



U.S. Department
of Transportation

**Federal Aviation
Administration**

800 Independence Ave., S.W.
Washington, D.C. 20591

September 15, 2008

Exemption No. 5019J
Regulatory Docket No. FAA-2000-8177

Mr. Randy Hansen
Government Relations Director
Experimental Aircraft Association
P.O. Box 3086
Oshkosh, WI 54903

Dear Mr. Hansen:

This letter is to inform you that we have granted your petition to extend Exemption No. 5019, as amended, for three years only. This letter also explains the basis for our decision and describes its effect.

The Basis for Our Decision

By letter dated August 11, 2008, you petitioned the Federal Aviation Administration (FAA) on behalf of Experimental Aircraft Association (EAA) for an extension of Exemption No. 5019, as amended. That exemption from § 45.25 and 45.29 of Title 14, Code of Federal Regulations allows members of the EAA and the Commemorative Air Force (CAF) to operate historic military aircraft with registration marks that are smaller than those required by the regulations.

In your petition, you indicate there has been no change in the conditions and reasons relative to public interest and safety that were the basis for granting the original exemption. The FAA has determined that good cause exists for not publishing a summary of the petition in the Federal Register because the requested extension of the exemption would not set a precedent. Any delay in acting on this petition may be detrimental to EAA.

You requested a 4-year extension term. We are only granting a 3-year extension of Exemption No. 5019J. Although we may grant extension requests beyond the standard two years in unique circumstances, we typically do not exceed three years. This allows us an opportunity to periodically review the conditions and limitations pertaining to the exemption.

AIR-08-402-E

Our Decision

The FAA has determined the justification for the issuance of Exemption No. 5019, as amended, remains valid with respect to this exemption and is in the public interest. Therefore, under the authority provided by 49 U.S.C. 40113 and 44701, which the FAA Administrator has delegated to me, I grant your petition.

The Effect of Our Decision

Our decision extends the termination date of Exemption No. 5019, as amended, to February 28, 2012, unless sooner superseded or rescinded.

All conditions and limitations of Exemption No. 5019, as amended, remain the same. This letter must be attached to, and is a part of, Exemption No. 5019.

Sincerely,

/s/ Dorenda D. Baker
Deputy Director, Aircraft Certification
Service