Air Service at Fairmont, Minnesota; Brookings and Yankton, South Dakota; Devils Lake and Jamestown, North Dakota; and Norfolk, Nebraska</b></p> <p>Order 2003-3-15, the Department (1) establishes a final rate for the essential air service operated by Great Lakes Aviation, Ltd., at Devils Lake and Jamestown, North Dakota, for the period from October 1, 2001, through December 31, 2002, (2) tentatively reselects Great Lakes at the two communities for the two-year period beginning January 1, 2003, but reducing the level of subsidized service from 18 to 12 round trips a week as of May 1, 2003; and, (3) provides for objections to the Department's tentative reselection and invites competing proposals from other interested carriers.  <b>Served: 03/25/2003</b></p>	03/20/2003
2003-3-16	OST-1995-492	<p><b>92-8-41 Order to Show Cause</b></p> <p>Order 2003-3-16, the Department tentatively reselects Ellis Air Taxi, Inc., to provide essential air service at Gulkana, May Creek and, McCarthy, Alaska, for the two-year period from February 1, 2003, through January 31, 2005, at a combined annual subsidy of \$231,101.  <b>Served: 03/26/2003</b></p>	03/21/2003

2003-3-16	OST-1996-2009	<p><b>96-12-6 - Order Tentatively Selecting Carrier and Setting Subsidy Rate, Essential Air Service at Cape Yakataga, Alaska, and Icy Bay, Alaska</b></p> <p>Order 2003-3-16, the Department tentatively reselects Ellis Air Taxi, Inc., to provide essential air service at Gulkana, May Creek and, McCarthy, Alaska, for the two-year period from February 1, 2003, through January 31, 2005, at a combined annual subsidy of \$231,101.</p> <p><b>Served: 03/26/2003</b></p>	03/21/2003
2003-3-17	OST-2003-14194	<p><b>Economic Enforcement Consent Orders - 2003</b></p> <p>Order 2003-3-17, the Department (1) approves the settlement and the provisions of this order as being in the public interest, (2) finds that Flight Alaska, Inc., has violated Order 2002-1-4 and 14 CFR Part 241 by failing to file required reports in a timely manner; (3) finds that by engaging in the conduct and violations in ordering paragraph 2, Flight Alaska, Inc., has also violated 49 U.S.C. Section 41708; and, (4) orders Flight Alaska, Inc., and all other entities owned or controlled by or under common ownership with Flight Alaska, Inc., and their successors and assignees, to cease and desist from violations of 49 U.S.C. Section 41708, 14 CFR Part 241, and Order 2002-1-4.</p> <p><b>Served: 03/25/2003</b></p>	03/25/2003
2003-3-18	OST-2003-14517	<p><b>Mesaba Aviation, Inc. d/b/a Mesaba Airlines - Intent to Terminate Service at Dubuque, Iowa</b></p> <p>Order 2003-3-18, the Department allows Mesaba Aviation, Inc., d/b/a Northwest Airlin, to suspend its service at Dubuque, Iowa, as of May 13, 2003.</p> <p><b>Served: 03/28/2003</b></p>	03/25/2003

2003-3-19

OST-2003-  
14194

**Economic Enforcement Consent  
Orders - 2003**

03/26/2003

Order 2003-3-19, the Department (1) approves the settlement and the provisions of this order as being in the public interest, (2) finds that US Airways, Inc., on a number of occasions violated the requirements of 14 CFR 382.39 by failing to provide prompt and proper enplaning and deplaning assistance, primarily to passengers having mobility impairments, (3) finds that US Airways on a number occasions violated the dispositive response requirements of 14 CFR 382.65 in connection with the violations described in ordering paragraph 2, (4) finds that US Airways, Inc., in the instances described in ordering paragraphs 2 and 3 violated the Air Carrier Access Act, 49 U.S.C. Section 41705, (5) finds that, to the extent that the instances described in ordering paragraphs 2 and 3 occurred in foreign air transportation, US Airways, Inc. violated 49 U.S.C. Section 41301, (6) finds that, to the extent that the instances described in ordering paragraphs 2 and 3 occurred in interstate air transportation, US Airways, Inc. violated 49 U.S.C. Section 41702, (7) finds that the violations described in ordering paragraphs 2 and 3 involved unfair and deceptive practices and thereby violated 49 U.S.C. Section 41712; and, (8) orders US Airways, Inc. and its successors and assigns to cease and desist from further violations of 14 CFR Part 382 and 49 U.S.C. Sections 41310, 41702, 41705 and 41712.

**Served: 03/26/2003**

2003-3-20

OST-2002-  
13299

**2002 U.S-Mexico All-Cargo  
Exemption Service Case**

03/26/2003

Order 2003-3-20, the Department tentatively selects Express.Net Airlines, LLC (Express.Net) for primary authority to serve the U.S. - Mexico scheduled all-cargo market, and Atlas Air, Inc. (Atlas) for backup authority. The Department will afford interested parties ten calendar days from the service date of this order to file objections, with answers to such objections due five calendar days thereafter.

**Served: 03/26/2003**