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

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

13 Plaintiffs,

14 vs.

15 US AIRLINE PILOTS ASSOCIATION,
US AIRWAYS, INC.,
16 Defendants,

Case No. 2:08-cv-1633-PHX-NVW
(Consolidated)

**DEFENDANT'S NOTICE THAT IT
WILL NOT FILE A REPLY TO
PLAINTIFFS' RESPONSE TO
DEFENDANT'S MOTION FOR
ORDER TO SHOW CAUSE
REGARDING STAY OF
PROCEEDINGS PENDING APPEAL**

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

19 Plaintiffs,

20 vs.

21 Steven H. BRADFORD, Paul J. DIORIO,
Robert., A. FREAR, Mark. W. KING,
22 Douglas L. MOWERY, and John A.
STEPHAN,
23

Defendants.

Case No. 2:08-cv-1728-PHX-NVW

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

3 **NOTICE**

4 PLEASE TAKE NOTICE that Defendant US Airline Pilots Association
5 (“USAPA”) will not file a Reply to Plaintiffs’ Response to Defendant’s Motion for Order
6 to Show Cause Regarding Stay of Proceedings Pending Appeal (Dkt. No. 270).

7 Respectfully Submitted,

8 Dated: March 19, 2009

9 By: /s/ Lucas K. Middlebrook, Esq.

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1 **CERTIFICATE OF SERVICE**

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

- 5
- 6 • Defendant USAPA’s Notice That it Will Not File a Reply to Plaintiffs’ Response
7 to Defendant’s Motion for Order to Show Cause For Stay of Proceedings Pending
8 Appeal;
 - 9 • Certificate of Service

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

12
13 Marty Harper Kelly J. Flood Andrew S. Jacob
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20 Who are admitted counsel for the Plaintiffs in this matter, and

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Who are admitted counsel for Defendant 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 March 19, 2009, by:

2 /s/ Lucas K. Middlebrook

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