

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

Application of)	
)	
ACASS Ireland Limited)	
)	
exemption authority under 49 U.S.C. § 40109)	Docket No. OST-2020-_____
and a foreign air carrier permit under 49 U.S.C.)	
§ 41303 and related authorizations (EU – U.S.)	
Open Skies Authority))	
)	
)	

**APPLICATION OF ACASS IRELAND LIMITED FOR AN
EXEMPTION AND A FOREIGN AIR CARRIER PERMIT**

Communications with respect to this document should be served upon:

Andrew Hodgson
Commercial Director
ACASS Ireland Limited
Arena Business Centre, Watchmoor Park,
Camberley, Surrey, GU15 3YL
United Kingdom
+44 1276 402 308
ahodgson@acass.com

David M. Hernandez
Shareholder
VEDDER PRICE P.C.
1401 I Street NW, Suite 1100
Washington, DC 20005
(202) 312-3320
(202) 312-3322 (fax)
dhernandez@vedderprice.com

Counsel for
ACASS Ireland Limited

Dated: July 7, 2020

Notice: Any person who wishes to support or oppose this application may file an answer and serve it on ACASS Ireland Limited and all persons served with the application. Any person who wishes to support or oppose this application must file an answer within 21 calendar days thereof or on or before July 28, 2020.

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

Application of)	
)	
ACASS Ireland Limited)	
)	
exemption authority under 49 U.S.C. § 40109)	Docket No. OST-2020-_____
and a foreign air carrier permit under 49 U.S.C.)	
§ 41303 and related authorizations (EU – U.S.)	
Open Skies Authority))	
)	
)	

**APPLICATION OF ACASS IRELAND LIMITED FOR
AN EXEMPTION AND A FOREIGN AIR CARRIER PERMIT**

Pursuant to 49 U.S.C. §§ 40109, 41301, 41302 and the Department of Transportation’s (“Department”) Notice Application Procedures for Foreign Air Carriers of the European Union,¹ United States – European Union Reciprocal Recognition Procedures for Regulatory Determinations, dated January 12, 2009, and the Streamlined Licensing Procedures,² ACASS Ireland Limited (“ACASS Ireland”) hereby applies for an exemption and a foreign air carrier permit authorizing ACASS Ireland to conduct operations to and from the United States to the full extent authorized by the United States – European Union Air Transportation Agreement (“U.S.-E.U. Agreement”), including authority to engage in:

- Foreign scheduled and charter air transportation of persons, property and mail from any point(s) behind any Member State(s) of the European Union, via any point(s) in any Member State(s) and via intermediate points to any point(s) in the United States and beyond;

¹ DOT Notice, Application Procedures for Foreign Air Carriers of the European Union, dated Feb. 19, 2009.

² DOT Notice, Docket DOT-OST-2005-22228, dated Aug. 23, 2005. ACASS Ireland requests that the Department grant this application with the issuance of a single Order either (i) granting the exemption authority for a period of two years or until the effective date of the ACASS Ireland’s final foreign air carrier permit, whichever occurs first, and (ii) tentatively awarding the foreign air carrier permit. As soon as possible thereafter, ACASS Ireland requests that the Department issue a Final Order issuing ACASS Ireland’s EU-US open-skies foreign air carrier permit for a period of indefinite duration.

- Foreign scheduled and charter air transportation of persons, property and mail between any point(s) in the United States and any point(s) in any member of the European Common Aviation Area;
- Other charters pursuant to the prior approval requirements set forth in 14 CFR Part 212 of the Department's regulations; and
- Transportation authorized by any additional route or other right(s) made available to European Community carriers in the future.

In support of its application and consistent with the U.S.-EU Reciprocal Recognition Procedures, ACASS Ireland states as follows:

1. The name and address of the Applicant is ACASS Ireland Limited, a limited company duly organized and existing under the laws of Ireland, Statute Companies Act 2014 (Exhibit A) having its mailing address at Gateway Hub, Shannon Airport, Shannon, Co. Clare, V14 E370, Ireland, Tel +353 61 475 802.

2. The authority sought is for: (i) scheduled and charter foreign air transportation of persons, property and mail from any point(s) behind any Member State(s) of the European Community, via any point(s) in any Member State(s) and via intermediate points to any point(s) in the United States and beyond; (ii) scheduled and charter foreign air transportation of persons, property and mail between any point(s) in the United States and any point(s) in any member of the European Common Aviation Area; (iii) other charters pursuant to the prior approval requirements set forth in Part 212 of the Department's economic regulations; and (iv) transportation authorized by any additional route or other right(s) made available to European Community carriers in the future.

3. Attached as Exhibit B, as evidence of ACASS Ireland's operating authority. ACASS Ireland holds IAA Air Operator Certificate, No. IE 69/20 ("AOC") and Operations Specifications for commercial non-scheduled international operations. The AOC and Operations Specifications are valid until suspended, cancelled or revoked.

4. The name of the foreign air transport authorities with jurisdiction over ACASS Ireland are the Irish Aviation Authority (“IAA”), The Times Building, 11-12 D’Olier Street, Dublin 2, Ireland, Tel +353 1671 8655, and the Irish Commission for Aviation Regulation (“CAR”), Earlsfort Court, 6 Earlsfort Terrace, Saint Peters, Dublin, Ireland, Tel +353 1661 1700.

5. ACASS Ireland meets the Department’s requirements for insurance. Its insurance carrier is Arthur J. Gallagher (UK) Limited. Attached as Exhibit C is OST Form 6411.

6. Attached as Exhibit D is OST Form 4523. ACASS Ireland will also file the executed form in Docket DOT-OST-95-236.

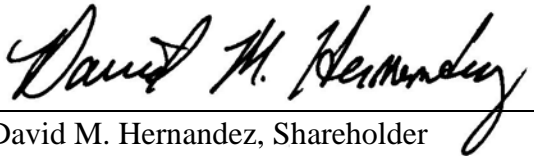
7. ACASS Ireland anticipates that grant of the requested authority will not result in additional annual aircraft fuel consumption exceeding ten (10) million gallons. Grant of the requested foreign air carrier permit would not constitute a major regulatory action under the Energy and Conservation Act of 1975, as defined in 14 C.F.R. § 313.4.

8. Grant of this exemption and application is consistent with the U.S.-E.U. Agreement and is in the public interest.

WHEREFORE, ACASS Ireland respectfully requests that the Department promptly approve this application and issue exemption authority and the transfer of the foreign air carrier permit pursuant to the U.S.-E.U. Reciprocal Recognition Procedures and the Streamlined Licensing Procedures, and grant such further additional relief as the public interest may require.

Respectfully submitted,

VEDDER PRICE P.C.

A handwritten signature in black ink, reading "David M. Hernandez", written over a horizontal line.

David M. Hernandez, Shareholder
1401 I Street NW, Suite 1100
Washington, DC 20005
(202) 312-3320
dhernandez@vedderprice.com

Counsel for
ACASS Ireland Limited

Dated: July 7, 2020

CERTIFICATE OF SERVICE

I certify that I have on this date, July 8, 2020, served a copy of the foregoing document on the following persons in accordance with the Department's Rules of Practice:

Delta	chris.walker@delta.com alex.krulic@delta.com Steven.seiden@delta.com
Federal Express	Anne.bechdolt@fedex.com Sharon.pasley@fedex.com sllunsford@fedex.com, brian.hedberg@fedex.com
FAA	john.s.duncan@faa.gov
Centurion	john@mietuslaw.com
Alaska Airlines	Jeremy.Ross@alaskaair.com, dheffernan@cozen.com
Frontier	Robert.cohn@hoganlovells.com, patrick.rizzi@hoganlovells.com, Howard.diamond@flyfrontier.com
NAC	jandrey@nac.aero, margot@nac.aero acampbell@nac.aero
Hawaiian Airlines	perkmann@cooley.com
21 Air	jyoung@yklaw.com
National	mbenge@kmazuckert.com edavidson@nationalairlines.aero agumbs@nationalairlines.aero
Polar	kevin.montgomery@polaraircargo.com
United Airlines	james.conneely@united.com
NACA	pdoell@naca.cc
American Airlines	robert.wirick@aa.com john.b.williams@aa.com Abigail.donovan@aa.com
ABX, ATI	rsilverberg@sbgdc.com, jjohnson@sbgdc.com
Amerijet	jcanny@amerijet.com
Atlas Air, Southern Air	rpommer@atlasair.com Naveen.Rao@AtlasAir.com
Kalitta Air	matwood@cozen.com, psanderline@kalittair.com
Allegiant, Western Global	agoerlich@ggh-airlaw.com
Omni Air International	RJared@OAI.Aero agoerlich@ggh-airlaw.com
Lynden	jdavis@lynden.com, rzerkel@lynden.com, amurray@Lynden.com dbeach@lynden.com
UPS	anita.mosner@hklaw.com Marina.O'Brien@hklaw.com dsmalls@ups.com

Submitted by,

/s/ Jonathan Rauch

Jonathan Rauch, Associate

EXHIBIT LIST

Exhibit	
A	Certificate of Incorporation
B	Air Operator Certificate
C	Foreign Air Carrier Certificate of Insurance (OST Form 6411)
D	Warsaw Convention Waiver of Liability Limits (OST Form 4523)
E	Verification Required by 14 C.F.R. § 211.11

EXHIBIT A

(See Attached)

Number 634181

Duplicate For File

Certificate of Incorporation

I hereby certify that

SONAS AVIATION LIMITED

is this day incorporated under
the Companies Act 2014,
and that the company is
a Private Company Limited by Shares.

Given under my hand at Dublin, this
Tuesday, the 18th day of September, 2018



for Registrar of Companies

Company Printout



Company 634181 **ACASS IRELAND LIMITED**
Change of name registered on 10/06/2020

Previous Name(s) Sonas Aviation Limited

Registered Office Shannon Airport House
Shannon Free Zone
Shannon
Co. Clare, V14 E370

Eircode V14E370

R.O.A.

Type Ltd - Private Company Limited By Shares

Date Incorporated 18/09/2018

Last Annual Return 18/03/2019 **Designation** Normal

Next Annual Return Date 18/03/2020 **Date of Designation** 18/09/2018

Bond Expiry Date

There are no charges registered in respect of the above company. For charges that may be received and not yet registered, please refer to the list of Documents below and if necessary, consult the company file or images for full particulars.

Number of Registered Charges: 0

Number of Charge Notifications: 0

Directors Special Note Please note that the information displayed on this printout as to the particulars of the directors and secretary of this company may not be complete or up to date, as there may be unregistered documents which affect the position. Please refer to the list of Documents below, and if necessary, consult the company file or images for full, up-to-date particulars as to the company's officers. If this printout is blank as to officer details, please consult the images of the registered New Company documents.

GRAHAM WILLIAMSON

Director

1 Lough Gash
Newmarket-On-Fergus
Ennis
Co. Clare

Company Secretary

AOIFE O'SULLIVAN

Secretary

The Old Coach House
Stumble Hill
Shipborne, Tn11 9pe
United Kingdom

CAFICO SECRETARIES LIMITED

Secretary-Assistant

Palmerston House
Fenian Street
Dublin 2

Documents

Status	Scan	Number	Submission	A/Cs To Date	Date Effective	Date Received	Date Registered
REG	*	12914296	A1 NEW COMPANY INCORPORATION		18/09/2018	13/08/2018	18/09/2018
REG	*	13062677	CHANGE IN DIRECTOR OR SECRETARY		11/10/2018	17/10/2018	17/10/2018
REG	*	13176071	CHANGE IN DIRECTOR OR SECRETARY		13/11/2018	27/11/2018	27/11/2018
REG	*	13176077	CHANGE IN DIRECTOR OR SECRETARY		14/11/2018	27/11/2018	27/11/2018
REG	*	13221887	ALLOTMENT OF SHARES FOR CASH		14/11/2018	07/12/2018	12/12/2018

REG	*	13221889	ALLOTMENT OF SHARES FOR CASH	14/11/2018	07/12/2018	12/12/2018
REG	*	13407581	ANNUAL RETURN - NO ACCOUNTS	18/03/2019	14/03/2019	29/03/2019
REG	*	13502820	CHANGE IN DIRECTOR OR SECRETARY	01/04/2019	07/05/2019	20/05/2019
REG	*	13777277	B4 AND A SPECIAL RESOLUTION TO INCREASE SHA	29/08/2019	09/09/2019	20/09/2019
REG	*	13782579	ALLOTMENT OF SHARES FOR CASH	29/08/2019	10/09/2019	20/09/2019
REG	*	13782584	NOTICE OF INCREASE IN NOMINAL CAPITAL	29/08/2019	10/09/2019	20/09/2019
REG	*	14195264	CHANGE IN DIRECTOR OR SECRETARY	18/09/2018	05/03/2020	09/03/2020
REG	*	14229609	ALLOTMENT OF SHARES FOR CASH	16/03/2020	25/03/2020	23/04/2020
REG	*	14229610	ALLOTMENT OF SHARES FOR CASH	16/03/2020	25/03/2020	23/04/2020
REG	*	14234909	ALLOTMENT OF SHARES FOR CASH	25/03/2020	27/03/2020	23/04/2020
REG		14312444	APPLICATION FOR REGISTRATION OF CHANGE OF	21/05/2020	22/05/2020	10/06/2020

** Indicates documents have been scanned for the submission*

Submission Status Explanations

CERTP CERTIFICATE PRINTED
CERTS CERTIFICATE SCANNED
DATA DATA ENTERED
REC RECEIVED
RECOR RECORDED
REG REGISTERED
RETAM RETURNED AMENDED
SCAN SCANNED

End of Particulars

EXHIBIT B

(See Attached)



AIR OPERATOR CERTIFICATE

(Approval schedule for air transport operators)

Types of operation:

☒ Commercial air transport (CAT)

☒ Passengers;

☒ Cargo;

☐ Other: _____

**IRELAND
IRISH AVIATION
AUTHORITY**

AOC #: **IE 69/20**

ACASS IRELAND LIMITED

Operational Points of Contact:

Contact details, at which operational management can be contacted without undue delay, are listed in the last page of the operations specifications.

**SHANNON AIRPORT HOUSE
SHANNON FREE ZONE
SHANNON
CO. CLARE
V14 E370
IRELAND**

Telephone: **+353 87 3154749**

Fax:

E-mail: **rallchorne@acass.com**

This certificate certifies that **ACASS IRELAND LIMITED** is authorised to perform commercial air operations, as defined in the attached operations specifications, in accordance with the operations manual, Annex V to Regulation (EU) 2018/1139 and its delegated and implementing acts.

Date of issue: **10/06/2020**

Name and signature:

Capt. Pearse McCrann

Assistant Director - Flight Operations

Name and signature:

Mr David Shaw

Assistant Director – Airworthiness





OPERATIONS SPECIFICATIONS

(subject to the approved conditions in the operations manual)

Issuing Authority Contact Details

Telephone: +353-1-6031117

Fax: +353-1-6774460

Email: fod@iaa.ie

AOC:
IE 69/20

Operator Name:
**ACASS IRELAND
LIMITED**

Date:
10/06/2020

Signature:

Capt. Pearse McCrann
Assistant Director - Flight Operations

Signature:

Mr David Shaw
Assistant Director – Airworthiness

Operations Specifications# **IE.OPS.0691-CL60**

Aircraft model: **BOMBARDIER CL600 2B16 [CL 604]**

Registration marks: **BOMBARDIER CL600 2B16 [CL 604]; EJ-AWES**

Types of operations: Commercial Operations

☒ Passengers ☒ Cargo ☐ Others:

Area of operation: Operations to, from or within the Territory of the State and Aeronautical Fixed Service
Routing Areas A (North of Latitude 60° South), B (South of Latitude 70° North), C (South of Latitude 70° North), D, E (South of Latitude 70° North), F (North of Latitude 60° South), G, H, K, L, M, N (North of Latitude 60° South), O, P, R, S (North of Latitude 60° South), T, U (South of Latitude 70° North), V, W, Y, Z (Refer to ICAO Doc 7910)

Special limitations: Nil

Specific approvals:

Yes No

Specification

Remarks

Dangerous goods

☐

☒

Low Visibility Operations

Take-off

☒

☐

RVR: 125 m

Approach and Landing

☐

☒

LTS CAT I

CAT II

OTS CAT II

CAT IIIA

CAT IIIB

CAT IIIC

RVSM

☐ N/A

☒

☐

ETOPS

☐ N/A

☐

☒

Complex navigation specifications
for PBN operations

☐

☒

RNP AR APCH

Minimum navigation performance
specification

☒

☐

Cabin crew training

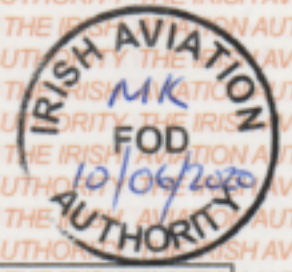
☐

☒

Issue of CC attestation

☐

☒



OPERATIONS SPECIFICATIONS

(subject to the approved conditions in the operations manual)

Issuing Authority Contact Details

Telephone: +353-1-6031117

Fax: +353-1-6774460

Email: fod@iaa.ie

AOC:

IE 69/20

Operator Name:

ACASS IRELAND
LIMITED

Date:

10/06/2020

Operations Specifications# IE.OPS.0691-CL60

Specific approvals:

Yes No

Specification

Remarks

Continuing airworthiness

☒

☐

ACASS IRELAND (IE.MG.067)

Annex I (Part-M), Subpart G to
Commission Regulation (EU) 1321/2014

Use of type B EFB applications

☒

☐

Operations Manual Part A 8.9.2.1

Contact details at which Operational Management can be contacted without undue delay

Telephone:

+353 (0) 86 796 9947

Fax:

Email:

rallchome@acass.com

LIST OF REGISTRATION MARKS OF AIRCRAFT OPERATED ('Registration Marks' above refers)

Type BOMBARDIER CL600 2B16 [CL 604]

Total Number of aircraft for this Type: 1

Reg Marks EJ-AWES.

EXHIBIT C

(See Attached)



Office of the Secretary
of Transportation

AGENCY DISPLAY OF ESTIMATED BURDEN

The public reporting burden for this collection of information is estimated to average 30 minutes per response. If you wish to comment on the accuracy of the estimate or make suggestions for reducing this burden, please direct your comments to: U.S. Department of Transportation, Office of Aviation Analysis, X-56, 400 7th St., SW., Washington, D.C. 20590. According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTE: For information on where to file completed copies of this form, see FILING INSTRUCTIONS below.

OMB No. 2106-0030 Expires 2-28-2011

FOREIGN AIR CARRIERS - CERTIFICATE OF INSURANCE

POLICIES OF INSURANCE FOR AIRCRAFT ACCIDENT BODILY INJURY AND PROPERTY DAMAGE LIABILITY

FILING INSTRUCTIONS: File a signed original of this form with the Federal Aviation Administration, Air Transportation Div., AFS-260, 800 Independence Ave., SW., Washington, DC 20591. (See **EXCEPTION** below.)

EXCEPTION: If Section 2.A. is filled in because the insured is a *Canadian Charter Air Taxi Operator*, file an original of this form with the U.S. Department of Transportation, Special Authorities Division (X-46), 400 7th Street, SW, Washington, D.C. 20590

(Please type information, except signatures.)

THIS CERTIFIES THAT: Arthur J. Gallagher (UK) Limited

(Name of Insurer)

has issued a policy or policies of Aircraft Liability Insurance to ACASS Ireland Ltd. Shannon Airport House, Shannon Free Zone, Shannon, Co. Clare, V14 E370, Ireland

FAA Certificate Number _____

(Name, address and FAA Certificate number of Insured Foreign Air Carrier)

effective from 21 February 2020 until ten (10) days after written notice from the insurer or carrier of the intent to terminate coverage is received by the Department of Transportation.

NOTE: Part 205 of the Department's Regulations does not allow for a predetermined termination date, and a certificate showing such a date is unacceptable.

1. The Insurer (Check One):

- ☐ is licensed to issue aircraft insurance policies in the United States;
☒ is licensed or approved by the government of The United Kingdom to issue aircraft insurance policies; or
☐ is an approved surplus line insurer in the State(s) of _____

2. The insurer assumes, under the policy or policies listed below, aircraft accident liability insured to minimums at least equal to the following during operation, maintenance, or use of aircraft in "foreign air transportation" as that term is defined in 49 U.S.C. 40102.
(Complete applicable section A, B, or C below):

A. CANADIAN CHARTER AIR TAXI OPERATORS WITH PART 294 AUTHORITY ONLY

The aircraft covered by this policy have: (1) 30 or fewer passenger seats and a maximum payload capacity of 7,500 pounds or less; and/or (2) a maximum authorized takeoff weight on wheels of no more than 35,000 pounds. (Complete separate or combined coverage as appropriate):

☐ Separate Coverages:

Policy No.	Type of Liability	Minimum Limit	
		Each person	Each Occurrence
_____	Combined Bodily Injury (Excluding Passengers other than cargo attendants) and Property Damage Liability	\$75,000	\$2,000,000*(See note)
_____	Passenger Bodily Injury	\$75,000	\$75,000 x 75% of total number of passenger seats installed in aircraft

☐ Combined Coverage: This combined coverage is a single limit of liability for each occurrence at least equal to the required minimums stated above for bodily injury (excluding passengers), property damage, and passenger bodily injury.

Policy No. _____ Amount of Coverage _____ U.S. Dollars

☐ This policy covers CARGO operations only and excludes passenger liability insurance.

NOTE: If the aircraft covered by this policy have more than 30 passenger seats or more than a maximum payload capacity of 7,500 pounds, the minimum limit per occurrence shall be \$20,000,000.

B. FOREIGN AIR CARRIERS OPERATING SMALL AIRCRAFT

The aircraft covered by this policy are SMALL AIRCRAFT (i.e., with 60 or fewer passenger seats or with a maximum payload capacity of 18,000 pounds or less). *(Complete separate or combined coverage as appropriate):*

☐ Separate Coverages:

Policy No.	Type of Liability	Minimum Limit	
		Each person	Each Occurrence
	Combined Bodily Injury (Excluding Passengers other than cargo attendants) and Property Damage Liability	\$300,000	\$2,000,000
	Passenger Bodily Injury	\$300,000	\$300,000 x 75% of total number of passenger seats installed in aircraft

☒ Combined Coverage: This combined coverage is a single limit of liability for each occurrence at least equal to the required minimums stated above for bodily injury (excluding passengers), property damaged, and passenger bodily injury.

Policy No. C20/ACASS Ireland /01A

Amount of Coverage 150,000,000 U.S. Dollars

☐ This policy covers CARGO operations *only* and *excludes* passenger liability insurance.

C. FOREIGN AIR CARRIERS OPERATING LARGE AIRCRAFT

The aircraft covered by this policy are LARGE AIRCRAFT (i.e., with more than 60 passenger seats or with a maximum payload capacity of more than 18,000 pounds). *(Complete separate or combined coverage as appropriate):*

☐ Separate Coverages:

Policy No.	Type of Liability	Minimum Limit	
		Each person	Each Occurrence
	Combined Bodily Injury (Excluding Passengers other than cargo attendants) and Property Damage Liability	\$300,000	\$20,000,000
	Passenger Bodily Injury	\$300,000	\$300,000 x 75% of total number of passenger seats installed in aircraft

☐ Combined Coverage: This combined coverage is a single limit of liability for each occurrence at least equal to the required minimums stated above for bodily injury (excluding passengers), property damaged, and passenger bodily injury.

Policy No. _____

Amount of Coverage _____ U.S. Dollars

☐ This policy covers CARGO operations *only* and *excludes* passenger liability insurance.

3. The policy or policies listed in this certificate insure(s) *(Check One)*:

☐ Operations conducted with all aircraft operated by the insured

☐ Operations conducted with the following types of aircraft:

☒ Operations with the following aircraft: *(Use additional page if necessary)*

Make and Model

Bombardier Challenger 605

FAA or Foreign Flag
Registration No.

EJ-AWES

4. Each policy listed in this certificate meets or exceeds the requirements in 14 CFR Part 205.

Arthur J. Gallagher (UK) Limited

(Name of Insurer)

The Walbrook Building, 25 Walbrook

(Address)

London, EC4N 8AW, United Kingdom

(City, State, Zip Code)

James Johnstone, Associate Director - Aviation Division

Contact (person who can verify the effectiveness of the coverage)

+44 (0)20 7234 4376

(Area Code, Phone Number)

(Area Code, Fax Number)

(Signature, if applicable)

(Date)

Arthur J. Gallagher (UK) Limited

(Name of Broker, if applicable)

The Walbrook Building, 25 Walbrook

(Address)

London, EC4N 8AW, United Kingdom

(City, State, Zip Code)

James Johnstone, Associate Director - Aviation Division

(Officer or authorized representative)

+44 (0)20 7234 4376

(Area Code, Phone Number)

(Area Code, Fax Number)

(Signature)

(Date)

EXHIBIT D

(See Attached)



U.S. Department of Transportation
Office of the Secretary of Transportation

AGREEMENT

The undersigned carriers (hereinafter referred to as "the Carriers") hereby agree as follows:

1. Each of the Carriers shall, effective May 16, 1966, include the following in its conditions of carriage, including tariffs embodying conditions of carriage filed by it with any government:

"The Carrier shall avail itself of the limitation of liability provided in the Convention for the Unification of Certain Rules Relating to International Carriage by Air signed at Warsaw October 12th, 1929, or provided in the said Convention as amended by the Protocol signed at The Hague September 28th, 1955. However, in accordance with Article 22(1) of said Convention, or said Convention as amended by said Protocol, the Carrier agrees that, as to all international transportation by the Carrier as defined in the said Convention or said Convention as amended by said Protocol, which, according to the contract of Carriage, includes a point in the United States of America as a point of origin, point of destination, or agreed stopping place

- (1) The limit of liability for each passenger for death, wounding, or other bodily injury shall be the sum of US \$75,000 inclusive of legal fees and costs, except that, in case of a claim brought in a State where provision is made for separate award of legal fees and costs, the limit shall be the sum of US \$58,000 exclusive of legal fees and costs.
- (2) The Carrier shall not, with respect to any claim arising out of the death, wounding, or other bodily injury of a passenger, avail itself of any defense under Article 20(1) of said Convention or said Convention as amended by said Protocol.

Nothing herein shall be deemed to affect the rights and liabilities of the Carrier with regard to any claim brought by, on behalf of, or in respect of any person who has willfully caused damage which resulted in death, wounding, or other bodily injury of a passenger."

2. Each Carrier shall, at the time of delivery of the ticket, furnish to each passenger whose transportation is governed by the Convention, or the Convention as amended by the Hague Protocol, and by the special contract described in paragraph 1, the following notice, which shall be printed in type at least as large as 10 point modern type and in ink contrasting with the stock on (i) each ticket; (ii) a piece of paper either placed in the ticket envelope with the ticket or attached to the ticket; or (iii) on the ticket envelope:

"ADVICE TO INTERNATIONAL PASSENGER ON LIMITATION OF LIABILITY

Passengers on a journey involving an ultimate destination or a stop in a country other than the country of origin are advised that the provisions of a treaty known as the Warsaw Convention may be applicable to the entire journey, including any portion entirely within the country of origin or destination. For such passengers on a journey to, from, or with an agreed stopping place in the United States of America, the Convention and special contracts of carriage embodied in applicable tariffs provide that the liability of

[certain]*
[ACASS Ireland Ltd and certain other] carriers parties to such special contracts for death of or personal injury to passengers is limited in most cases to proven damages not to exceed US \$75,000 per passenger, and that this liability up to such limit shall not depend on negligence on the part of the carrier. For such passengers traveling by a carrier not a party to such special contracts or on a journey not to, from, or having an agreed stopping place in the United States of America, liability of the carrier for death or personal injury to passengers is limited in most cases to approximately US \$10,000 or US \$20,000.

The names of Carriers parties to such special contracts are available at all ticket offices of such carriers and may be examined on request.

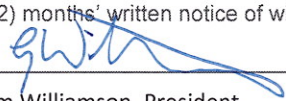
Additional protection can usually be obtained by purchasing insurance from a private company. Such insurance is not affected by any limitation of the carrier's liability under the Warsaw Convention or such special contracts of carriage. For further information please consult your airline or insurance company representative."

3. [This Agreement was filed with the Civil Aeronautics Board of the United States. The Board approved it by Order E-23680, adopted May 13, 1966. The Agreement (Agreement 18900) became effective May 16, 1966. On January 1, 1985, this Agreement became the responsibility of the Department of Transportation (DOT) by operation of law.]

4. This Agreement may be signed in any number of counterparts, all of which shall constitute one Agreement. Any Carrier may become a party to this Agreement by signing a counterpart hereof and depositing it with DOT.

5. Any Carrier party hereto may withdraw from this Agreement by giving twelve (12) months' written notice of withdrawal to DOT and the other Carriers parties to the Agreement.

*Either alternative may be used.

(Signature and Date) 

(Printed Name and Title) Graham Williamson, President

(Name and Address of Carrier) ACASS Ireland Ltd. Shannon Airport House, Shannon

EXHIBIT E

(See Attached)

ACASS Ireland Ltd

Verification

Pursuant to Title 18 United States Code Section 1001, I Graham Williamson, in my individual capacity as the authorized representative of the pleader, have not in any manner knowingly or willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any document which contains such statements in connection with the preparation, filing or prosecution of the pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. § 1001 shall be fined or imprisoned not more than 5 years, or both.

Signature

A handwritten signature in blue ink, appearing to read 'GWH', with a long, sweeping horizontal stroke extending to the right.

Name: Graham Williamson

Title: President

Date: June 04th 2020