



U.S. Department  
of Transportation  
**Federal Aviation  
Administration**

Transport Airplane Directorate  
1601 Lind Avenue, S.W.  
Renton, Washington 98057-3356

August 3, 2009

Exemption No. 9803A  
Regulatory Docket No. FAA-2008-0874

Mr. David J. Horn  
Lead Certification and Airworthiness Manager  
The Boeing Company – Wichita Division  
4615 S. Oliver  
M/C K86-41  
Wichita, KS 67210

Dear Mr. Horn:

This letter is to inform you that we have amended Exemption No. 9803 by including one of the two supplemental type certificates (STC) specified in your petition. It explains the basis for our decision and describes its effect.

### **The Basis for Our Decision**

By letter Y1D300-AC-09-046R1 dated May 14, 2009, you petitioned the Federal Aviation Administration (FAA), on behalf of The Boeing Company, for an amendment to Exemption No. 9803. That exemption from § 26.47, Title 14 Code of Federal Regulations (14 CFR), provides Boeing relief from the requirement that STC holders must develop damage tolerance data for aircraft alterations and repairs.

Your letter includes 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 amendment to the exemption would not set a precedent, and delay in acting on this petition would be detrimental to The Boeing Company.

### **Our Decision**

The FAA has determined that the justification for the issuance of Exemption No. 9803 remains valid with respect to this amendment and is in the public interest. That justification is that all affected airplanes have been “removed from service.” Therefore, under the authority provided by 49 U.S.C. 40113 and 44701, which the FAA Administrator has delegated to me, I grant this amended exemption, Exemption No. 9803A.

### The Effect of Our Decision

Our decision amends Exemption No. 9803 to include STC number SA1954CE-D to the list of affected STCs in Table 1 of Exemption No. 9803.

**STC Addition to Table 1**

| <b>STC Number</b> | <b>Aircraft Model</b> | <b>Aircraft Serial Number</b> |
|-------------------|-----------------------|-------------------------------|
| SA1954CE-D        | Boeing 747-256B       | 22454                         |
|                   |                       | 22455                         |

At this time we cannot amend Table 1 of Exemption No. 9803 to include STC number SA2120CE-D for a Model 747SR-4P airplane, serial number 20923. That airplane is currently included in an operations specification that shows it is operating under part 121. The FAA cannot grant an exemption for that airplane until it is removed from the operations specification.

All conditions and limitations of Exemption No. 9803 remain the same. This letter must be attached to, and is a part of, Exemption No. 9803.

Sincerely,

*Signed by Ali Bahrami*

Ali Bahrami  
 Manager, Transport Airplane Directorate  
 Aircraft Certification Service