



**U.S. Department
of Transportation**

Office of the Secretary
of Transportation

1200 New Jersey Avenue SE
Washington, DC 20590

DEPARTMENT OF
TRANSPORTATION

2020 MAR -5 A 10: 29

DOCKET OPERATIONS

March 5, 2020

Mr. John R. Mietus, Jr.
Law Office of John Mietus, LLC
12505 Park Potomac Avenue, 6th Floor
Potomac, MD 20854

RE: Dockets DOT-OST-2019-0154 and DOT-OST-2019-0155
Applications of Elevate Jet, LLC
for certificates of public convenience and necessity under 49 U.S.C. 41102 to engage in
interstate and foreign charter air transportation

Dear Mr. Mietus:

We have completed our initial review of the applications and the supplemental information filed by Elevate Jet, LLC ("Elevate Jet") for the determination of its fitness to conduct interstate and foreign charter air transportation of person, property, and mail using three large aircraft.

This review has revealed the need for additional and/or clarifying information before we can complete processing of Elevate Jet's applications. The attached Information Request lists the areas where further and/or clarification information is necessary. I ask that you respond fully to this request within 30 days of the date of this letter. You may upload your response via the web at www.regulations.gov, or you may mail your response to U.S. Department of Transportation, Docket Operations, West Building, Ground Floor, (Room W12-140), 1200 New Jersey Avenue, S.E., West Building Ground Floor, Washington, D.C. 20590. In either case, your response should be filed in Dockets DOT-OST-2019-0154 and Docket DOT-OST-2019-0155.

As is the Department's practice, further processing of Elevate Jet's applications will be deferred pending receipt of this material. In addition, please remember that Elevate Jet should promptly provide the Department with any information regarding changes it may undergo in areas affecting its fitness (*i.e.*, management, operating plans or financial condition, compliance disposition, or ownership) while its applications are under review by the Department.

Thank you for your cooperation in this matter. If you have any questions regarding this letter or the requested information, please feel free to contact my staff Jerish Varghese at 202-366-1047 or by email at jerish.varghese@dot.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'LJ Remo', with a stylized flourish at the end.

Lauralyn J. Remo
Chief, Air Carrier Fitness Division
Office of Aviation Analysis

cc: Docket DOT-OST-2019-0154
Docket DOT-OST-2019-0155

Mr. Raymond Savard
Principal Operations Inspector - FAA

ELEVATE JET, LLC
REQUEST FOR INFORMATION

OPERATIONS AND FINANCIAL POSITION

1. We require additional detail on Elevate Jet's current air taxi operations. Please state the number of flight hours operated in calendar year 2018 and identify the major markets in which Elevate Jet conducts air taxi operations, including a summary of the average number of flights per month in each market.
2. We need additional information regarding Elevate Jet's proposed interstate and foreign charter air transportation operations. In this regard, please provide:
 - a. The proposed geographic areas Elevate Jet intends to serve.
 - b. Copy of ACMI agreements.
 - c. Copy of charter agreements, if any.
 - d. Copy of the Aircraft Lease agreements.
 - e. Copy of all shared services agreements referred in your submissions.
3. Based on Elevate Jet's estimate of approximately \$23.03 million in first year operating expenses, \$5.34 million in pre-operating expenses and a negative working capital of \$513,000, the Department estimates Elevate Jet will require approximately \$11.61 million to meet the Department's financial fitness requirements. Please explain how Elevate Jet has estimated \$5.22 million to meet our financial fitness test and provide copy of the agreements that support the adjustments made.
4. In its applications, Elevate Jet states that it is relying on its Elevate Holdings, Inc. ("Elevate Holdings") and its affiliates to make the funding available to support the start-up costs and operating expenses. In this regard, please provide:
 - a. Third-party verification of all cash deposits available with Elevate Holdings and its affiliates to support Elevate Jet's proposed commuter operations.
 - b. Third-party verification of all lines-of-credit available to support Elevate Jet's proposed operations. This verification should include the total line-of-credit being made available, the amount such credit line has been drawn down to date, any conditions that must be met before funds will be advanced, the terms of repayment, and the expiration date. Further, if the line-of-credit is being supplied by an individual or organization (other than a recognized financial institution) copies of the personal or corporate financial statements of the individual or organization should also be provided.

- c. A letter from Elevate Holdings and its affiliates stating that Elevate Jet has access to the funds required for its start-up and operating expenses.

MANAGEMENT

5. For each of the officers, management and key personnel of Elevate Holdings and Elevate Jet noted in the applications, please provide compliance history information as required by sections 204.3(l), (m), (o), and (p) of our rules.

COMPLIANCE DISPOSITION

The information provided pursuant to this Information Request should be accompanied by the following certification:

The contents of this application and the attached exhibit (s) are true and correct to the best of my knowledge and belief. Pursuant to Title 18 United States Code Section 1001, I [*the individual signing the application, who shall be a principal owner, senior officer, or internal counsel of the applicant*], in my individual capacity and as the authorized representative of the applicant, have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of the application. I understand that an individual who is found to have violated the provisions of 18 U.S.C section 1001 shall be fined or imprisoned not more than five years, or both.