

1 LEE SEHAM, Esq. *pro hac vice*
STANLEY J. SILVERSTONE, Esq. *pro hac vice*
2 LUCAS K. MIDDLEBROOK, Esq. *pro hac vice*
SEHAM, SEHAM, MELTZ & PETERSEN, LLP
3 445 Hamilton Avenue, Suite 1204
White Plains, NY 10601
4 Tel: 914 997-1346
Fax: 914 997-7125

5 NICHOLAS PAUL GRANATH, Esq., *pro hac vice*
ngranath@ssmplaw.com
6 SEHAM, SEHAM, MELTZ & PETERSEN LLP
7 2915 Wayzata Blvd.
Minneapolis, MN 55405
8 Tel: 612 341-9080
9 Fax 612 341-9079

10 STANLEY LUBIN, Esq., State Bar No. 003076
stan@lubinandenoch.com
11 LUBIN & ENOCH, PC
349 North 4th Avenue
12 Phoenix, AZ 85003-1505
Tel: 602 234-0008
13 Fax: 602 626 3586

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15 **IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

16 Don ADDINGTON; John BOSTIC; Mark
17 BURMAN; Afshin IRANPOUR; Roger
VELEZ; and Steve WARGOCKI,

18 Plaintiffs,

19 vs.

20
21 US AIRLINE PILOTS ASSOCIATION, and
22 US AIRWAYS, INC.,

23 Defendants.

Case No. 2:08-cv-1633-NVW

**MOTION FOR CONTINUANCE
BY US AIRLINE PILOTS
ASSOCIATION**

1
2 TO : PLAINTIFFS, AND ALL PARTIES, AND THEIR ATTORNEYS OF
3 RECORD.

4 **NOTICE**

5 PLEASE TAKE NOTICE that Defendant US Airline Pilots Association
6 (“USAPA”) will move this Court, without oral argument, for an order granting a
7 continuance of the accelerated trial to a date to be set sometime after February 17, 2009,
8 after the parties are heard in the Case Management Conference.

9 **MOTION**

10 COMES NOW Defendant US Airline Pilots Association to move this Court,
11 pursuant to Fed. R. Civ. P. 16, 40 and LRCiv 40.2, for an order granting a continuance
12 of the accelerated trial to a date to be set sometime after February 17, 2009, after the
13 parties are heard in the Case Management Conference.

14 In support of its motion USAPA states the following:

15 The grounds for this motion are stated in the separately filed Memorandum In
16 Support Of USAPA’s Motion For Continuance.

17 This motion is based on the aforesaid Memorandum, the pleadings, the
18 undisputed material facts in the record, as well as such other evidence, facts, or
19 materials as the Court may deem appropriate.

20 WHEREFORE, defendant USAPA respectfully moves that its motion for
21 continuance be GRANTED.
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23

1 Respectfully Submitted,

2 Dated: December 1, 2008



3 By: /s/ Nicholas Paul Granath, Esq.

4 Nicholas P. Granath, Esq. (*pro hac vice*)
ngranath@ssmplaw.com
5 SEHAM, SEHAM, MELTZ & PETERSEN, LLP
2915 Wayzata Blvd.
6 Minneapolis, MN 55405

7 Lee Seham, Esq. (*pro hac vice*)
Stanley J. Silverstone, Esq. (*pro hac vice*)
8 Lucas K. Middlebrook, Esq. (*pro hac vice*)
SEHAM, SEHAM, MELTZ & PETERSEN, LLP
445 Hamilton Avenue, Suite 1204
9 White Plains, NY 10601

10 Stanley Lubin, Esq. State Bar No. 003076
stan@lubinandenoch.com
11 LUBIN & ENOCH, PC
349 North 4th Avenue
12 Phoenix, AZ 85003-1505
Tel: 602 234-0008
13 Fax: 602 626 3586

14 ATTORNEYS FOR DEFENDANT
US AIRLINE PILOTS ASSOCIATION

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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Don ADDINGTON; John BOSTIC; Mark
BURMAN; Afshin IRANPOUR; Roger VELEZ;
and Steve WARGOCKI,

Case No. 2:08-cv-1633-NVW

Plaintiffs,

vs.

ORDER

US AIRLINE PILOTS ASSOCIATION, and
US AIRWAYS, INC.,

Defendants.

10 This matter is before the Court on Defendant USAPA's motion for an order granting a
11 continuance of the accelerated trial to a date to be set sometime after February 17, 2009,
12 after the parties are heard in the Case Management Conference.

13 This Court finds there is good cause and that justice requires a continuance. USAPA's
14 motion will be GRANTED.

15 It is therefore ORDERED that the trial date will be set for a date after February 17,
16 2009, following the Case Management Conference.

17 IT IS SO ORDERED.

18 DATED this _____ day of _____, 2008

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Hon. Neil V. Wake
United States District Judge

1 **CERTIFICATE OF SERVICE**

2 This is to certify that on the date indicated herein below a true and accurate copy
3 of the foregoing pleading, *to wit*,

- 4 • Motion For Continuance By US Airline Pilots Association
5 • Memorandum In Support Of USAPA's Motion For A Continuance
6 • Proposed Order
7 • Certificate of Service

8 were electronically filed with the Clerk of Court using the CM/ECF system, which will
9 send notification of such filing to the following:

10 Marty Harper
11 mharper@stklaw.com

Kelly J. Flood
kflood@stklaw.com

Andrew S. Jacob
ajacob@stklaw.com

12 Shughart Thompson & Kilroy, P.C.
13 Security Title Plaza, Suite 1200
14 Phoenix, AZ 85012
15 Tel. 602 650-2000
16 Fax. 602 264-7033

17 Who are admitted counsel for the Plaintiffs in this matter, and,

18 Robert A. Siegel
19 rsiegel@omm.com

Rachel S. Janger
rjanger@omm.com

20 O'Melveny & Meyers LLP
21 400 S. Hope St.
22 Ste 177
23 Los Angeles, CA 90071-2899, and,

Sarah A. Asta
Sarah.Asta@USAirways.com

Karen Gillen
Karen.gillen@USAirways.com

who are admitted counsel for US Airways, Inc. in this matter.

And further that paper hard copies were provided to The Honorable Neil V. Wake, District
Court Judge, 401 W. Washington Street, SPC 52, Phoenix, AZ 85003.

1 On December 1, 2008, by:



2
3 /s/ Nicholas Paul Granath

Nicholas Paul Granath (*pro hac vice*)
ngranath@ssmplaw.com
SEHAM, SEHAM, MELTZ & PETERSEN, LLP
2915 Wayzata Blvd.
Minneapolis, MN 55405
Tel. 612 341-9080
Fax. 612 341-9079

7
8 Lee Seham, Esq. (*pro hac vice*)
ssmpls@aol.com
Stanley J. Silverstone, Esq. (*pro hac vice*)
9 ssilverstone@ssmplaw.com
Lucas Middlebrook, Esq. (*pro hac vice*)
10 lmiddlebrook@ssmplaw.com
SEHAM, SEHAM, MELTZ & PETERSEN, LLP
11 445 Hamilton Avenue, Suite 1204
White Plains, NY 10601
12 Tel: (914) 997-1346
13 Fax: (914) 997-7125

14 LOCAL COUNSEL:

15 Stanley Lubin, Esq., Lic. 003076
stan@lubinandenoach.com
16 LUBIN & ENOCH, PC
349 North 4th Avenue
17 Phoenix, AZ 85003-1505
18 Tel: 602 234-0008
19 Fax: 602 626 3586

20 Attorneys for Defendant: US Airline Pilots Association ("USAPA").
21
22
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