



December 15, 2003

Docket Management Facility
US Department of Transportation
400 Seventh Street SW.
Nassif Building, Room PL-401
Washington, DC 20590-0001

Re: Petition for Exemption

To Whom It May Concern:

Background

Pursuant to Section 11.25 of the Federal Aviation Regulations, Sunset Aviation, Inc., respectfully requests an exemption from Section 91.207 (F) (1) of the Federal Aviation Regulation and any other regulation necessary to allow it to operate its fleet of aircraft without an approved automatic Emergency Locator Transmitter installed for a period of 12 additional months. The request for an additional 12 months is due to the unavailability of approved automatic Emergency Locator Transmitters and antennas.

Sunset Aviation, Inc. requests relief from Section 91.207 (F) (1) which states, in pertinent part:

(a) Except as provided in paragraphs (e) and (f) of this section, no person may operate a U.S.-registered civil airplane unless --

(1) There is attached to the airplane an approved automatic type emergency locator transmitter that is in operable condition for the following operations, except that after June 21, 1995, an emergency locator transmitter that meets the requirements of TSO-C91 may not be used for new installations:

(i) Those operations governed by the supplemental air carrier and commercial operator rules of parts 121 and 125;

(ii) Charter flights governed by the domestic and flag air carrier rules of part 121 of this chapter; and

(iii) Operations governed by part 135 of this chapter; or

(2) For operations other than those specified in paragraph (a)(1) of this section, there must be attached to the airplane an approved personal type or an approved automatic type emergency locator transmitter that is in operable condition, except that after June 21, 1995, an emergency locator transmitter that meets the requirements of TSO-C91 may not be used for new installations.

(f) Paragraph (a) of this section does not apply to --

(1) Before January 1, 2004, turbojet-powered aircraft;



The exemption request would apply to the following aircraft operated by Sunset Aviation, Inc.:

- 1) Registration: 219SJ
Make: Raytheon 400A
Serial Number: RK-219
- 2) Registration: 388GM
Make: Citation 500
Serial Number: 500-0323
- 3) Registration: 420DH
Make: Raytheon 400A
Serial Number: RK-326
- 4) Registration: 48MF
Make: Raytheon 400A
Serial Number: RK-218
- 5) Registration: 717DM
Make: Citation 550
Serial Number: 550-0436

Granting the Petition would not Adversely Affect Safety

Sunset Aviation operates the above mentioned aircraft in accordance with FAR 135 charter operations, under the Air Carrier Certificate Number: S9NA810Y. Air carrier operations are closely monitored by the Air Traffic Control System, which ensures a high level of safety for the location of the aircraft at all times. Without an approved automatic Emergency Locator Transmitter, which will not be available for a short period of time, the proposed exemption will not adversely affect aviation safety.

Not Granting the Petition would Adversely affect Economics

The inability to fly our aircraft after January 1, 2004, without an approved automatic Emergency Locator Transmitter would impose a substantial financial burden. Granting the proposed exemption would generate benefits in the form of cost relief for both Sunset Aviation, Inc. and its customers.

Good Cause exists to Dispense with Publication and Comment Procedures

A delay for publication and comment procedures in the federal register would be detrimental because it would place significant economic hardship on Sunset Aviation, Inc. and its customers.

Pursuant to Section 11.25(d) of the FAR, a summary of this petition is attached.

Sincerely,

Mike Hammond
Director of Maintenance



Summary

Pursuant to Section 11.25 of the Federal Aviation Regulations, Sunset Aviation, Inc., respectfully requests an exemption from Section 91.207 (F) (1) of the Federal Aviation Regulation and any other regulation necessary to allow it to operate its fleet of aircraft without an approved automatic Emergency Locator Transmitter installed for a period of 12 additional months. The request for an additional 12 months is due to the unavailability of approved automatic Emergency Locator Transmitters and antennas.