

BEFORE THE  
DEPARTMENT OF TRANSPORTATION  
WASHINGTON, D.C.

Application of

**AERO SERVICIOS AZTECA, S.A. de C.V.**

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

Docket DOT-OST-2006-24007

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

Communications concerning this document may be served upon:

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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 Servicios Azteca, S.A. de C.V. (Azteca), hereby applies for renewal of its exemption from 49 U.S.C. §41301, which grants Azteca 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> Azteca 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 the 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 Mexico

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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.

and the U.S. Azteca 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.

Azteca requests that the Department renew this exemption for a period of at least two years. Azteca 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, Azteca states as follows:

1. Azteca continues to be financially fit, and is willing and able to provide charter passenger services using small aircraft. Azteca reports that there have been no changes in its corporate address, ownership, Mexican authority, aircraft, or aircraft liability insurance during the past two years. Apart from the changes to Azteca's key personnel that are set forth below, Azteca validates and incorporates by reference the information it has previously submitted in this docket.

2. Key Personnel. Azteca reports the following changes to its key personnel:

General Director Lic. Gloria Azucena Valerio Chapa was recently promoted to Azteca's General Director. Upon joining the company in 2011, Lic. Valerio served as the manager of Azteca's fleet. She obtained her professional degree in Business Administration from Universidad Autonoma de Nuevo Leon, Mexico in 2009. Lic. Valerio has nine years of experience in the business aviation field and previously held

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<sup>2/</sup> The Department granted Azteca's current exemption pursuant to a Notice of Action Taken issued in this Docket on August 24, 2018, effective through August 24, 2020.

administrative positions at Vitro, S.A. de C.V., Hospital Christus Muguerza, and Inspec, S.A. de C.V. She is a citizen and resident of Mexico.

Chief Pilot Azteca's new Chief Pilot, was hired in 2013 by Maquinaria Diesel, S.A. de C.V. (MADISA), Azteca's majority shareholder, to be a member of Azteca's aircrew until his recent promotion. Cap. Calvillo has logged 11,867 flight hours in his 31 years as a pilot operating various types of aircraft. Before joining Azteca, Cap. Calvillo worked for Transpais Aereo, Aerolineas Marcos, Regional Cargo, Aerolineas Ejecutivas, TAESA and Aero Litoral. He is a citizen and resident of Mexico.

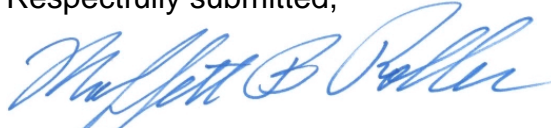
3. Azteca's Mexican authority to engage in transborder charter passenger services remains in full force and effect, as does its U.S. authority pursuant to the company's Part 129 Operations Specifications from the FAA. See Exhibit A for a copy of Azteca's current Air Operator's Certificate (AOC) issued by the former DGAC.

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

5. In accordance with the terms of the Air Transport Agreement between the U.S. and Mexico, Azteca's exemption authority is in the public interest. Azteca's services satisfy a continuing commercial need and foster business activities and economic opportunities that benefit both countries.

WHEREFORE, Aero Servicios Azteca, 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 for such other relief as may be in the public interest.

Respectfully submitted,



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

Attorneys for  
Aero Servicios Azteca, S.A. de C.V.

August 24, 2020

**CERTIFICADO DE EXPLOTADOR  
DE SERVICIOS AEREOS**

**Air Operating Certificate (AOC)**

**SCT**SECRETARÍA DE  
COMUNICACIONES  
Y TRANSPORTESESTADOS UNIDOS MEXICANOS  
SECRETARÍA DE COMUNICACIONES Y TRANSPORTES  
SUBSECRETARÍA DE TRANSPORTE  
DIRECCIÓN GENERAL DE AERONÁUTICA CIVIL**CERTIFICADO DE EXPLOTADOR  
DE SERVICIOS AÉREOS**

(AIR OPERATOR CERTIFICATE)

**AERO SERVICIOS AZTECA, S. A. DE C. V.**  
**AOC Núm. TED / 2005****AV. INDUSTRIALES DEL PONIENTE No. 2300  
SANTA CATARINA, N. L.  
C.P. 66350****Responsable general de la operación:** Luz Maria Cruz Guimbarda  
(Operation General Manager)**Teléfono (telephone):** 81 84 00 40 00 Ext. 210**Fax:****Correo electrónico (e-mail):** lmcruz@madisa.com**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 Servicios Azteca, 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 de vigencia indicada, y en caso de que las condiciones y requisitos que sirvieron de base para su otorgamiento no se mantengan actualizados, carecerá de validez.

*The present document certifies that Aero Servicios Azteca, 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 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 Carranza Plata**

<b>Fecha de emisión (Issue date):</b>	<b>09 de Mayo de 2019</b>	<b>(May 09th, 2019).</b>
<b>Fecha de efectividad (Effective date):</b>	<b>12 de Mayo de 2019</b>	<b>(May 12th, 2019).</b>
<b>Fecha de vigencia (Expiration date):</b>	<b>12 de Mayo de 2021</b>	<b>(May 12th, 2021).</b>

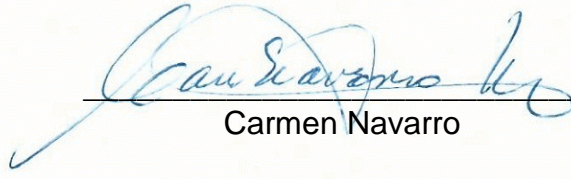
Cualquier modificación en las limitaciones o en los datos del titular del certificado, deberá ser solicitado a la Dirección General de Aeronáutica Civil.

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.

Forma IA - 69/2002 R-1

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Application of Aero Servicios Azteca, S.A. de C.V. was served by email upon the parties on the following Service List 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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