



U.S. Department  
of Transportation

**Federal Aviation  
Administration**

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

February 18, 2016

Exemption No. 11842A  
Regulatory Docket No. FAA-2015-1148

Mr. Daniel J. Austin  
Profly Aerial Imaging  
6609 Brook Court  
Fair Oaks, CA 95628

Dear Mr. Austin:

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 August 13, 2015, you petitioned the Federal Aviation Administration (FAA) on behalf of Profly Aerial Imaging (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. You requested an amendment to change the operator name, add closed-set motion picture and television filming, and add Sensefly eBee, Pulse Vapor 55, Freefly Alta, DJI Spreading Wings S1000, DJI Phantom 3, DJI Matrice 100, 3D Robotics Solo, Xact Sense – Max8, and DJI Inspire 1.

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.

### **Our Decision**

The FAA has determined that the justification for the issuance of Exemption No. 11842 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 change the name on the exemption to Profly Aerial Imaging, add

additional aircraft, and 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. 11842 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 Q500 Typhoon, Sensefly eBee, Pulse Vapor 55, Freefly Alta, DJI Spreading Wings S1000, DJI Phantom 3, DJI Matrice 100, 3D Robotics Solo, Xact Sense – Max8, and DJI Inspire 1 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 June 30, 2017, unless sooner superseded or rescinded.

Sincerely,

/s/

John S. Duncan  
Director, Flight Standards Service