

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

_____)	
Application of)	
)	
MITCHELL ENTERPRISES LIMITED)	
D/B/A REGIONAL AIR SERVICES)	DOCKET DOT-OST-2008-0319
)	
for an exemption from 49 U.S.C. § 41301)	
(Bahamas-Florida charters))	
_____)	

APPLICATION OF MITCHELL ENTERPRISES LIMITED D/B/A
REGIONAL AIR SERVICES FOR RENEWAL OF AN EXEMPTION

Communications with respect to this document should be sent to:

John R. Mietus, Jr.
Law Office of John Mietus, LLC
6701 Democracy Blvd., Suite 300
Bethesda, MD 20817-7500
(202) 747-5212
(240) 396-5362 fax
john@mietuslaw.com

Counsel for MITCHELL ENTERPRISES
LIMITED D/B/A REGIONAL AIR SERVICES

NOTICE: Any person may support or oppose this application by filing an answer and serving a copy of the answer on counsel for Regional Air Services and upon persons served with this application no later than December 27, 2010.

December 10, 2010

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

_____)	
Application of)	
MITCHELL ENTERPRISES LIMITED)	
D/B/A REGIONAL AIR SERVICES)	DOCKET DOT-OST-2008-0319
for an exemption from 49 U.S.C. § 41301)	December 10, 2010
(Bahamas-Florida charters))	
_____)	

APPLICATION OF MITCHELL ENTERPRISES LIMITED D/B/A
REGIONAL AIR SERVICES FOR RENEWAL OF AN EXEMPTION

Pursuant to 49 U.S.C. § 40109(c), Mitchell Enterprises Limited d/b/a Regional Air Services (“Regional Air”) respectfully requests renewal of the above-captioned exemption, granted by Notice of Action Taken dated December 17, 2009 (the “Notice”), for an additional, one-year period. The Notice permits Regional Air to engage in charter foreign air transportation of persons, property, and mail between a point or points in the Bahamas and a point or points in Florida, and other charters pursuant to 14 CFR Part 212 of the Department’s regulations, using small aircraft. Regional Air intends to invoke the automatic extension provisions of 5 U.S.C. § 558(c) and Part 377 of the Department's Special Regulations. In support of this application, Regional Air states as follows:


1. Regional Air is a Bahamian flag carrier and operates Bahamas-U.S. charter service under the above-captioned charter authority. It remains licensed by the Bahamian Department of Civil Aviation to perform charter air transportation, and Bahamas-U.S. charter operations remain governed by principles of comity and reciprocity that support the Department’s continued grant of authority. *See, e.g., Sky Bahamas Airline*, Notice of Action

Taken dated November 12, 2009 in Docket OST-2003-15552.

2. Under 49 U.S.C. § 40109(c), the Department may grant an exemption if it finds that such a grant is consistent with the public interest. In issuing the Notice, the Department recognized that the licensing of Regional Air by its homeland government to operate as a charter air carrier is sufficient under the U.S.-Bahamas aviation relationship to justify exemption authority. The same findings remain warranted today. Moreover, the public interest is clearly served by maintaining a variety of competitive air service options between Florida and the Bahamas.

WHEREFORE, Mitchell Enterprises Limited d/b/a Regional Air Services (“Regional Air”) respectfully requests that the Department renew the above-captioned exemption and grant such other relief as may be necessary or proper.

Respectfully submitted,



John R. Mietus, Jr.
LAW OFFICE OF JOHN MIETUS, LLC
6701 Democracy Boulevard, Suite 300
Bethesda, MD 20817
(202) 747-5212
john@mietuslaw.com

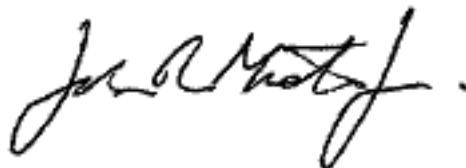
Counsel for MITCHELL ENTERPRISES LIMITED
D/B/A REGIONAL AIR SERVICES

December 10, 2010

CERTIFICATE OF SERVICE

I hereby certify that I have, this 10th day of December, 2010 caused a copy of the foregoing Application for Renewal to be served by electronic mail on the following persons:

efaberman@wrf.com for AirTran
carl.nelson@aa.com for American and American Eagle
jrichardson@johnlrichardson.com for Amerijet
pmurphy@lopMurphy.com for Arrow Cargo
reohn@hhlaw.com for Atlantic Southeast and Shuttle America
hkamen@coair.com for Continental and Continental Connection
sascha.vanderbellen @ delta.com for Delta and Delta Connection
john.palo@evergreenairlines.com for Evergreen
dhacke@gulfstreamair.com for Gulfstream Intl Airlines
jhill@dowlohn.com for JetBlue
jamestello@earthlink.net for Miami Air
jyoung@yklaw.com for Spirit
john.fredericksen@suncountry.com for MN (Sun Country)
jeffrey.manley@united.com for United
dvaughan@kelleydrye.com for UPS
howard_kass@usairways.com for US Airways
sharfst@usa3000airlines.com for USA 3000



John R. Mietus, Jr.