

OST-95-638-5

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

DEPARTMENT OF TRANSPORTATION
1993 APR 19 PM 3:01
DOCKET SECTION

Applications of
AMERICAN AIRLINES, INC.
for certificates of public convenience
and necessity under Section 401 of the
Federal Aviation Act (Nashville-London
and Raleigh/Durham-London)

Dockets 47726 & 48744

Petition of
TEE **RALEIGH-DURHAM** PARTIES
to transfer the designation of U.S.
Point D from Charlotte, N.C. to
Raleigh-Durham, N.C.

Docket 48743

Application of
DELTA AIR LINES, INC.
for a new or amended certificate of
public convenience and necessity
(Salt Lake City-London)

48757
Docket _____

MOTION OF DELTA AIR LINES, INC. TO MODIFY SCOPE

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Application of)
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 public convenience and necessity)
 (Salt Lake City-London))

MOTION OF DELTA AIR LINES, INC. TO XODIFY SCOPE

Delta Air Lines, Inc. ("Delta"), pursuant to 14 C.F.R.
¶ 302.1720(c), hereby moves to modify scope by consolidation of
the above-captioned applications and Petition for contemporaneous
consideration and decision by the Department with the application
of Delta for certificate authority to serve the Salt Lake
City-London market. In further support of this Motion, Delta
states the following:

1. On April 7, American Airlines, Inc. ("American") filed an amendment to its application filed in Docket 47726 requesting a certificate of public convenience and necessity authorizing American to perform scheduled foreign air transportation between Nashville and London. On the same date, the Metropolitan Nashville Airport Authority ("Nashville") filed a motion in Docket 47726 requesting the Department to transfer to Nashville the designation currently held by Baltimore-Washington International Airport ("**BWI**") as a London gateway and grant American's application for Nashville-London certificate authority. On April 8, 1993, American filed another application for U.S.-London authority, this time requesting in Docket 48744 a certificate authorizing it to operate service between Raleigh-Durham and London. On the same date, the Raleigh-Durham parties filed a petition in Docket 48743 requesting that the Department transfer to Raleigh-Durham the designation of Charlotte as a U.S. gateway to London under the Bermuda 2 bilateral agreement.

2. Delta is concurrently filing a Consolidated Answer to the applications of American for Nashville-London and Raleigh/Durham-London authority, the Nashville Motion for Designation and the Raleigh-Durham Petition for Designation. For the reasons set forth in Delta's Consolidated Answer (which Delta adopts and incorporates by reference herein), American's

application and the request for designation are mutually exclusive to Delta's application for Salt Lake City-London authority and Delta's request for designation of Salt Lake City as a U.S. gateway to London under the Bermuda 2 agreement

Based upon longstanding DOT policy and precedent and under the Ashbacker doctrine, the above-captioned requests must be consolidated for comparative consideration and decision in a carrier-selection/gateway-selection proceeding.

WHEREFORE, the Department should grant the Motion of Delta Air Lines, Inc. to modify scope by consolidating all of the above-captioned applications and Petition for contemporaneous consideration and decision by the Department.

Respectfully submitted,



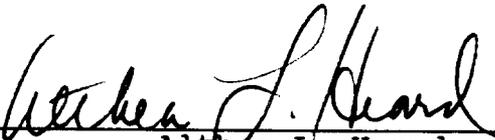
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0478:154rxc.93

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion was served this 19th day of April, 1993 on all persons listed on the attached service list.



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