

**BEFORE THE
U.S. DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Motion of)	
)	
JETBLUE AIRWAYS CORPORATION)	
)	
for confidential treatment under Rule 12)	Docket DOT-OST-2000-8088
(Form 41, Schedule B-7))	
)	
)	

**MOTION OF JETBLUE AIRWAYS CORPORATION
FOR CONFIDENTIAL TREATMENT**

Communications with respect to this document should be sent to:

Robert C. Land
Senior Vice President, Government
Affairs and Associate General Counsel

Adam L. Schless
Director
Aircraft Transactions and
International Counsel

Reese Davidson
Director
International and Regulatory Counsel

JETBLUE AIRWAYS CORPORATION
1212 New York Avenue, N.W.
Suite 1212
Washington, DC 20005
(202) 715-2565
Robert.Land@jetblue.com
Adam.Schless@jetblue.com
Reese.Davidson@jetblue.com

May 26, 2023

**BEFORE THE
U.S. DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Motion of)	
)	
JETBLUE AIRWAYS CORPORATION)	
)	
for confidential treatment under Rule 12)	Docket DOT-OST-2000-8088
(Form 41, Schedule B-7))	
)	
)	

**MOTION OF JETBLUE AIRWAYS CORPORATION
FOR CONFIDENTIAL TREATMENT**

JetBlue Airways Corporation (JetBlue) hereby moves, pursuant to Rule 12 of the Department's Rules of Practice (14 C.F.R. Part 302.12), for confidential treatment of certain information contained in Schedule B-7 of JetBlue's Form 41 filing for the calendar quarter ending March 31, 2023. The Schedules for which JetBlue requests confidential treatment have been submitted separately pursuant to the Department's modified rules for submission of this data, under which a redacted copy need not be filed. JetBlue respectfully requests that the data submitted be withheld from public disclosure for a period of at least ten (10) years. In support of this request, JetBlue states as follows:

1. Under the Freedom of Information Act,¹ privileged and/or confidential commercial and financial information obtained from a private person is exempted from public disclosure requirements due to its sensitive business nature. *See Gulf & Western Industries, Inc. v. United States*, 615 F.2d 527, 529 (D.C. Cir. 1979). The information for which JetBlue, a private party,

¹ 5 U.S.C. § 552(b)(4).

requests confidential treatment is confidential and proprietary commercial and financial information. Public release would cause substantial competitive and financial harm to JetBlue. The information should therefore be withheld from disclosure to the general public.

2. The specific information at issue in this request is cost and realization data relating to JetBlue's airframes and aircraft engines as of March 31, 2023. This information is contained in columns J and L of JetBlue's Schedule B-7 (Airframes and Aircraft Engine Acquisitions and Retirements).² JetBlue has filed this information with all fields completed, including cost data, via the Department's eSubmit system.

3. The Department has previously determined that the confidential and competitively sensitive data contained in Schedule B-7 is entitled to confidential treatment and JetBlue relies on this prior determination here.

WHEREFORE, JetBlue Airways Corporation respectfully requests that the confidential information contained in Schedule B-7 of its Form 41 report for the quarter ending March 31, 2023 be withheld from public disclosure for at least ten (10) years.

Respectfully submitted,



Reese Davidson
Director, International and Regulatory Counsel

May 26, 2023

² See Index A.

INDEX A

Listing of Confidential Information in JetBlue Airways Corporation’s Form 41
filing for the quarter ended March 31, 2023

Title/Description	Location in Document
<u>Schedule B-7</u> Airframes and Aircraft Engine Acquisitions and Retirements	Column J (“Cost”)
<u>Schedule B-7</u> Airframes and Aircraft Engine Acquisitions and Retirements	Column L (“Realization”)