

**BEFORE THE  
DEPARTMENT OF TRANSPORTATION  
WASHINGTON, D.C.**

Application of

**AERO PERSONAL, S.A. de C.V.**

for an exemption from 49 U.S.C. § 41301  
(U.S./Mexico Charter Air Transportation)

Docket DOT-OST-1996-1562

APPLICATION OF  
**AERO PERSONAL, S.A. de C.V.**  
FOR RENEWAL OF EXEMPTION

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Aero Personal, S.A. de C.V.

August 24, 2020

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Pursuant to 49 U.S.C. §40109 and Subpart C of the Department's Rules of Practice, Aero Personal, S.A. de C.V., hereby applies for renewal of its exemption from 49 U.S.C. §41301, which grants Aero Personal the full scope of passenger charter rights available under the Air Transport Agreement between the United States and Mexico signed on December 18, 2015.<sup>1/</sup> Aero Personal specifically seeks renewal of its authority to conduct passenger charter operations, using small aircraft, in foreign air transportation between any point or points in Mexico and any point or points in the U.S.; and from a point or points in Mexico, via an intermediate point or points, to any point or points in the U.S., and beyond, as mutually agreed in writing by U.S. DOT and the former Mexican Dirección General de Aeronáutica Civil ("DGAC"), provided that such service constitutes part of a continuous operation, with or without a change of aircraft, that includes service to Mexico for the purpose of carrying local traffic between

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<sup>1/</sup> Air Transport Agreement Between the Government of the United States of America and the Government of the United Mexican States, signed in Washington, DC, December 18, 2015.

Mexico and the U.S. Aero Personal also seeks authority to conduct other passenger charter operations to and from the U.S., such as seventh-freedom passenger charter operations, subject to the prior approval requirements set forth in 14 C.F.R. Part 212.

Aero Personal requests that the Department renew this exemption for a period of at least two years. Aero Personal invokes the automatic extension provisions of the Administrative Procedure Act, 5 U.S.C. §558(c), as implemented by 14 C.F.R. Part 377, to maintain its exemption authority in effect pending a final Department determination on this renewal application.<sup>2/</sup>

In support of this application, Aero Personal states as follows:

1. Aero Personal continues to be financially fit, and is willing and able to provide charter passenger services using small aircraft. Aero Personal reports that there have been no changes in corporate address, ownership, aircraft, or aircraft liability insurance during the past two years.

The only change to key personnel has been the addition of Ing. Juan Manuel Lomeli Cornejo as Safety and Security Manager. Ing. Lomeli graduated as an aeronautical engineer from IPN ESIME UP of Mexico in 2004, where he specialized in Safety Management Systems. Thereafter, Ing. Lomeli worked for Aero California, S.A. de C.V., Volaris, S.A. de C.V., and Líneas Aéreas Azteca, S.A. de C.V. In 2008, Ing. Lomeli joined Aero Personal's Air Safety and Operations Department. He currently serves as the Safety and Security Manager of Aero Personal, S.A. de C.V. He is a citizen and resident of Mexico.

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<sup>2/</sup> The Department last granted the above authority to Aero Personal pursuant to a Notice of Action Taken issued in this Docket on August 24, 2018, effective through August 24, 2020.

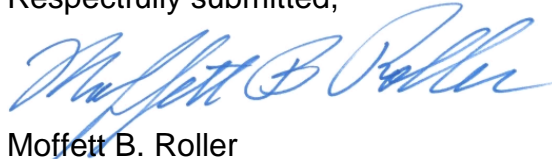
2. Aero Personal's Mexican authority to engage in transborder charter passenger services remains in full force and effect. See Exhibit A for a copy of Aero Personal's current Air Operator Certificate (AOC). Also effective are Aero Personal's Part 129 Operations Specifications, issued by the Federal Aviation Administration.

3. Aero Personal's renewal application is limited in scope and non-controversial. Aero Personal's proposed air transportation services are unchanged from the U.S.-Mexico services that it has performed during the past two years, *i.e.*, air transport services for executives and their guests using small executive jet aircraft.

4. In accordance with the terms of the Air Transport Agreement between the U.S. and Mexico, Aero Personal's exemption authority is in the public interest. Aero Personal's services satisfy a continuing commercial need and foster business activities and economic opportunities between Mexico and the United States.

WHEREFORE, Aero Personal, S.A. de C.V., requests renewal of its authority to engage in charter foreign air transportation of passengers between Mexico and the United States using small aircraft, as set forth herein, and such other relief as may be in the public interest.

Respectfully submitted,



Moffett B. Roller  
Charles M. Greene  
ROLLER & BAUER, PLLC

Attorneys for  
Aero Personal, S.A. de C.V.

August 24, 2020

AERO PERSONAL, S.A. DE C.V.  
APPLICATION FOR RENEWAL OF EXEMPTION

EXHIBIT A

**CERTIFICADO DE EXPLOTADOR  
DE SERVICIOS AEREOS  
(AOC)**

# **CERTIFICADO DE EXPLOTADOR DE SERVICIOS AÉREOS**

(AIR OPERATOR CERTIFICATE)

**AERO PERSONAL, S.A. de C.V.**  
**AOC No. PNL / 2002**

**BOULEVARD DE AVIACIÓN GENERAL LOTE 31  
AEROPUERTO INTERNACIONAL DE TOLUCA  
C.P. 50200 - TOLUCA, EDO. DE MÉXICO.**

**Responsable general de la operación:** Lic. José Pablo Simón Galindo  
(Operation general manager)  
**Teléfono (telephone):** (722) 5480300  
**Fax:** (722) 5480317  
**Correo electrónico (e-mail):** jpsimon@aeropersonal.com.mx

**Datos de contacto operacionales**  
(Operational contact data)

La información de contacto donde se puede ubicar a las autoridades de gestión operacional sin demoras indebidas se proporciona en:  
(Contact information where you can locate the operational management without undue delay provided in)

- Sección A6 de las Especificaciones de Operación anexas al presente certificado (Operations Specifications Section A6 attached to this certificate).

El presente documento certifica que **Aero Personal, S. A. de C. V.** ha cumplido con los requerimientos establecidos en la Ley de Aviación Civil, su Reglamento y Normas Oficiales Mexicanas correspondientes vigentes de los Estados Unidos Mexicanos y demás disposiciones aplicables, en razón de lo cual se le expide el presente certificado que le autoriza a realizar operaciones de transporte aéreo comercial de conformidad con dicha Ley, Reglamento, Normas Oficiales Mexicanas y demás disposiciones aplicables, así como con los términos, condiciones y limitaciones previstos en las especificaciones de operación anexas al presente.

El presente certificado es intransferible y, salvo renuncia de su titular, a menos que sea suspendido, revocado o cancelado, permanecerá vigente durante la fecha indicada, y en caso de que las condiciones y requisitos que sirvieron de base para su otorgamiento no se mantengan actualizados, éste carecerá de validez.

The present document certifies that **Aero Personal, S. A. de C. V.** has met the requirements of the Civil Aviation Law of Estados Unidos Mexicanos and related operating regulations and rules prescribed there under for the issuance of this certificate and is hereby authorized to conduct commercial air transportation operations in accordance with such operating regulations and rules prescribed there and the term, conditions and limitations contained in the attached Operation Specifications.

This certificate is not transferable and, unless sooner surrendered, suspended or revoked, shall continue in effect until the indicated date.

**Director General Adjunto de Aviación**

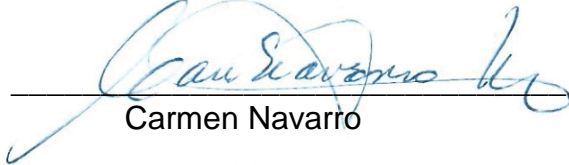
  
**Ing. Pablo Garranza Plata**

**Fecha de emisión (Issue date):** 27 de septiembre de 2018 (September 27th, 2018)  
**Fecha de efectividad (Effective date):** 27 de noviembre de 2018 (November, 27th, 2018)  
**Fecha de vigencia (Expiration date):** 27 de noviembre de 2020 (November, 27th, 2020)

Cualquier modificación en las limitaciones o en los datos del titular del certificado, deberá ser solicitado a la Dirección General de Aeronáutica Civil.  
Cualquier alteración a este certificado sin consentimiento por escrito de la Dirección General de Aeronáutica Civil, será sancionado conforme a lo establecido en la Ley de Aviación Civil.

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing application of Aero Personal, S.A. de C.V. was served upon all parties named on the following Service List via e-mail this 24<sup>th</sup> day of August 2020. No indication was received that any transmission by electronic mail had failed.

  
Carmen Navarro

### SERVICE LIST

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