



U.S. Department of
Transportation
Office of the Secretary
of Transportation

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NOTICE OF ACTION TAKEN

Docket OST-97-3284 - 1

This serves as interim notice to the public of the action described below, taken orally by the Department official indicated; the confirming order or other decision document will be issued as soon as possible.

Applicant: **Antonov Design Bureau**

Date Filed: December 23, 1997

Relief requested: Exemption from 49 U.S.C. 40109(g) to operate one one-way emergency cabotage cargo charter flight between Wilmington, OH, and Seattle/Boeing Field, WA, carrying up to three outsized GE90 engines plus ancillary equipment, on or about December 29, 1997, for installation on Boeing's 777 aircraft.

Applicant representative: Sheryl R. Israel 202-663-8312

Responsive pleadings: Antonov served its application on those U.S. carriers operating large all-cargo aircraft. Each carrier indicated that it did not have aircraft available to conduct the proposed operations, and that it had no comment or did not oppose grant of the requested authority to Antonov.

DISPOSITION

Action: **APPROVED**

Action date: **DECEMBER 24, 1997**

Effective dates of authority granted: **DECEMBER 29, 1997, thru JANUARY 2, 1998**

Basis for approval: We found that our action was consistent with all the relevant criteria of 49 U.S.C. 40109(g) for the grant of an exemption of this type, and that the grant of this authority was required in the public interest. Moreover, based on the representations of the U.S. carriers, we concluded that no U.S. carrier had aircraft available which could be used to conduct the operation at issue here. We also found that grant of this authority would prevent unreasonable hardship to General Electric and Boeing.

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated:

- Standard exemption conditions
 Foreign air carrier permit conditions

Special conditions: The applicant shall comply with an FAA-approved flight routing for the authorized flight.

Action taken by: Charles A. Hunnicutt
Assistant Secretary for Aviation
and International Affairs

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