

**BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.**

U.S. – RUSSIA OVERFLIGHT RIGHTS

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Docket OST-97-2610

**APPLICATION OF NORTHWEST AIRLINES, INC.
FOR WAIVER OF DORMANCY CONDITION**

Communications with respect to this document should be sent to:

Elliott M. Seiden
Vice President, Law & Government Affairs
David G. Mishkin
Vice President, International & Regulatory
Affairs
Megan Rae Rosia
Managing Director, Government Affairs
& Associate General Counsel
NORTHWEST AIRLINES, INC.
901 Fifteenth Street, N.W.
Suite 310
Washington, D.C. 20005
202-842-3193

Charles J. Simpson, Jr.
James G. Ehrig
ZUCKERT, SCOUTT & RASENBERGER, L.L.P.
888 Seventeenth Street, N.W.
Suite 600
Washington, D.C. 20006
202-298-8660

July 27, 2000

**BEFORE THE
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WASHINGTON, D.C.**

U.S. – RUSSIA OVERFLIGHT RIGHTS)	
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Dated: July 27, 2000

**APPLICATION OF NORTHWEST AIRLINES, INC.
FOR WAIVER OF DORMANCY CONDITION**

Northwest Airlines, Inc. (“Northwest”) hereby requests a waiver of the 90-day dormancy condition applicable to 8 one-way Russia overflight frequencies allocated to Northwest for flights between Europe and the Indian subcontinent.¹ These frequencies were most recently issued to Northwest on May 25, 1999. In its Notice of Action Taken, the Department stated that it was waiving the dormancy condition otherwise applicable to Northwest’s Russia overflight frequencies “until the FAA reauthorizes flights over Afghanistan.” Notice of Action Taken at 2, Docket OST-97-2610 (May 25, 1999). The FAA’s ban on overflying Afghanistan, set forth in SFAR 67, expired by its own terms on May 10, 2000. Northwest is still unable to utilize its Russia overflight frequencies, however, until it receives from the Department of Treasury Office of Foreign Assets Control (OFAC) a license allowing Northwest to make overflight payments in

¹ Only 6 of the 8 one-way frequencies allocated to Northwest for services to the Indian subcontinent were originally subject to a 90-day dormancy condition. See Notice of Action Taken at n.2, Docket OST-97-2610 (Sept. 17, 1998). At the time, Russian overflight frequencies were undersubscribed. Northwest will not object to a 90-day dormancy condition being extended to the entirety of its Russian overflight frequency allocation in light of the apparent oversubscription of such rights now, so long as the same dormancy condition is also applied to Russian overflight frequencies held by United, Delta and Polar.

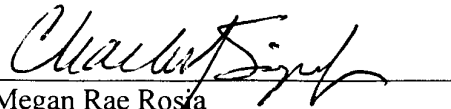
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conjunction with its transit of Afghan airspace. Northwest applied for that license on June 2, 2000, and is hopeful of prompt approval by OFAC. It is highly unlikely, however, that Northwest will receive the OFAC license in time to allow it to begin operations before the expiration of the dormancy period on August 8. To the extent necessary, therefore, Northwest requests further waiver of the 90-day dormancy condition attached to its Russia overflight frequencies until such time as Northwest receives appropriate authority from OFAC.

WHEREFORE, Northwest requests that the Department waive the dormancy condition applicable to overflight frequencies allocated to Northwest in this docket, as discussed above.

Respectfully submitted,



Megan Rae Rosfa
Managing Director, Government Affairs
& Associate General Counsel
NORTHWEST AIRLINES, INC.
901 15th Street, N.W.
Suite 310
Washington, D.C. 20005
(202) 842-3193

Charles J. Simpson, Jr.
James G. Ehrig
ZUCKERT, SCOUTT & RASENBERGER. L.L.P.
888 17th Street, N.W.
Washington, D.C. 20006
(202) 289-8660
cjsimpson@zsrllaw.com
Counsel for Northwest Airlines, Inc.

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