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VIA REGULATIONS.GOV & EMAIL

July 21, 2020

Lauralyn J. Remo
Associate Director, Air Carrier Fitness
Office of Aviation Analysis
Department of Transportation
1200 New Jersey Ave., SE
Washington, DC 20590

Re: DOT-OST-2020-0106, Response of Breeze and Compass to Motion of Air Line Pilots Association ("ALPA") for Access to Confidential Information

Dear Ms. Remo:

Breeze Aviation Group, Inc. and Compass Airlines, LLC (collectively, the "Joint Applicants") submit this Response to the Motion of ALPA seeking access to confidential information and documents filed in support of their Application for Transfer filed in the above-referenced proceeding.¹ The ALPA Motion asks the Department: "(i) to grant interested parties access to the confidential information and documents submitted by Breeze and Compass in the above-captioned proceeding, subject to the DOT's standard confidentiality procedures, and (ii) to temporarily suspend the procedural dates until such access is provided."² The ALPA Motion also requests "a modest temporary suspension of the procedural dates until 10 days after the Department has issued a notice granting access to the confidential information and the Joint Applicants have provided affidavit holders with actual access to the documents."³ Further, Sun Country has filed an answer in support of the ALPA Motion.⁴

The Joint Applicants support the grant of the ALPA Motion and respectfully request that the Department issue a Notice promptly granting interested parties access to confidential information submitted in support of the Joint Application.⁵ The Joint Applicants will grant electronic access to all individuals filing an affidavit consistent with the Department's requirements in prior analogous proceedings, including that (1) the

¹ See Motion of Airline Pilots Assoc., Int'l, DOT-OST-2020-0106-0003 (Jul. 16, 2020) ("ALPA Motion").

² *Id.* at 1.

³ *Id.* at 2.

⁴ See Answer of Sun Country Airlines in Support of Motion of ALPA, DOT-OST-2020-0106-0004 (Jul. 20, 2020), at 1.

⁵ To the extent materials submitted in support of the Joint Application were originally submitted in Docket DOT-OST-2020-0019, Breeze will make those materials available as well.

affiant is counsel for an interested party or an outside independent expert providing services to such a party; (2) the affiant will use the information only for the purpose of participating in this proceeding; and (3) the affiant will disclose such information only to other persons who have filed a valid affidavit in Docket DOT-OST-2020-0106.⁶

The Joint Applicants respectfully request that such Notice be issued as soon as practicable so that any delay beyond the original July 30 answer date is minimized. Counsel for the Joint Applicants have conferred with counsel for ALPA, and ALPA supports prompt issuance of the requested Notice.

Please contact us if you have any questions.

Sincerely,

/s/ Jennifer Trock

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Service List

⁶ Any such Notice also should follow the precedent in prior certificate proceedings cited by ALPA and Sun Country and require that: "Immediately after the completion of any judicial review of our final decision in this docket or the expiration of the 60-day period within which a person may petition for judicial review, all persons who have filed confidentiality affidavits in this proceeding are hereby directed to file a further affidavit stating that all copies of the applicants' confidential materials have been destroyed or returned to the applicants." See Order 2005-12-13 (Dec. 23, 2005), at 3.

CERTIFICATE OF SERVICE

I hereby certify that I have on this 21st day of July, 2020 served the foregoing Response of Breeze and Compass to Motion of Air Line Pilots Association for Access to Confidential Information:

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/s/ Erin Combs
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