



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

Served: July 30, 2004

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2004 U.S.-Mexico Combination Service Proceeding

DOCKET OST-2004-18692

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NOTICE

By Order 2004-7-17, July 21, 2004, we instituted the *2004 U.S.-Mexico Combination Service Proceeding*, Docket OST-2004-18692, to select one primary and one backup carrier, to provide foreign air transportation of persons, property, and mail over the following transborder routes: Denver-Cancun, Denver-Puerto Vallarta, Detroit-Cancun, and St. Louis-Cancun. We consolidated the already-filed applications into this proceeding. In addition, the Order established a procedural timetable for this case, calling for Petitions for Reconsideration, July 28; Answers to Petitions, August 2; Direct Exhibits, August 16; Rebuttal Exhibits, August 30; and Briefs, September 7.

On July 27, 2004, Frontier Airlines, Inc. filed a petition for reconsideration requesting additional time on the procedural schedule. The carrier states that the time schedule listed in the Order involves a time period in which carrier representatives are focusing on a variety of planning and scheduling issues including developing winter schedules. In addition, they are also responding to rapidly changing industry conditions. Therefore, Frontier recommends that the procedural schedule be slightly modified by extending each of the dates stated above so that Petitions for Reconsideration, no change; Answers to Petitions, August 9; Direct Exhibits, August 23; Rebuttal Exhibits, September 7; and Briefs, September 17.

In view of the immediate availability of the route rights, and in light of the carrier interest to commence services on these routes as soon as possible, and given our stated intent to process this case on an expedited procedural schedule, we have decided not to change the requirement that answers to petitions for reconsideration be filed as stated above (*i.e.*, August 2, 2004).¹ However, we will defer action on the balance of the request until after receipt of answers to the petition.

Therefore, acting under authority assigned in 14 CFR 385.13(p), we deny the request to modify the due date for the answers to petitions for reconsiderations and require that answers to the petitions be filed August 2. We defer a decision on the balance of the request of Frontier.

¹ Order 2004-7-17, at 4.

We will serve this notice by electronic mail on all parties to this proceeding, and hereby authorize service of documents by facsimile and by electronic mail.

By:

PAUL L. GRETCH
Director, Office of International Aviation

(SEAL)

Dated: July 30, 2004

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