

Order 98-4-23

Served: April 28, 1998



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

Issued by the Department of Transportation
on the 22nd day of April, 1998

In the matter of the revocation of the interstate and foreign charter and interstate scheduled certificates under 49 U.S.C. 41102, and the all-cargo air transportation certificate under 49 U.S.C. 41103 issued to

**TARGET AIRWAYS, LTD.
d/b/a GREAT AMERICAN AIRWAYS**

pursuant to the provisions of 14 CFR 204.7

**Dockets 49289
OST-95-797**

ORDER REVOKING CERTIFICATES

Target Airways, Ltd. d/b/a Great American Airways (“Target”) holds certificates of public convenience and necessity authorizing it to engage in interstate and foreign charter and interstate scheduled air transportation of persons, property, and mail, in accordance with section 41102 of Title 49 of the United States Code (“the Statute”). It also holds an all-cargo air transportation certificate under section 41103 of the Statute.¹

¹ Target’s certificate authority was originally issued in the name Great American Airways, Inc., by Order 80-12-54, December 11, 1980 (interstate all-cargo); and Orders 80-7-44, July 10, 1980, and 80-8-142, August 26, 1980, as amended by Order 81-1-14, January 6, 1981 (interstate and foreign charter). These certificates were reissued in connection with a continuing fitness review by Order 92-6-9, on June 8, 1992. By Orders 93-12-33, served December 23, 1993, and 94-2-27, served February 17, 1994, the carrier’s fitness was again determined and its certificates reissued on the occasion of the transfer of its authority from Great American Airways, Inc., to Target Airways, Ltd. d/b/a Great American Airways. Target’s scheduled passenger authority was originally issued in the name Great American Airways, Inc., by Order 81-2-102, February 23, 1991; was reissued with its other certificates by Orders 92-6-9 and 93-12-33; but was not made effective until February 17, 1994, by Order 94-3-38. This scheduled passenger authority was made effective for one year (*i.e.*, until March 2, 1995); however, Target ceased its scheduled passenger operations on June 10, 1994. In 1996, Target filed a new application in Docket OST-95-797 for

On April 13, 1997, following the FAA's issuance of an Emergency Order of Revocation of its FAA Air Carrier Certificate, Target ceased conducting air transportation operations. By letter dated April 14, 1997, we advised the carrier that, in view of the cessation of operations, its certificate authority was suspended under the provisions of section 204.7 of our rules until either its fitness could be redetermined or one year had elapsed, at which time its authority would be revoked according to the dormancy provisions of that section.

On January 20, 1998, we reminded Target that the one-year period in which it had to file a notice of its intent to resume operations had nearly expired and that, unless we received such a notice by February 27, or a request for an exemption from revocation by April 13, we would revoke Target's certificate authority without further notice.

The one-year dormancy period has now expired and we have received no communications from Target regarding any intent to resume operations. Under these circumstances, we have decided to revoke for reasons of dormancy Target's certificate authority. This action is without prejudice to the company's reapplying for such authority in the future.

ACCORDINGLY, acting under authority assigned by the Department in its Regulations, 14 CFR 385.12(b)(1):

1. We revoke the certificates of public convenience and necessity and the all-cargo air transportation certificate reissued to Target Airways, Ltd., d/b/a Great American Airways by Orders 93-12-33 and 95-12-39, authorizing it to engage in interstate charter air transportation of persons, property, and mail, interstate all-cargo air transportation, and interstate scheduled air transportation of persons, property, and mail.²

2. We will serve a copy of this order on the persons listed in Attachment A.

Persons entitled to petition the Department for review of this order, under 14 CFR 385.30, may file their petitions within 10 days of the date of service of this order.

interstate scheduled passenger authority, which was issued to the carrier by Order 95-12-39, on December 22, 1995.

² By this order we revoke only Target's interstate certificates. Revocation of the certificate authorizing it to engage in foreign charter air transportation is subject to Presidential review in accordance with section 41307 of the Statute and will be handled in a separate order.

This order shall be effective and become the final action of the Department of Transportation upon expiration of the above period unless, within such period, a petition for review is filed or the Department gives notice that it will review this order on its own motion.

By:

JOHN V. COLEMAN
Director
Office of Aviation Analysis

(SEAL)

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<http://dms.dot.gov>*

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