



Office of the Secretary
of Transportation

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

2003-41

**Weekly Summary of Aviation Orders and Regulations
October 06 - October 10, 2003**

Order	Docket	Summary	Date Action Taken
2003-10-1	OST-2003-14528	Air Midwest, Inc. - Notice of Intent to Terminate Scheduled Air Service at Bradford, Pennsylvania Order 2003-10-1, the Department extends the service obligation of Mesa Air Group, Inc., d/b/a Air Midwest (Air Midwest), at Bradford, Pennsylvania, for an additional 30 days, through November 13, 2003. Served: 10/06/2003	10/01/2003
2003-10-2	OST-2003-15128	Skyway Airlines, Inc. d/b/a Midwest Connect - Notice of Intent to Terminate Service at Escanaba, Michigan Order 2003-10-2, the Department extends the service obligation of Skyway Airlines, Inc. d/b/a Midwest Connect (Skyway), at Escanaba, Michigan, for an additional 30 days, through November 5, 2003. Served: 10/06/2003	10/01/2003
2003-10-3	OST-2002-11348	CCAIR, Inc. - Notice of Intent to Terminate Essential Air Service Between Athens, GA and Charlotte, NC Order 2003-10-3, the Department extends the service obligation of Mesa Air Group, Inc., d/b/a Air Midwest (Air Midwest), at Athens, Georgia, for an additional 30 days, through November 13, 2003. Served: 10/06/2003	10/01/2003
2003-10-4	OST-2002-13983	Great Lakes Aviation, Ltd.	10/01/2003

		<p>90-Day Notice of Intent to Terminate Scheduled Air Service at Grand Island, Nebraska Order 2003-10-4, the Department extends the service obligation of Great Lakes Aviation, Ltd. (Great Lakes), at Grand Island, Nebraska, for an additional 30 days, through November 3, 2003. Served: 10/06/2003</p>	
2003-10-5	OST-2003-14950	<p>Air Midwest, Inc. - Notice of Intent to Terminate Essential Scheduled Air Service at Jamestown, New York Order 2003-10-5, the Department extends the service obligation of Air Midwest, Inc., d/b/a US Airways Express (Air Midwest), at Jamestown, New York, for an additional 30 days, through November 13, 2003. Served: 10/06/2003</p>	10/01/2003
2003-10-6	OST-2003-14579	<p>Republic Airlines Inc. d/b/a Republic Airlines - Certificate - Interstate Scheduled Air Transportation Order 2003-10-6, the Department tentatively finds that Republic Airline, Inc. d/b/a Republic Airlines and d/b/a US Airways Express (Republic) is fit, willing, and able to provide interstate scheduled air transportation of persons, property, and mail as a certificated air carrier, using small (60 seats or fewer) aircraft, subject to limitations and conditions. Served: 10/06/2003</p>	10/06/2003
2003-10-7	OST-2001-8948	<p>AirTran Airways, Inc. - Complaint against American Airlines, Inc., US Airways, Inc. and United Airlines, Inc. - Unfair Methods of Competition in Violation of 49 U.S.C. Section 41712 Order 2003-10-7, the Department dismisses the third-party complaints of AirTran Airways, Inc. against American Airlines, Inc., USAirways, Inc., and United Airlines, Inc. in Docket OST-2001-8948 and against American Airlines, Inc., and Trans World Airlines, Inc. in Docket OST-2001-8949. Served: 10/07/2003</p>	10/07/2003
2003-10-7	OST-2001-8949	<p>AirTran Airways, Inc. Complaint against American</p>	10/07/2003

Airlines, Inc., and Trans World Airlines, Inc. - Unfair Methods of Competition in Violation of 49 U.S.C. Section 41712

Order 2003-10-7, the Department dismisses the third-party complaints of AirTran Airways, Inc. against American Airlines, Inc., USAirways, Inc., and United Airlines, Inc. in Docket OST-2001-8948 and against American Airlines, Inc., and Trans World Airlines, Inc. in Docket OST-2001-8949.

Served: 10/07/2003

2003-10-8 OST-1998-4409 **City of Show Low - Essential Air Service between Show Low, Arizona - Phoenix Sky Harbor** 10/07/2003

Order 2003-10-8, the Department sets the final subsidy rate for Arizona Express, Inc., for the provision of essential air service at Show Low, Arizona, to be payable as follows: for each calendar month during which essential air service is provided, the amount of compensation shall be subject to the weekly ceiling and shall be determined by multiplying the subsidy-eligible flights completed during the month to Phoenix by \$485.23.

Served: 10/07/2003

2003-10-9 OST-1998-3621 **Essential Air Service at Central and Circle, Alaska** 10/07/2003

Order 2003-10-9, the Department sets final subsidy rates, retroactive to October 1, 2001, for Warbelow's Air Ventures, Inc., for its essential air service (EAS) at Central and Circle, Alaska.

Served: 10/07/2003

2003-10-10 OST-2003-14694 **Notice - Bush Mail Rates** 10/08/2003

Order 2003-10-10, the Department makes preliminary findings in the base-rate investigation of bush mail

rates required by the Rural Service Improvement Act (RSIA), which became law on August 2, 2002. It follows our Request for Comments (RFC) issued April 16, 2003. This order does not establish any rates, but rather addresses a number of surrounding methodological issues on the calculation of the rates and the Postal Service's tendering of the mail. A show-cause order tentatively setting rates must wait for additional data to be submitted and compiled by our Bureau of Transportation Statistics (BTS). The Department must act now, however, on some of the data-reporting issues, and therefore directs parties to comment within 15 days of the service date of this order on those issues.

Served: 10/08/2003

2003-10-10 OST-2003-14695 **Notice - Mainline Mail Rates** 10/08/2003

Order 2003-10-10, the Department makes preliminary findings in the base-rate investigation of bush mail rates required by the Rural Service Improvement Act (RSIA), which became law on August 2, 2002. It follows our Request for Comments (RFC) issued April 16, 2003. This order does not establish any rates, but rather addresses a number of surrounding methodological issues on the calculation of the rates and the Postal Service's tendering of the mail. A show-cause order tentatively setting rates must wait for additional data to be submitted and compiled by our Bureau of Transportation Statistics (BTS). The Department must act now, however, on some of the data-reporting issues, and therefore directs parties to comment within 15 days of the service date of this order on those issues.

Served: 10/08/2003

2003-10-11 OST-2003-14194 **Economic Enforcement Consent Orders - 2003** 10/08/2003

Order 2003-10-11, the Department approves this settlement and the

provisions of this order as being in the public interest. This order concerns alleged violations of 14 CFR Part 382 by AirTran Airways (AirTran). Part 382 implements the Air Carrier Access Act (ACAA), 49 U.S.C. Section 41705, and violations of that part would also violate the ACAA. ACAA and Part 382 violations would also constitute unfair and deceptive trade practices in violations of 49 U.S.C. Section 41712. Finally, to the extent that the alleged ACAA and Part 382 violations occurred in interstate air transportation, the incidents would also violate 49 U.S.C. Section 41702, which requires that air carriers provide safe and adequate interstate air transportation. The Department directs AirTran to cease and desist from future violations of the ACAA and Part 382 and assesses a compromise civil penalty for such violations.

Served: 10/08/2003