



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

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

July 21, 2015

Exemption No. 11284A
Regulatory Docket No. FAA-2014-1004

Mr. Steven J. Levy
Executive Producer, Founder
Habana Avenue, LLC dba Fly Habana
2801 ½ West Angeles Street
Tampa, FL 33629

Dear Mr. Levy:

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 April 21, 2015, you petitioned the Federal Aviation Administration (FAA) on behalf of Habana Avenue, LLC dba Fly Habana (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 a UAS to perform aerial data collection and closed-set motion picture and television filming. You requested an amendment to add the DJI S1000, DJI S900, DJI Inspire, DJI Phantom I, DJI Phantom 2, DJI Phantom 3, XX8LI Zenmuse, and X8 Zenmuse.

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.

Airworthiness Certification

In accordance with the statutory criteria provided in Section 333 of Public Law 112–95 in reference to 49 U.S.C. § 44704, and in consideration of the size, weight, speed, and limited operating area associated with the aircraft and its operation, the Secretary of Transportation has determined that this aircraft meets the conditions of Section 333. Therefore, the FAA finds that relief from 14 CFR part 21, *Certification procedures for products and parts, Subpart H—Airworthiness Certificates*, and any associated noise certification and testing requirements of part 36, is not necessary.

Our Decision

The FAA has determined that the justification for the issuance of Exemption No. 11284 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 new aircraft 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. 11284 remain in effect except as follows. Condition No. 1 has been updated to reflect the additional aircraft.

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 Cinestar 8 HL, DJI S1000, DJI S900, DJI Inspire, DJI Phantom I, DJI Phantom 2, DJI Phantom 3, XX8LI Zenmuse, and X8 Zenmuse 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.

This exemption terminates on April 30, 2017, unless sooner superseded or rescinded.

Sincerely,

/s/

John S. Duncan
Director, Flight Standards Service

Enclosures

Section 333 of the FAA Reform Act

Greetings,

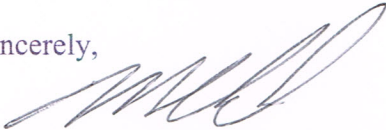
Fly Habana, LLC has proudly been issued an exemption, Regulatory Docket No FAA-2014-1004 and exemption numbered 11284 (hereinafter the Exemption) for the purpose of conducting unmanned aircraft system (UAS) aerial photography for motion picture, television, and the content creation industry for scripted closed set filming. Fly Habana, LLC hereby respectfully requests an amendment to the exemption to allow the below listed additional type of unmanned aircraft system (UAS) that fully complies with the conditions of the Exemption.

Fly Habana LLC., wishes to additionally operate a DJI S1000, DJI S900, DJI Inspire, Phantom I, II and III, XX8L/ Zenmuse, X8 Zenmuse under the same terms and conditions contained in the Exemption. Sent under separate cover is the Flight Operations and Procedures Manual (FOPM) for the additional UAS. All operations of the additional UAS will be in full compliance with the terms of the Exemption.

As this is an amendment to an existing exemption asking only for the addition of another type of unmanned aerial vehicle, Fly Habana, LLC. respectfully submits that good cause exists so that notice does not need to be published in the Federal Register for the requested amendment.

Please feel free to contact the undersigned should you have any question or concerns concerning this request for an amendment to the Exemption.

Sincerely,



Mark Eberle, Director of Flight Operations

Fly Habana

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