



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

SERVED OCT 24 1997

Issued by the Department of Transportation
on the 24th day of October, 1997

Applications of

ARRIVA AIR INTERNATIONAL, INC.

for certificates of public convenience and necessity
authorizing interstate and foreign cargo charter air
transportation

Dockets **OST-96-1334** and
OST 97-2184

ORDER DISMISSING APPLICATIONS

On May 2, 1996, Arriva Air International, Inc. (Arriva) filed an application in Docket OST-96-1334 for a certificate to provide interstate cargo charter operations. Between that date and February 1997, Arriva filed supplemental information in support of its fitness to provide such operations. By Order 97-3-4, issued March 4, 1997, the Department issued a show cause order tentatively finding Arriva fit for its proposed interstate operations. On March 5, Arriva filed a companion application in Docket OST-97-2184 requesting that the Department also issue Arriva a certificate authorizing foreign cargo charter air transportation operations at the same time as it finalized its tentative findings contained in Order 97-3-4.

On March 16, the Department received an objection to the tentative findings in Order 97-3-4 from Thyra Stevenson.¹ Ms. Stevenson questioned the Department's findings in several respects, including those pertaining to the company's management team and operating plans. Shortly thereafter, Arriva filed its response to Ms. Stevenson's objection.

By letter dated April 21, the Department requested further information from Arriva with respect to the company's fitness and citizenship. Arriva responded to that letter on June 5 and July 1. Subsequently, we requested, and Arriva provided, further information relative to its fitness and citizenship.

¹ Ms. Stevenson also objected to the grant of the foreign cargo charter authority requested in Docket OST-97-2184.

On October 15, Arriva filed a motion in Dockets OST-96-1334 and OST-97-2184 requesting that the Department dismiss, without prejudice, the applications filed by Arriva in those dockets. We will grant Arriva's request.

ACCORDINGLY, Acting under authority assigned by the Department in its Regulations, 14 CFR 385.12(a)(4)(i):

1. We dismiss, without prejudice, the applications for interstate and foreign cargo charter certificate authority filed by Arriva Air International, Inc., in Dockets OST-96-1334 and OST-97-2184.
2. We will serve a copy of this order on the persons listed in Attachment A.

Persons entitled to petition the Department for review of this order, under 14 CFR 385.30, may file their petitions within 10 days of the date of service of this order.

The action taken in this order shall be effective immediately, and the filing of a petition for review shall not alter its effectiveness.

By:

JOHN V. COLEMAN
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(SEAL)

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