



U.S. Department of
Transportation

Office of the Secretary
of Transportation

DOCUMENTARY SERVICE DIVISION
Washington, D.C. 20590

97-49

Weekly Summary of Orders and
Regulations

DECEMBER 1 - DECEMBER 5, 1997

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

97-12-1	UNDOC'd	<p>AMERICAN TRANS AIR, INC. VIOLATIONS OF 49 U.S.C. SECTION 41712 AND 14 CFR PART 399 The Department approves this settlement and the provisions of this order as in the public interest and finds that American Trans Air, Inc. violated Section 399.84 of the Department's regulations by advertising fares for which no seats were available. By engaging in the conduct and violations described and by publishing advertisements in which it wrongly characterized flights with intermediate stops as nonstop flights, American Trans Air, Inc. also violated 49 U.S.C. Section 41712. Therefore, American Trans Air, Inc., and other entities owned or controlled by or under common ownership with American Trans Air, and their successors and assignees, are ordered to cease and desist from violations of 49 U.S.C. Section 41712 and Section 399.84 of the Department's regulations and is assessed \$25, 000 as a compromise of civil penalties that might otherwise be assessed for the violations. Served 12-1-97</p>	12-1-97
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97-12-2	OST-97-2540	<p>NINETY-DAY NOTICE OF INTENT OF CONTINENTAL EXPRESS, INC. TO TERMINATE SERVICE AT WORCESTER, MASSACHUSETTS UNDER 49 U.S.C. 41734 AND 14 CFR PART 323 The Department takes no action to prohibit</p>	12-1-97
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Order	Docket	Summary	Date Action Taken
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97-12-2	OST-97-2540	Continental Express, Inc., from suspending service at Worcester, Massachusetts, effective January 7, 1998. It will rely on US Airways Express to provide essential air service at Worcester, Massachusetts. Served 12-5-97	12-1-97
97-12-3	OST-97-3123	APPLICATION OF GEMINI AIR CARGO, L.L.C. FOR DISCLAIMER OF JURISDICTION The Department, acting under authority assigned in its Regulations, 14 CFR 385.12 disclaims jurisdiction over the transfer of the Section 41102 interstate and foreign scheduled air transportation certificates issued to Gemini Air Cargo, L.L.C., to Gemini Air Cargo, Inc. and reissues the Section 41102 interstate scheduled all-cargo certificate issued by Order 96-12-21, and the foreign scheduled all-cargo certificate issued by Order 97-6-17, to Gemini Air Cargo L.L.C., in the name of Gemini Air Cargo Inc. Persons entitled to petition the Department for review of this order may file their petitions within 10 days of the date of service of this order. Served 12-2-97	12-2-97
97-12-4	OST-96-1281 OST-96-1282 OST-96-1470 OST-96-1952	APPLICATIONS OF SUN PACIFIC INTERNATIONAL, INC. FOR AMENDMENT OF ITS CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY AND PENDENTE LITE EXEMPTIONS The Department finds that Sun Pacific International, Inc., continues to be fit, willing, and able to engage in interstate and foreign charter air transportation of person, property, and mail; confirms the oral actions of the Director, Office of Aviation Analysis, of June 20, and November 1, 1996 granting Sun Continued..... Continued.....	12-3-97

Order	Docket	Summary	Date Action Taken
97-12-4	OST-96-1281 OST-96-1282 OST-96-1470 OST-96-1952	Pacific International, Inc., exemptions to operate three additional aircraft under its Section 41102 certificates; and reissues to Sun Pacific International, Inc., the interstate and foreign charter certificates issued to it by Order 96-3-35 to reflect the removal of the conditions that restricted it to the operation of no more than one aircraft. The Airline is directed to notify the Department in writing at least 45 days in advance of any plans to operate more than eight aircraft. Served 12-3-97	12-3-97
97-12-5	OST-97-2794 OST-97-2795	APPLICATIONS OF TRADEWINDS AIRLINES, INC. FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY UNDER 49 U.S.C. 41102 TO ENGAGE IN INTERSTATE AND FOREIGN CHARTER PASSENGER AIR TRANSPORTATION The Department finds that Tradewinds Airlines, Inc., is fit, willing, and able to engage in interstate and foreign charter air transportation of persons, property, and mail and issues a certificate of public convenience and necessity to Tradewinds Airlines, Inc., to engage in interstate charter air transportation in the form and subject to the Terms, Conditions, and Limitations. Should the Airlines propose to operate more than 5 aircraft, it is directed to notify the Department in writing at least 45 days prior to the proposed operation and demonstrate its fitness to conduct such operations before commencing such service. Served 12-4-97	12-4-97
97-12-6	OST-97-2888	COMPLAINT OF UNITED AIRLINES,	12-5-97

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		<p>INC. AGAINST THE GOVERNMENT OF THE RUSSIAN FEDERATION UNDER 49 U.S.C. SECTION 41310</p> <p>The Department extends through January 7, 1998, the deadline for taking action on the complaint of United Air Lines, Inc., in this Docket.</p> <p>Served 12-10-97</p>	
		<p>Intervening number has not been issued</p>	
97-12-8	<p>OST-97-2960 OST-97-2953 OST-97-2954 OST-97-2955 OST-97-2957 OST-97-2958 OST-97-2956 OST-97-2959 OST-97-2981</p>	<p>ESSENTIAL AIR SERVICE AT ALAMOSA, COLORADO; PUEBLO, COLORADO; NORTH PLATTE, NEBRASKA; SCOTTSBLUFF, NEBRASKA; LOVELL/POWELL/CODY, WYOMING; LARAMIE, WYOMING; RIVERTON/LANDER, WYOMING; ROCK SPRINGS, WYOMING, AND WORLAND, WYOMING UNDER 49 U.S.C. 41731 <i>et seq.</i></p> <p>The Department of Transportation is soliciting proposals from air carriers interested in providing essential air service at Alamosa, Colorado; North Platte and Scottsbluff, Nebraska; and Laramie, Riverton/Lander (Riverton), Rock Springs, and Worland, Wyoming. It will also require Mesa Airlines, Inc., d/b/a United Express (Mesa), to continue serving these points for an additional 30-day period, through January 29, 1998, or until replacement service is secured, whichever occurs first. The Department is also amending the essential air service determination for Lovell/Powell/Cody (Cody), Wyoming, to require service to either Denver or Salt Lake City. Finally, the Department takes no action to prohibit Mesa from suspending service at Cody or at Pueblo, Colorado, on or after December 30, 1997.</p> <p>Served 12-10-97</p>	12-5-97
97-12-9	OST-97-2368	APPLICATION OF TRANS STATES	12-5-97

Order	Docket	Summary	Date Action Taken
	OST-97-2985	<p>AIRLINES, INC. FOR AN EXEMPTION FROM 14 CFR PART 93, SUBPARTS K AND S, PURSUANT TO 49 U.S.C. SECTION 41714; APPLICATION OF SIMMONS AIRLINES, INC. D/B/A AMERICAN EAGLE FOR AN EXEMPTION FROM 14 CFR PART 93, SUBPARTS K AND S, PURSUANT TO 49 U.S.C. SECTION 41714</p> <p>The Department requires Trans States and Simmons to provide the specific information listed above within ten (10) business days of the issue date of this order.</p> <p>Served 12-11-97</p>	
97-12-10	OST-97-2845 OST-96-1988	<p>APPLICATION OF CONTINENTAL AIRLINES, INC. FOR AN EXEMPTION PURSUANT TO 49 U.S.C. SECTION 40109 (SAN ANTONIO-MEXICO CITY); JOINT APPLICATION OF UNITED AIR LINES, INC. AND COMPANIA MEXICANA DE AVIACION, S.A. DE C.V. UNDER 49 U.S.C. 40109 FOR EXEMPTIONS (U.S.-MEXICO) AND ROUTE INTEGRATION; AND FOR STATEMENTS OF AUTHORIZATION UNDER 14 CFR PARTS 207 AND 212 (RECIPROCAL CODE-SHARING SERVICES)</p> <p>The Department makes final its tentative decisions in Order 97-11-26 to (1) withdraw the designation and related regulatory authorities for United Air Lines, Inc. (United), to provide scheduled combination services in the San Antonio-Mexico City market pursuant to a code-share arrangement with Compania Mexicana de Aviacion, S.A. de C.V. (Mexicana); and (2) grants exemption authority and designates Continental Airlines,</p> <p>Continued..... Continued.....</p>	12-5-97
97-12-10	OST-97-2845 OST-96-1988	<p>Inc. (Continental), to provide foreign scheduled air transportation services in the</p>	12-5-97

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San Antonio-Mexico City market with its own aircraft. To the extent not granted, the Department denies all other requests filed in conjunction with the application of Continental Airlines, Inc. in Docket OST-97-2845.
Served 12-5-97

ORDERS NOT RELEASED AS OF 12-5-97:
97-12-7