



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, DC

Issued by the Department of Transportation on February 24, 2004
NOTICE OF ACTION TAKEN -- DOCKET OST-2004-17139

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 **American Airlines, Inc.** filed **2/18/04** for:

XX Permanent allocation of three weekly U.S.-Brazil combination frequencies to provide the following service:

Increase its nonstop frequencies in the Miami-Sao Paulo market from four days a week to daily, effective June 1, 2004. In its application, American states that it would poll parties served with the application and urges the Department to grant the application on an expedited basis in order for American to begin promotional and sales activities. By letter dated February 23, 2004, American states that it polled all parties, and that there were no objections to its request.

Applicant rep: **Carl B. Nelson, Jr. (202) 496-5647** DOT Analyst: **Linda Senese (202) 366-2367**

DISPOSITION

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

The above action was effective when taken: **February 24, 2004**, and will remain in effect indefinitely, subject to conditions described below.¹

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

XX **The authority granted is consistent with aviation agreement between the United States and Brazil.**

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**

Conditions: Consistent with our standard practice, the frequency allocation granted is subject to the condition that if any of the frequencies are not used for a period of 90 days, the allocation as to that unused frequency will expire automatically and the frequency will revert to the Department for reallocation. The 90-day dormancy period will begin on June 1, 2004, the date on which American proposes operations with these frequencies.

Remarks: We acted on this application without awaiting expiration of the 15-day answer period with the consent of all parties served.

¹ Because we are imposing our standard conditions, we refer to the award as indefinite rather than permanent. See Order 2003-8-4 at 6, n.9.

(See Reverse Side)

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On the basis of data officially noticeable under Rule 24(g) of the Department's regulations, we found the applicant qualified to provide the services authorized.

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) our action was consistent with Department policy and (2) grant of the authority was consistent with the public interest. 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