

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

1999 U.S.-BRAZIL COMBINATION	:	
SERVICE CASE	:	Docket OST-99-6284

Application of	:	
	:	
CONTINENTAL AIRLINES, INC.	:	
	:	Docket OST-00-6759
for exemptions pursuant to 49 U.S.C. § 40109	:	
(Houston-Lima-Sao Paulo and Houston-Brazil	:	
Dormancy) and a Peru-Brazil frequency allocation	:	

MOTION OF
CONTINENTAL AIRLINES, INC.
TO CONSOLIDATE

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February 11, 2000

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

1999 U.S.-BRAZIL COMBINATION SERVICE CASE	: : :	Docket OST-99-6284
Application of CONTINENTAL AIRLINES, INC. for exemptions pursuant to 49 U.S.C. § 40109 (Houston-Lima-Sao Paulo and Houston-Brazil Dormancy) and a Peru-Brazil frequency allocation	: : : : : : : :	Docket OST-00-6759

MOTION OF
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Pursuant to Rule 1720 of the Department's Rules of Practice and Order 2000-2-12, Continental¹ moves to consolidate its application in Docket OST-00-6759 for exemption authority to provide scheduled foreign air transportation of persons, property and mail on three weekly Houston-Lima-Sao Paulo flights and for an allocation of three weekly Peru-Brazil fifth-freedom frequencies so Continental can

¹ Common names are used for airlines.

offer local Lima-Sao Paulo service on its Houston-Lima-Sao Paulo flights into the 1999 U.S.-Brazil Combination Service Case, Docket OST-99-6284.²

Continental states as follows in support of its application:

1. Continental is proposing to combine nonstop Houston-Sao Paulo service operating four days per week with Houston-Sao Paulo service via Lima three days per week to offer a daily pattern of Houston-Sao Paulo service.³ Since this proposal will still offer significantly more public benefits than Delta's proposed Atlanta-Rio de Janeiro service,⁴ Continental moves to consolidate its January 7, 2000 application for Houston-Lima-Sao Paulo exemption authority and three weekly Peru-Brazil frequency allocations into the 1999 U.S.-Brazil Combination Service Case.⁵

² Continental's application for the permanent reallocation of the three U.S.-Brazil frequencies necessary to operate the Houston-Sao Paulo services proposed here and its application for the permanent reallocation of one New York/Newark-Rio de Janeiro frequency are already pending in this proceeding. (See Order 2000-12-2 at 8)

³ Continental plans on initiating its proposed Houston-Lima-Sao Paulo service on June 15, 2000, or within 90 days of the DOT order awarding it authority, whichever is later.

⁴ Neither American nor United has applied for fewer than seven frequencies, although United has argued that the Department might award fewer than seven frequencies to carriers which have sought authority for daily service. The Department should require American and United to state the minimum number of frequencies they would accept for their proposed services prior to the submission of direct exhibits in this proceeding.

⁵ In Order 2000-2-12, the Department denied Continental's request for an exemption from the dormancy condition applicable to its Houston-Sao Paulo frequencies. (See Order 2000-2-12 at 8 n.9)

2. This consolidation request is fully consistent with the Department's invitation to pursue these requests by filing a motion to consolidate them into the 1999 U.S.-Brazil Combination Service Case for comparative consideration (see Order 2000-2-12 at 8 n.9) and is conducive to the efficient dispatch of the Department's business. Accordingly, Continental's application in Docket OST-00-6759 should be consolidated into the 1999 U.S.-Brazil Combination Service Case.

Respectfully submitted,

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February 11, 2000

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CERTIFICATE OF SERVICE

I certify that I have this date served a copy of the foregoing document on counsel for all parties to this proceeding in accordance with the Department's Rules of Practice.

R. Bruce Keiner, Jr.

February 11, 2000