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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,

Plaintiffs,

vs.

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

Defendants.

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

**DECLARATION OF WILLIAM H.
TURBETT, III**

I, WILLIAM H. TURBETT, III, declare that the following is true and correct:

1. I make this Declaration of my own free will, based on my personal, first-hand knowledge, unless otherwise specifically indicated.
2. This Declaration is made in support of the motion for reconsideration by the US Airline Pilots Association (“USAPA” or “Association”).
3. I am currently a First Officer based out of Philadelphia and have been employed as a Pilot at US Airways since May 24, 1999. I was furloughed by US Airways on January 2, 2002 and recalled from furlough on May 14, 2007.
4. I am currently a member of USAPA. I do not currently hold any position within USAPA.

1 5. I am a former member of the Air Line Pilots Association (“ALPA”). When ALPA
2 was the certified bargaining representative of the US Airways Pilots, I served in the
3 following positions within the US Airways ALPA Master Executive Council (“MEC”):
4 Chairman of the Legislative Affairs Committee and Member of the Membership
5 Services Committee. During my furlough from US Airways, I served as a Legislative
6 Affairs Consultant to the US Airways ALPA MEC.

7
8 6. While I was a member of ALPA, I was registered to receive electronic
9 communications from ALPA and the US Airways ALPA MEC. As part of this
10 program, ALPA and the US Airways MEC would send updates and correspondence to
11 all US Airways Pilots who had registered their e-mail addresses with ALPA. Pilot
12 registration in this electronic communication service was included as part of the process
13 of becoming an ALPA member after commencing employment with US Airways.

14 7. On March 14, 2008, as part of the electronic communication program described
15 herein, I received an e-mail communication from ALPA President, Captain John H.
16 Prater, addressed to “US Airways Pilot,” which discussed separate operations and
17 separate ratification votes under ALPA Merger Policy and the Transition Agreement. A
18 true and correct copy of this March 14, 2008 letter from Captain John H. Prater is
19 attached hereto and marked and labeled as EXHIBIT A.

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8. I forwarded this letter electronically to counsel for USAPA on the morning of December 1, 2008.

Further your Declarant sayeth not.

Pursuant to 29 USC § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on: December 1, 2008

/s/ William H. Turbett, III
William H. Turbett, III

Exhibit A

Bill Turbett

From: ALPA Communications for AAA MEC [alpacomunications-aaamec@ames.alpa.org]
Sent: Friday, March 14, 2008 5:06 PM
To: alpacomunications-aaamec
Subject: Further Clarification of Separate Operations

ALPA: The Pilots Union



AIR LINE PILOTS ASSOCIATION, INTERNATIONAL OFFICE OF THE PRESIDENT

1625 MASSACHUSETTS AVENUE, NW · WASHINGTON, DC 20036
(888-FLY-ALPA (888-359-2572) · FAX 202-797-4007

March 14, 2008

Dear US Airways Pilot:

I want to respond quickly and in a definitive way to the positive reactions and questions from many of you to my letter on separate operations and separate ratification votes.

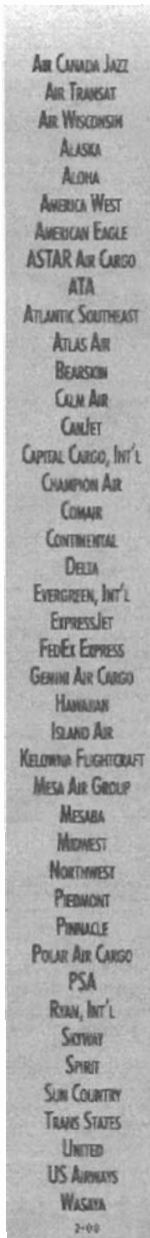
There should be no confusion on these important points, so I will be as clear and precise as I can be.

The Transition Agreement *requires* that the parties maintain *separate operations* until the implementation of a new collective bargaining agreement covering the entire airline. Both the Transition Agreement and ALPA Merger Policy *prohibit* US Airways from utilizing the single seniority list until we reach a single agreement.

Merger Policy does *not* contain a timetable for completing the single agreement. Rather, Merger Policy calls on the two MECs to work toward that ultimate goal. While they are doing that, it is *not* the responsibility or prerogative of the Association to direct them to reach agreement on specific contract issues or impose specific contract solutions.

Some members have asked what will happen if pilots from one group or the other sue the Association either to block implementation or to force implementation of the Nicolau award. I repeat—there is no required timetable for implementation of the award. That only

3/15/2008



happens with a single collective bargaining agreement.

So, as required by Merger Policy, the Association will defend the award but will *also* work tirelessly to help the two MECs forge solutions and craft comprehensive proposals that resolve all seniority, career advancement, and contract issues for all US Airways pilots. That course of action is consistent with the resolutions of our Executive Council. As long as the two MECs are working in this direction, there is a solid defense against court intervention.

When the representation election is behind us, the two MECs can turn their attention to resolving their differences and reaching an agreement on contract and career progression issues that will benefit all US Airways pilots. This will lead to a contract that is much better than any contract that USAPA can obtain, as it will be a contract that addresses all pilot concerns. On the other hand, USAPA will propose a quick, cheap, cost-neutral contract that addresses only seniority, that will be tied up in endless litigation, and that is subject to being undone in future negotiations or in future mergers.

When a tentative agreement is reached under the ALPA structure, each MEC, followed by each pilot group, will have the right to a separate ratification vote on that agreement. I want to assure you that trusteeship will *not* be used to deprive you of your right to separate membership ratification. That protection—for each MEC and each pilot group to analyze, debate, and ratify a contract that meets its needs—exists in ALPA Merger Policy and does *not* under USAPA representation.

In Unity,

Captain John H. Prater
President

www.ALPA.ORG

ALPA: The Pilots Union

3/15/2008

If you wish to unsubscribe from this list, please go to <https://crewroom.alpa.org/alpa/DesktopModules/ToPreferences.aspx> to update your Standard Mailings and/or E-Mail Distribution Lists preferences. Note: you may be prompted to logon to access this page.

3/15/2008