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UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

Issued by the Department of Transportation on September 4, 2002

NOTICE OF ACTION TAKEN -- DOCKET OST 2001-10026 - 6

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Application of Northwest Airlines, Inc. filed 5/10/02 to:

XX Renew allocation of the weekly round-trip U.S.-Philippine Route 2 all-cargo frequency previously granted to Northwest in the above-captioned docket.¹

Applicant rep: Megan Rae Rosia (202) 842-3193 DOT Analyst: Gerald Caolo (202) 366-2406

DISPOSITION

XX **Granted, subject to conditions** (see below)

The action above was effective when taken: September 4, 2002, and will remain in effect through September 4, 2003, provided that Northwest continues to hold the necessary underlying economic authority to operate U.S.-Philippine all-cargo service.

Action taken by: **Paul L. Gretch, Director**
Office of International Aviation

XX **Authority granted is consistent with the aviation agreement between the United States and the Philippines.**

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

XX **Holder's certificates of public convenience and necessity**

(See Reverse Side)

¹ Northwest states that it is currently using the frequency to operate a weekly all-cargo flight in the U.S.-Manila market via Tokyo. Northwest is seeking the allocation for a period of one year. In addition to the one frequency at issue here, Northwest also holds two other weekly frequencies for its U.S.-Philippine all-cargo service. (See Notices of Action Taken dated September 21, 1998, and February 23, 2001, in Dockets OST-98-4267 and OST-2001-8922, respectively.)

Conditions: Consistent with our standard practice, the frequency allocation granted is subject to the condition that if the frequency is not used for a period of 90 days, the allocation will expire automatically and the frequency will revert to the Department for reallocation.

Remarks: The authority for which Northwest requested renewal expired July 10, 2002, but had been kept in force pursuant to the provisions of the Administrative Procedure Act, 5 U.S.C. 558(c), as implemented by 14 CFR Part 377, pending action on its timely filed renewal application.

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) our action was consistent with Department policy; (2) grant of the application was consistent with the public interest; and (3) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within seven (7) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:
http://dms.dot.gov/reports/reports_aviation.asp*