

BEFORE THE  
U.S. DEPARTMENT OF TRANSPORTATION  
WASHINGTON, DC

\_\_\_\_\_ )  
Application of )  
 )  
NORWEGIAN AIR UK LIMITED ) Docket No. OST-2015-0261  
 )  
for an exemption under 49 U.S.C. § 40109 )  
and a foreign air carrier permit pursuant to )  
49 U.S.C. § 41301 )  
\_\_\_\_\_ )

ANSWER OF LABOR PARTIES TO  
NORWEGIAN AIR UK LIMITED'S REQUEST FOR EXPEDITED PROCESSING

Edward Wytkind, President  
Transportation Trades Department,  
AFL-CIO  
815 – 16th Street NW  
Washington, DC 20006  
Phone: 202-628-9262  
Email: edw@ttd.org

Russell Bailey  
David Semanchik  
Air Line Pilots Association  
1625 Massachusetts Avenue NW  
Washington, DC 20036  
Phone: 202-797-4086  
Email: Russell.Bailey@alpa.org  
David.Semanchik@alpa.org

Alex Garcia, Secretary-Treasurer and Air  
Transport Division Director  
Transport Workers Union of America  
AFL-CIO  
501 3rd St. NW - 9th Floor  
Washington, DC 20001  
Phone: 202-719-3870  
Email: agarcia@twu.org

Sara Nelson, President  
Association of Flight Attendants-CWA  
501 3rd Street NW  
Washington, DC 20001  
Phone: 202-434-0574  
Email: snelson@afacwa.org

**Sito Pantoja, General Vice President  
International Association of Machinists  
and Aerospace Workers  
9000 Machinists Place  
Upper Marlboro, MD 20772  
Phone: 301-967-4596  
Email: [spantoja@iamaw.org](mailto:spantoja@iamaw.org)**

**Philip von Schöppenthau,  
Secretary General  
European Cockpit Association  
Rue du Commerce 20-22  
B-1000 Brussels, Belgium  
Phone: 32-2-705-3293  
Email: [pvs@eurocockpit.be](mailto:pvs@eurocockpit.be)**

**Dated: January 3, 2017**

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**ANSWER OF LABOR PARTIES TO  
NORWEGIAN AIR UK LIMITED'S REQUEST FOR EXPEDITED PROCESSING**

The undersigned labor organizations ("the Labor Parties") do not oppose the request of Norwegian Air UK Limited ("NAUK") for "expedited processing . . . for a foreign air carrier permit" via the immediate issuance of an order to show cause.

December 21, 2016 Motion of Norwegian Air UK Limited for Leave to File and Expedited Treatment at 1, 4.<sup>1</sup> For the reasons we have previously stated in this docket, and in Docket DOT-OST-2013-0204 involving NAUK's corporate affiliate Norwegian Air International, however, the Department should propose to deny Norwegian Air UK's application unless NAUK commits to ensure that the pilots and flight attendants who will operate its transatlantic flights will be based in the United Kingdom or the

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<sup>1</sup> The Labor Parties plan to answer NAUK's contemporaneously filed Contingent Application for Exemption on the due date for answers to that application.

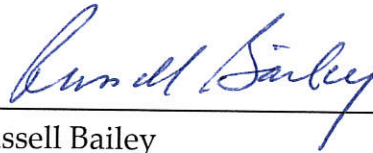
U.S. and will be employed by UK or U.S. employers on contracts governed by UK or U.S. law. As it stands, NAUK's application raises serious questions about whether its business plan is consistent with the requirements for issuance of a foreign air carrier permit set out in the aviation statutes (49 U.S.C. § 41302) and with Article 17 *bis* of the U.S.-EU Air Transport Agreement. Because of these concerns, the Labor Parties have asked DOT to seek additional information from NAUK in order to clarify the carrier's staffing plans for its services to the U.S. See Joint Answer of Labor Parties, dated Dec. 28, 2015 (Docket No. OST-2015-0261-0002) and Joint Answer of Labor Parties, dated Jan. 4, 2016 (Docket No. OST-2015-0261-0008).

The issuance of an Order to Show Cause will allow interested persons to have an opportunity to comment on the Department's tentative findings before the Department moves to a final order in this case.

Respectfully submitted,

/s/ Edward Wytkind

Edward Wytkind, President  
Transportation Trades Department,  
AFL-CIO  
815 – 16th Street NW  
Washington, DC 20006  
Phone: 202-628-9262  
Email: edw@ttd.org



Russell Bailey  
David Semanchik  
Air Line Pilots Association  
1625 Massachusetts Avenue NW  
Washington, DC 20036  
Phone: 202-797-4086  
Email: Russell.Bailey@alpa.org  
David.Semanchik@alpa.org

/s/ Philip Von Schöppenthau

Philip Von Schöppenthau,  
Secretary General  
European Cockpit Association  
Rue du Commerce 20-22  
B-1000 Brussels  
Belgium  
Phone: 32-2-705-3293  
Email: pvs@eurocockpit.be

/s/ Sara Nelson

Sara Nelson, President  
Association of Flight Attendants-CWA  
501 3rd Street NW, 10th Floor  
Washington, DC 20001  
Phone: 202-434-0574  
Email: snelson@afacwa.org

/s/ Sito Pantoja

Sito Pantoja, General Vice President  
International Association of Machinists  
and Aerospace Workers  
9000 Machinists Place  
Upper Marlboro, MD 20772  
Phone: 301-967-4596  
Email: spantoja@iamaw.org

/s/ Alex Garcia

Alex Garcia, Secretary-Treasurer and  
Air Transport Division Director  
Transport Workers Union of America  
AFL-CIO  
501 3rd St. NW - 9th Floor  
Washington, DC 20001  
Phone: 202.719.3870  
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Dated: January 3, 2017

CERTIFICATE OF SERVICE

I certify that on this 3rd day of January, 2017, I have caused to be served the foregoing Answer of Labor Parties to Norwegian Air UK Limited's Request for Expedited Processing by electronic mail to the addresses identified below:

romanow@pillsburylaw.com  
steve.morrissey@united.com  
dan.weiss@united.com  
chris.walker@delta.com  
robert.wirick@aa.com  
howard.kass@aa.com  
rpommer@atlasair.com  
anita.mosner@hkllaw.com  
jennifer.nowak@hkllaw.com  
nssparks@fedex.com  
cefelts@fedex.com  
john.allen@faa.gov  
englets@state.gov  
brownpa@state.gov  
gareth.alston@fco.gov.uk  
david.batchelor@sesarju.eu  
mark.bosely@dft.gsi.gov.uk  
henrik.hololei@ec.europa.eu  
deniz.bayraktutar@ec.europa.eu  
vegard.einan@parat.com  
efisaacson@jamhoff.com  
dberg@airlines.org  
oherrnstadt@iamaw.org  
sschembs@afanet.org  
bdanaher@twu.org



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Russell Bailey