# BEFORE THE U.S. DEPARTMENT OF TRANSPORTATION OFFICE OF THE SECRETARY WASHINGTON, DC

	)	
Calvin Blankenship	)	
	)	
v.	)	Docket DOT-OST-2020-0155
	)	
Air Canada	)	
	j	

### UNCONTESTED MOTION OF AIR CANADA FOR EXTENSION OF TIME TO FILE AN ANSWER

Communications with respect to this document should be addressed to:

Evelyn D. Sahr
Drew M. Derco
ECKERT SEAMANS CHERIN
& MELLOTT, LLC
1717 Pennsylvania Avenue NW
Suite 1200
Washington, D.C. 20006
202-659-6622
esahr@eckertseamans.com
dderco@eckertseamans.com

Counsel for Air Canada

August 24, 2020

# BEFORE THE U.S. DEPARTMENT OF TRANSPORTATION OFFICE OF THE SECRETARY WASHINGTON, DC

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#### UNCONTESTED MOTION OF AIR CANADA FOR EXTENSION OF TIME TO FILE AN ANSWER

Pursuant to 14 C.F.R. § 302.405(a), Air Canada respectfully requests an extension of time until Monday, September 14, 2020, to answer the complaint filed by Calvin Blankenship (complainant) in the above-captioned docket. In response to counsel's request, the complainant has advised that he does not object to the time extension sought by Air Canada.<sup>1</sup>

Air Canada submits that good cause exists for the Department to grant this uncontested motion for a short extension of time. Allowing the requested brief extension of time will permit Air Canada to fully investigate and respond to the allegations brought by the complainant. In addition, Air Canada's motion is in the public interest, as the time extension sought herein will allow Air Canada to address all of the issues outlined in the complaint, thereby assisting the Department in its review of the matter at issue. Furthermore, the requested extension will not unduly delay this proceeding. Finally, there is ample precedent for the Department's granting of

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<sup>&</sup>lt;sup>1</sup> On August 13, 2020, Mr. Blankenship served Air Canada with an earlier but substantially similar version of his complaint dated August 22, 2020, but the earlier complaint was not formally filed on regulations.gov. As Air Canada has commenced its review of this matter and the parties previously agreed on a short extension for Air Canada's submission of an Answer until September 14, 2020, this Motion is submitted accordingly.

the requested time extension, <sup>2</sup> including most recently in response to other complaints filed against Air Canada. <sup>3</sup>

WHEREFORE, Air Canada respectfully requests that the Department extend to September 14, 2020, the deadline for answering the above-captioned complaint.

Respectfully submitted,

Evelyn D. Sahr Drew M. Derco

ECKERT SEAMANS CHERIN

& MELLOTT, LLC

Counsel for Air Canada

<sup>&</sup>lt;sup>2</sup> See, e.g., DOT Granting Extension Request of Sri Lankan Airlines, Docket DOT-OST-2014-0230 (January 5, 2015); DOT Granting Motion of Alitalia for Extension, Docket DOT-OST-2015-0189 (September 25, 2015).

<sup>&</sup>lt;sup>3</sup> See, e.g., DOT Granting Request of Air Canada for Extension of Time to File an Answer, DOT-OST-2020-0061 (June 4, 2020); DOT Granting Request of Air Canada for Extension of Time to File an Answer, DOT-OST-2020-0059; DOT Granting Extension of Time to File An Answer, Docket, DOT-OST-2020-0055 (June 3, 2020); DOT Granting Extension of Time to File An Answer, Docket DOT-OST-2020-0053 (May 29, 2020).

#### **CERTIFICATE OF SERVICE**

I hereby certify that I have on this date electronically served a copy of the foregoing Motion on the following persons:

Calvin Blankenship calvinbjr@gmail.com

Rob Gorman Robert.gorman@dot.gov

August 24, 2020

Eric A. Felland

Cric Felland