

BEFORE THE  
DEPARTMENT OF TRANSPORTATION  
WASHINGTON, D.C.

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Joint Application of )  
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 AEROVIAS DE MEXICO, S.A. DE C.V. )  
 and AEROLITORAL, S.A. DE C.V. ) Docket OST-2008-  
 )  
 for Exemption Under 49 U.S.C. 40109 and a )  
 Statement of Authorization Under 14 C.F.R. Part )  
 212 (Hermosillo-Albuquerque/San Francisco/San )  
 Diego; Chihuahua-Albuquerque) )  
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JOINT APPLICATION OF AEROVIAS DE MEXICO, S.A. DE C.V. AND  
AEROLITORAL, S.A. DE C.V. FOR EXEMPTION AND  
CODE SHARE STATEMENT OF AUTHORIZATION

Communications with respect to this document may  
be served upon:

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Counsel for Aerovias de Mexico, S.A. de C.V.  
and Aerolitoral, S.A. de C.V.

**NOTICE:** Any person may support or oppose this application by filing an  
answer and serving a copy of the answer on counsel for Joint  
Applicants, and upon persons served with this application, no later  
than July 15, 2008.

DATED: June 19, 2008

BEFORE THE  
DEPARTMENT OF TRANSPORTATION  
WASHINGTON, D.C.

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JOINT APPLICATION OF AEROVIAS DE MEXICO, S.A. DE C.V. AND  
AEROLITORAL, S.A DE C.V. FOR EXEMPTION AND  
CODE SHARE STATEMENT OF AUTHORIZATION

Pursuant to 49 U.S.C. § 40109(c) and 14 C.F.R. Part 212, Aerovias de Mexico, S.A. de C.V. ("Aeromexico") and Aerolitoral, S.A. de C.V. d/b/a Aeromexico Connect ("Aerolitoral") (collectively, the "Joint Applicants") respectfully request that the Department grant the following authorizations to permit the Joint Applicants to expand their Mexico-U.S. code-share/blocked space services:

a. Exemption authority for one year to Aeromexico to the extent necessary to permit it to engage in scheduled foreign air transportation of persons, property and mail between Hermosillo, Mexico, on the one hand, and Albuquerque, New Mexico, San Francisco and San Diego, California, on the other, by displaying its "AM" code on flights operated by Aerolitoral. Aeromexico currently holds exemption authority to provide

service between Chihuahua, Mexico, and Albuquerque, New Mexico in Docket OST-2008-0028.

b. Exemption authority for one year to Aerolitoral to the extent necessary to permit it to engage in scheduled foreign air transportation of persons, property and mail between (1) Hermosillo, Mexico, on the one hand, and Albuquerque, New Mexico and San Francisco and San Diego, California, on the other, and (2) Chihuahua, Mexico, and Albuquerque, New Mexico.

c. Statement of authorization for an indefinite period to permit Aerolitoral to display Aeromexico's "AM" designator code on flights operated by Aerolitoral on the routes listed in paragraph (b) above.

It is intended that the daily nonstop service be commenced on September 1, 2008 with regional jet aircraft.

In support of this application, the Joint Applicants state as follows:

1. Aeromexico is a flag carrier of the United Mexican States and currently holds a foreign air carrier permit, which authorizes service between Mexico and numerous U.S. points. Order 91-5-25. Pursuant to its permit and various exemption authorities, Aeromexico provides extensive service between Mexico and the United States, with some of that service being provided under its code sharing agreement with Aerolitoral.

2. Aerolitoral is a flag carrier of the United Mexican States and currently holds exemption authority, which authorizes service between Mexico and a number of U.S. points. Pursuant to that authority, Aerolitoral generally provides service between Mexico and the United States under Aeromexico's "AM" code.

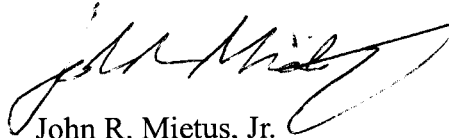
3. By this application, Aeromexico seeks exemption authority to provide air service between Hermosillo, on the one hand, and Albuquerque, San Francisco and San Diego, on the other, by displaying its "AM" code on flights operated on those routes by Aerolitoral. It also intends to serve the Chihuahua-Albuquerque market, for which it currently holds exemption authority, by displaying its code on Aerolitoral flights.

4. Annex 1 to the 1960 Air Transport Agreement, as amended, between the United Mexican States and the United States, provides that a carrier designated by the Government of Mexico is entitled to operate "[f]rom a point or points in Mexico to a point or points in the United States." By letter dated February 27, 2008, a copy of which is attached, the Direccion General de Aeronautica Civil requested that the Secretaria de Relaciones Exteriores designate Aerolitoral under Annex I for the four routes in question. Similarly, by letter dated May 27, 2008, a copy of which also is attached, the Direccion General de Aeronautica Civil requested that pursuant to Annex III, the Secretaria de Relaciones Exteriores notify the U.S. that Aeromexico had been authorized to serve the routes in question by displaying its code on flights operated by Aerolitoral. Consequently, the exemption and code share authorization are consistent with the agreement and, therefore, the public interest.

Moreover, the benefits which the new service will generate for business travelers, tourists, and shippers alike further demonstrate that the exemption and code share are consistent with the public interest. The proposed service will improve the available air service and facilitate travel in the Mexico-U.S. market to the benefit of the public.

WHEREFORE, Aerovias de Mexico, S.A. de C.V., and Aerolitoral, S.A. de C.V.  
respectfully request that the Department grant the exemption and statement of  
authorization sought herein.

Respectfully submitted,



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Counsel for Aerovias de Mexico, S.A. de C.V.  
and Aerolitoral, S.A. de C.V.

DATED: June 19, 2008

**SUBSECRETARÍA DE TRANSPORTE  
DIRECCIÓN GENERAL DE AERONÁUTICA CIVIL  
4.1.102.307.-**

Folio: 342

**LIC. JOEL HERNANDEZ G.**  
Consultor Jurídico  
Secretaría de Relaciones Exteriores  
Plaza Juárez 20, Col Centro  
Col. Centro, 06010  
México, D.F.

SECRETARÍA DE  
COMUNICACIONES  
Y TRANSPORTES



México, D.F., a 27 de febrero de 2008

En relación al Convenio sobre Transportes Aéreos suscrito por los gobiernos de los Estados Unidos Mexicanos y los Estados Unidos de América el 15 de agosto de 1960, tal como ha sido prorrogado, enmendado y modificado, solicito atentamente informar a las autoridades estadounidenses correspondientes sobre la **designación** de la empresa: **AEROLITORAL, S.A. DE C.V.**, para operar en los siguientes pares de ciudades:

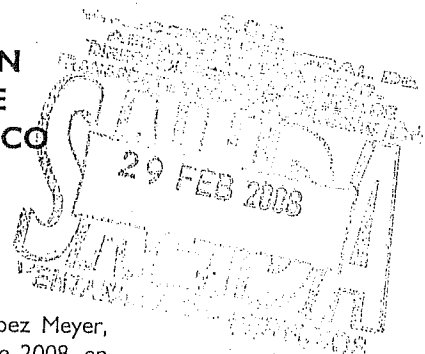
**HERMOSILLO - ALBUQUERQUE**  
**HERMOSILLO - SAN FRANCISCO**  
**HERMOSILLO - SAN DIEGO**  
**CHIHUAHUA - ALBUQUERQUE (Doble Designación)**

Sin más por el momento, aprovecho la oportunidad para reiterar a Usted mi consideración distinguida.

**ATENTAMENTE  
SUFRAGIO EFECTIVO. NO REELECCIÓN  
EL DIRECTOR GENERAL ADJUNTO DE  
TRANSPORTE Y CONTROL AERONÁUTICO**

**LIC. FERNANDO SILVA JIMÉNEZ**

Quien firma en ausencia y por acuerdo del Lic. y P.A. Gilberto López Meyer, emitido mediante Oficio No. 4.1.000415 de fecha 22 de febrero de 2008, en términos de lo dispuesto por los Artículos 14, 16 y 18 de la Ley Orgánica de la Administración Pública Federal, y 10 fracción XVI, 18 y 39 del Reglamento Interior de la Secretaría de Comunicaciones y Transportes.



AMM/RGG/rhb\*

- c.c.p. - Lic. Manuel Rodríguez Arregui.- Subsecretario de Transporte.-Pte.
- c.c.p. Dirección General.-Pte.
- c.c.p. Departamento de Transporte Aéreo Regular Internacional.- Pte.
- c.c.p. Aerolitoral, S.A. de C.V.- Paseo de la Reforma No. 45, piso 10.- Pte.

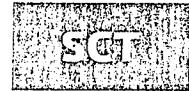
**SUBSECRETARÍA DE TRANSPORTE**  
**DIRECCIÓN GENERAL DE AERONÁUTICA CIVIL**  
4.1.102.307.-1173

**LIC. JOEL HERNÁNDEZ G.**

Consultor Jurídico  
Secretaría de Relaciones Exteriores  
Plaza Juárez 20,  
Col. Centro, 06010  
México, D.F.



SECRETARÍA DE  
COMUNICACIONES  
Y TRANSPORTES



México, D.F., 27 de mayo de 2008

En relación al Convenio sobre Transportes Aéreos suscrito por los gobiernos de los Estados Unidos Mexicanos y los Estados Unidos de América el 15 de agosto de 1960, tal como ha sido prorrogado, enmendado y modificado, solicito atentamente informar a las autoridades norteamericanas correspondientes, sobre la autorización que se hace a favor de la empresa **AEROVÍAS DE MÉXICO, S.A. DE C.V.**, para comercializar vuelos regulares mixtos, en código compartido entre los pares de ciudades y con la empresa que a continuación se detallan:

RUTAS	OPERADA POR
HERMOSILLO - ALBUQUERQUE HERMOSILLO - SAN FRANCISCO HERMOSILLO - SAN DIEGO CHIHUAHUA - ALBUQUERQUE	AEROLITORAL, S.A. DE C.V. "Aeromexico Connect"

Sin más por el momento, aprovecho la oportunidad para reiterar a Usted mi más atenta y distinguida consideración.

**ATENTAMENTE**  
**SUFRAGIO EFECTIVO. NO REELECCIÓN**  
**EL DIRECTOR GENERAL**

**LIC. y P.A. GILBERTO LÓPEZ MEYER**

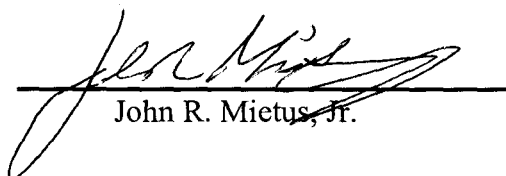
FSJ/AMM/RGG/rhb\*

c.c.p. Ing. Humberto Treviño Landois.- Subsecretario de Transporte.-Pte.  
c.c.p. Dirección General.- Pte  
c.c.p. Dirección de Desarrollo Estratégico.-Pte.  
c.c.p. Departamento de Transporte Aéreo Regular Internacional.- Pte  
c.c.p. Aerovías de México S.A. de C.V.- Av. Paseo de la Reforma No. 445 Col. Cuauhtémoc  
c.c.p. Aerolitoral, S.A. de C.V.- Paseo de la Reforma No. 45, piso 10.- Pte.

CERTIFICATE OF SERVICE

I hereby certify that I have this 19th day of June, 2008, caused a copy of the foregoing Joint Application of Aerovias de Mexico, S.A. de C.V., and Aerolitoral, S.A. de C.V. for Exemption and Statement of Authorization to be served by electronic mail upon the following persons:

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John R. Mietus, Jr.