



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

Served: April 27, 2004

Notice Extending Answer Period

Docket OST-2004-17279

On April 15, 2004, United Parcel Service Co. (UPS) filed in the captioned docket an application for three weekly all-cargo Hong Kong fifth-freedom frequencies made available effective October 26, 2004, by the 2002 Memorandum of Understanding between the United States and Hong Kong. UPS states that it will use two of the frequencies in the Hong Kong-Bangkok market and one in the Hong Kong-Singapore market in October 2004.

Under the Department's regulations (14 CFR 302.307), answers to this application would be due April 30, 2004. On April 19, we shortened the answer period for this application to April 22, 2004.

On April 22, 2004, Federal Express (FedEx) filed a motion for extension of time to comment on the UPS application until April 30, 2004.¹ FedEx states that it is considering whether it may be interested in one or more of the limited frequencies in the subject UPS application. FedEx also requested that the Department grant its previous Joint Motion for allocation (filed with Northwest and Polar) and that the UPS application not delay ruling on the Joint Motion.

On April 23, 2004, UPS filed an answer to the motion for extension of time, noting that no carrier other than FedEx had filed a response to the UPS application and no carrier had objected to the UPS application. UPS requests that its application (as well as the Joint Motion of FedEx, Northwest, and Polar for Hong Kong-Korea frequencies) be ruled on favorably by the Department.

In the circumstances presented and in order to have a complete record of positions on the subject application, we have decided to grant the FedEx motion for extension of the answer period and to reinstate April 30, 2004, as the answer period for the subject application.²

¹ FedEx polled persons served with the Motion and received concurrence from Northwest and Polar as well as an indication from UPS that it would not require the full answer period to file an answer to the Motion.

²Under our regulations, this means that replies to any answer filed will be due May 11, 2004.

We will serve this notice by email or facsimile to FedEx, Northwest, Polar, and UPS, and we authorize comments to be served by facsimile or email.

By:

PAUL L. GRETCH
Director, Office of International Aviation

(SEAL)

Dated: April 27, 2004

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