



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

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

November 5, 2015

Exemption No. 11241B
Regulatory Docket No. FAA-2014-0692

Mark McKinnon
Counsel for Phoenix Air UNMANNED, LLC
1676 International Drive, Penthouse
McLean, VA 22102

Dear Mr. McKinnon:

This letter is to inform you that we have granted your petition for an amendment. It explains the basis for our decision, describes its effect, and lists any changes to the original conditions and limitations.

By letter dated July 24, 2015, you petitioned the Federal Aviation Administration (FAA) on behalf of Phoenix Air UNMANNED, LLC (hereinafter petitioner or operator) for an amendment to your current exemption. That exemption from §§ 61.23(a) and (c), 61.101(e)(4) and (5), 61.113(a), 61.315(a), 91.7(a), 91.119(c), 91.121, 91.151(a)(1), 91.405(a), 91.407(a)(1), 91.409(a)(1) and (2), and 91.417(a) and (b) of Title 14, Code of Federal Regulations (14 CFR) allows the petitioner to operate an unmanned aircraft system (UAS) to conduct aerial inspection, patrolling, filmmaking, and precision agriculture. You requested an amendment to conduct closed-set motion picture and television filming to your operations. You requested an amendment to add the Freefly Alta and Intuit Aerial Aerigon.

In your petition, you indicate that 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 amendment to the exemption would not set a precedent, and any delay in acting on this petition would be detrimental to the petitioner. The unmanned aircraft authorized in the original grant are comparable in type, size, weight, speed and operating capabilities to those in this petition.

Our Decision

The FAA has determined that the justification for the issuance of Exemption No. 11241 remains valid and is in the public interest. Therefore, under the authority contained in 49 U.S.C. 106(f), 40113, and 44701, delegated to me by the Administrator, the operator is granted an amendment to add closed-set motion picture and television filming to its UAS operations.

The operator shall add this amendment to its original exemption.

Conditions and Limitations

All conditions and limitations within Grant of Exemption No. 11241 remain in effect except as follows. Condition No. 1 has been updated to reflect the additional aircraft. Condition No. 2 has been updated to permit closed-set motion picture and television filming.

Failure to comply with any of the conditions and limitations of this grant of exemption will be grounds for the immediate suspension or rescission of this exemption.

1. Operations authorized by this grant of exemption are limited to the Pulse Vapor 35, Pulse Vapor 55, Vulcan Octo, Freefly Alta and Intuit Aerial Aerigon when weighing less than 55 pounds including payload. Proposed operations of any other aircraft will require a new petition or a petition to amend this exemption.
2. Operations for the purpose of closed-set motion picture and television filming are permitted.

This exemption terminates on March 31, 2017, unless sooner superseded or rescinded.

Sincerely,

/s/

John S. Duncan
Director, Flight Standards Service