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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;  
Steve Wargoeki,

Plaintiffs,

vs.

US Airline Pilots Association; US  
Airways, Inc.,

Defendants.

No. CV 08-1633-PHX-NVW  
(consolidated)

**ORDER**

Don Addington; John Bostic; Mark  
Burman; Afshin Iranpour; Roger Velez;  
Steve Wargoeki, et al.,

Plaintiffs,

vs.

Steven Bradford; Paul Diorio; Robert  
Frear; Mark King; Douglas Mowery; John  
Stephan, et al.,

Defendants.

CV08-1728-PHX-NVW

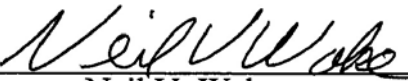
On November 21, the court ordered that trial on the merits of Plaintiffs' claims against USAPA would be set no later than February 17, 2009. (Doc. # 85.) USAPA has moved to continue this trial date. (Docs. # 91, 92). This motion will be granted.

1 One week after the date for trial was set, Plaintiffs filed an amended complaint (doc.  
2 # 86). The new complaint seeks to recast this case, originally brought by six individuals, as  
3 a class action on behalf of approximately 1800 West Pilots. In their subsequent motion for  
4 class certification (doc. # 120), Plaintiffs have confirmed that they seek damages on behalf  
5 of the putative class. From these pleadings there arise important threshold issues relating to  
6 class certification and the right to a jury trial. The schedule for briefing and disposition of  
7 these issues will require the trial date to be postponed.

8 When the briefing is complete on the Plaintiffs' Motion for Class Certification (doc.  
9 # 120) and USAPA's motion relating to its jury demand (not yet filed), the court will call for  
10 a further case management report and will set a new case management schedule.

11 IT IS THEREFORE ORDERED that Defendant USAPA's Motion for Continuance  
12 (doc. # 91) is granted.

13 DATED this 5<sup>th</sup> Day of January, 2009.

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16 Neil V. Wake  
17 United States District Judge  
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