

BEFORE THE
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

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Application of:)

Fine Air Services, Inc.)

For Renewal of Exemption Authority)
Pursuant to 49 U.S.C. §40109)

(U.S. - Peru, All-Cargo))

Docket OST-98-4349

APPLICATION FOR RENEWAL OF EXEMPTION AUTHORITY

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Attorneys for Fine Air Services, Inc.

NOTICE: ANY PERSON WHO WISHES TO SUPPORT OR OPPOSE THIS APPLICATION SHOULD FILE BY JULY 22, 2000 AN ANSWER WITH THE DEPARTMENT AND SERVE A COPY ON ALL PERSONS ON THE ATTACHED SERVICE LIST.

July 7, 2000

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Fine Air Services, Inc.)

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APPLICATION FOR RENEWAL OF EXEMPTION AUTHORITY

Pursuant to 49 U.S.C. §40109, and the Economic and Procedural Regulations of the Department of Transportation, Fine Air Services, Inc. ("Fine Air") respectfully requests renewal of its exemption from the requirements of 49 U.S.C. §41101, and the regulations issued thereunder, to engage in foreign scheduled air transportation of property and mail between points in the United States and points in Peru via all intermediate, and to all beyond points permissible under the aviation agreement between the United States and Peru, and which Fine holds authority to serve. Fine Air requests that this authority be renewed for a period of not less than two (2) years.

In support of this application, Fine Air states as follows:

1. Fine Air is a U.S. air carrier that holds a certificate of public convenience and necessity to engage in interstate, overseas and foreign charter air transportation on a

Application for Renewal of Exemption Authority

worldwide basis. See Order 97-7-30. Fine Air also has on a file a Certificate of Insurance and it holds an Air Carrier Certificate issued by the FAA under Part 121 of the Federal Aviation Regulations. Fine Air's fitness has recently been reconfirmed by the Department (See Order 99-12-7) and it remains fit, willing, and able to provide scheduled and foreign air transportation.

2. By a Notice of Action Taken dated October 2, 1998, Fine Air was granted authority for two (2) years to conduct the scheduled foreign air transportation which it seeks to renew herein. Accordingly, Fine Air's authority to operate between the U.S. and Peru and to integrate this authority with its existing certificate and exemption authority, will expire by its own terms on October 2, 2000. See Notice of Action Taken dated October 2, 1998.¹

3. Fine Air requested and received authority to combine its scheduled services to Peru with its other existing certificate and exemption authorities to the extent consistent with all relevant air transport agreements. Fine Air renews this request herein and further requests that this exemption authority be granted for a period of not less than two (2) years.

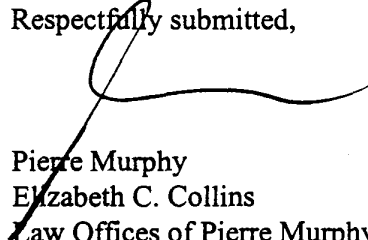
¹ Pursuant to 5 U.S.C. §558(c), as implemented by Part 377 of the Department's Regulations, Fine Air requests that the authority granted by the October 2, 1998 Notice of Action Taken, indicated above remain in force until the disposition of this renewal application.

Application for Renewal of Exemption Authority

WHEREFORE, Fine Air Services, Inc. respectfully requests that the Department of Transportation renew for a period of not less than two (2) years Fine Air's exemption authority to engage in scheduled foreign air transportation of property and mail between points in the United States and points in Peru via all intermediate, and to all beyond points permissible under the aviation agreement between the United States and Peru, and which Fine holds authority to serve and to integrate this authority with its existing exemption and certificate authority to the extent consistent with all relevant bilaterals. In the alternative, Fine Air requests such other, further or different relief as the Department may deem necessary and proper.

July 7, 2000

Respectfully submitted,



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