



U.S. Department of  
Transportation

Office of the Secretary  
of Transportation

DOCUMENTARY SERVICE DIVISION  
Washington, D.C. 20590

97-50

Weekly Summary of Orders and  
Regulations

DECEMBER 8 - DECEMBER 12, 1997

Order	Docket	Summary	Date Action Taken
-------	--------	---------	-------------------

(#) Published in the Federal Register.

97-12-7	OST-97-3204	<p>SUSPENSION OF CARGO AIR OPERATIONS BETWEEN THE UNITED STATES AND SUDAN</p> <p>By Departmental order, the holder and its agents may not engage in any transaction relating to air transportation of cargo to or from Sudan. All interested persons are directed to show cause why the tentative decision set forth above should not be made final. Responses shall be filed with the Department no later than five days from the date of service of this order.</p> <p>Served 12-10-97</p>	12-5-97
---------	-------------	--	---------

Intervening numbers appeared in a previous issue.

97-12-11	OST-97-2936	<p>APPLICATION OF WINAIR, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER 49 U.S.C. 41102 TO ENGAGE IN FOREIGN CHARTER AIR TRANSPORTATION OF PERSONS, PROPERTY, AND MAIL</p> <p>The Department found WINAIR, Inc. fit, willing, and able to engage in interstate and foreign charter air transportation of persons, property, and mail and issued a Section 41102 certificate authorizing WINAIR to engage in interstate charter air transportation. Should</p>	11-20-97
----------	-------------	--	----------

Continued.....

Order	Docket	Summary	Date Action Taken
Continued.....			
97-12-11	OST-97-2936	WINAIR, Inc. propose to operate more than 8 aircraft, it is directed to notify the Department in writing at least 45 days prior to the proposed operation and demonstrate fitness to conduct such operations before their commencement. Served 12-11-97	11-20-97
97-12-12	37554	ESTABLISHMENT OF THE STANDARD FOREIGN FARE LEVEL Pursuant to Title 49 of the United States Code and effective December 1, 1997, fares may be increased by the following adjustment factors over the October 1979 level, as amended  Atlantic                    1.3697 Latin America            1.4426 Pacific                     1.5339	12-8-97
Posted 12-8-97 (#)			
97-12-13	UNDOC'd	HAMILTON, MILLER, HUDSON & FAYNE TRAVEL CORPORATION VIOLATIONS OF 49 U.S.C. SECTION 41712 AND 14 CFR PART 399 The Department approves the settlement and the provisions of this order as being in the public interest and finds that Hamilton, Miller, Hudson & Fayne Travel Corporation violated 49 CFR 399.84 by causing to be published advertisements that failed to state the entire price to be paid by the customer to the air carrier, or agent, for certain air transportation. By engaging in the conduct and violation described, Hamilton, Miller, Hudson & Fayne Travel Corporation also violated 49 U.S.C. Section 41712. Therefore, Hamilton, Miller, Hudson Fayne Travel	12-9-97
Continued.....			

Order	Docket	Summary	Date Action Taken
		Continued.....	
97-12-13	UNDOC'd	Corporation, and all other entities owned or controlled by or under common ownership with Hamilton, Miller, Hudson & Fayne Travel Corporation, and their successors and assignees, are ordered to cease and desist from violations of 49 U.S.C. Section 41712 and 14 CFR 399.84 and is assessed \$20,000 in compromise of civil penalties that might otherwise be assessed for the violations. Served 12-9-97	12-9-97
97-12-14	OST-97-3142	The Department approves and grants antitrust immunity to the IATA Agreement, subject, where applicable, to conditions previously imposed which amends the list of non-stop sectors used to generate shortest operated and maximum permitted mileages in the absence of service by IATA carriers in order to limit constructions resulting in inflated mileages, effective upon the expiration of ten days unless a petition for review is filed or the Department gives notice that it will review this order on its own motion. Served 12-16-97	12-10-97
		Intervening number has not been issued	
97-12-16	OST-97-2973	NOTICE OF INTENT F PACIFIC ISLAND AVIATION, INC., UNDER 49 U.S.C. 41731 <i>et seq.</i> the Department will take no action to prohibit Pacific Island Aviation, d/b/a/ Northwest Airlink, to suspend its air service at the end of its 90-day notice period, effective January 4, 1998. Served 12-17-97	12-11-97

Order	Docket	Summary	Date Action Taken
97-12-17	OST-97-2980	<p>ESSENTIAL AIR SERVICE AT KLAMATH FALLS OREGON UNDER 49 U.S.C. 41731 <i>et seq.</i></p> <p>The Department is allowing Mesa Airlines to suspend all scheduled air service at Klamath Falls Oregon, and is amending the community's essential air service hub designation to either San Francisco or Portland. It will rely on the service of Horizon Air to meet the essential air service needs of the Klamath Falls Community. The Department establishes a 60-day period following the date of service of this order for interested persons to file petitions for reconsideration of our amended determination for Klamath Falls as well as list specific objections supported by relevant economic data.</p> <p>Served 12-17-97</p>	12-11-97
97-12-19	<p>OST-97-3139 OST-97-3139 et al. OST-97-3139 and OST-97-2548 OST-97-3139 and OST-97-2594</p>	<p>1997 U.S.-AARGENTINA ALL-CARGO FREQUENCY PROCEEDING; PETITION OF CHALLENGE AIR CARGO, INC. FOR RECONSIDERATION OF ORDER 97-11-35; PETITION OF FEDERAL EXPRESS CORPORATION FOR CLARIFICATION OF ORDERS 97-11-35; APPLICATION OF FEDERAL EXPRES CORPORATION FOR REALLOCATION OF OPERATING FREQUENCIES PURSUANT TO 49 U.S.C. SECTION 40109 (U.S.-ARGENTINA ALL-CARGO FREQUENCIES)</p> <p>The Department grants the petition of Challenge Air Cargo, Inc., for reconsideration of Order 97-11-35 which instituted the <i>1997 U.S.-Argentina All-Cargo Frequency Proceeding</i>, and, upon reconsideration, denies its request that the Department rescinds</p>	12-12-97
		Intervening number has not been issued	
		Continued.....	

Order	Docket	Summary	Date Action Taken
-------	--------	---------	-------------------

Continued.....

97-12-19	OST-97-3139 OST-97-3139 et al. OST-97-3139 and OST-97-2548 OST-97-3139 and OST-97-2594	the order or modifies the scope of the instituted proceeding. Federal Express' request for confirmation that it is an applicant for no fewer than three additional frequencies in this proceeding is also granted. Served 12-12-97	12-12-97
----------	---	---	----------

97-12-20	OST-95-733	APPLICATION OF VOLGA-DNEPR J.S. CARGO AIRLINE FOR AN EXEMPTION UNDER 49 U.S.C. SECTION 40109 The Department grants Volga-Dnepr J.S. Cargo Airline (Volga-Dnepr), a foreign air carrier of the Russian Federation, an exemption from 49 U.S.C. Section 41301 to engage in scheduled foreign air transportation of property and mail between the Russian Federation and New York, New York, via intermediate points, for a period of 90 days. To the extent not granted or deferred, all requests for relief in this Docket are denied. Served 12-12-97	12-12-97
----------	------------	---	----------

ORDERS NOT RELEASED AS OF 12-12-97: 97-12-15 AND 97-12-18