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

Served: December 8, 2003

Application of Evergreen International Airlines, Inc.

and

Application of Kalitta Air, L.L.C.

NOTICE SHORTENING ANSWER PERIOD

Docket OST-2002-14049 - 97

On December 2, 2003, and December 3, 2003, Evergreen International Airlines, Inc., and Kalitta Air, LLC, respectively, filed, and served on parties to the proceeding in Docket OST-2002-14049, separate applications for exemption from the startup condition of their respective awards in the *2002/2003 Hong Kong Fifth-Freedom All-Cargo Frequency Proceeding*, Docket OST 2002-14049. Under the terms of Order 2003-9-9, which awarded these carriers frequencies, each carrier was allocated frequencies in specific markets for an indefinite period, provided that the selected carrier inaugurates service within 90 days of the service of the order (i.e., by December 11, 2003). Both applicants cite problems in being able to begin services at Seoul, Korea.

Under the Department's regulations (14 CFR 302.6(d)), answers to the applications would be due on December 11, 2003, the same date that, by terms of Order 2003-9-9, the carriers' authority would expire if not inaugurated. Although the applicants have stated they would poll parties as to their position of the separate requests, we are shortening the answer period to 12:00 noon Tuesday, December 9, 2003, to give the Department time to consider any comments that may be filed concerning the applicants' requests.

Therefore, acting under authority assigned in 14 CFR 385.3, we will shorten the answer period and will require that answers to the above-captioned applications be filed no later than 12:00 noon Tuesday, December 9, 2003, and that replies to any answers be filed no later than 10:00 a.m. Wednesday, December 10, 2003.

We will serve this notice by facsimile on all interested parties served with the application and we authorize answers and replies to be served by facsimile or email.

PAUL L. GRETCH
Director, Office of International Aviation

(SEAL)

Dated: December 8, 2003

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http://dms.dot.gov/reports/reports_aviation.asp*