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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.

**JOINT PROPOSED**

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

**VOIR DIRE QUESTIONS**

Defendants.

Plaintiffs Don Addington, *et al.*, and Defendant, US Airline Pilots Association

jointly submit the following Joint Proposed *Voir Dire* Questions:

1. Did you know of or had you ever met the Judge, the attorneys or any of the parties involved in this lawsuit? Plaintiffs submits that this is covered by the Court's Standard Voir Dire Question No. 2 & 3

2. Prior to today, did you know that there was a dispute over pilot seniority at US Airways?

3. Prior to today, did you know that there had been a merger of America West Airlines and US Airways?

4. Do you have an opinion, positive or negative, about the merger of America West Airlines and US Airways?

5. Do you or have you ever held stock or other investment interest in a commercial airline?

6. Are you or anyone you know employed by an airline?

1 7. Have you or anyone you know ever worked for a company when it  
2 merged with another company?

3 8. Have you or anyone in your immediate family worked for a company  
4 where your right to promotions or risk of being furloughed or laid off was determined  
5 by your length of service at the company?

6 9. Have you or anyone you know ever been involved in a dispute over  
7 seniority in the workplace?

8 10. Have you ever been furloughed or laid off from your job?

9 11. Is anyone in your immediate family presently furloughed or laid off from  
10 their job?

11 12. Are you now or have you been a member of any labor union?

12 13. Are you or any close relative or friend an officer in a labor union?

13 14. Have you or any close relative or friend been an officer in a labor union?

14 15. Have you heard of the term the “duty of fair representation”?

15 16. Have you ever participated in an arbitration?

16 17. Do you have any sort of frequent flyer preferred status with any airline?

17 18. Have you ever heard of America West or US Airways referred to as “your  
18 hometown airline”?

19 19. Are you a licensed pilot?

20 20. Are you or any close friend or relative a commercial pilot?

21 21. Do you believe that defendants in civil lawsuits are more often than not  
22 the party at fault? Plaintiffs submits that this is covered by the Court’s Standard Voir  
23 Dire Question No. 7

24 22. Do you believe that plaintiffs in civil lawsuits are more often than not the  
25 party at fault? Plaintiffs submits that this is covered by the Court’s Standard Voir Dire  
26 Question No. 7

27 23. Do you believe, because this case has come to trial, that the Plaintiffs’  
28 version of the facts is probably true? Plaintiffs submit that this is covered by the Court’s  
Standard Voir Dire Question No. 7

1 24. Do you believe, because this case has come to trial, that the Defendant's  
2 version of the facts is probably true? Plaintiffs submit that this is covered by the Court's  
3 Standard Voir Dire Question No. 7

4 25. Will you have difficulty obeying and sincerely applying the rules of law  
5 that the Court will later give the jury, even if you personally don't think the law is right?  
6 Plaintiffs submit that this is covered by the Court's Standard Voir Dire Question No. 8  
7 & 11

8 26. Have you ever been a plaintiff or a defendant in a civil jury trial?

9 27. Are you a lawyer or employed by a lawyer, law firm, or legal department  
10 of a business or government entity? Plaintiffs submit that this is covered by the Court's  
11 Standard Voir Dire Question No. 10

12 28. Have you ever testified at a trial? Plaintiffs submit that this is covered by  
13 the Court's Standard Voir Dire Question No. 9

14 29. Is there anything you heard about this trial that leads you to believe that  
15 you will not be able to give a fair verdict in accordance with the instructions that will be  
16 given by the Judge. Plaintiffs submit that this is covered by the Court's Standard Voir  
17 Dire Question No. 11, 12, & 15

18 30. Is anyone a relative of, or a social or business acquaintance of Don  
19 Addington, John Bostic, Mark Burman, Afshin Iranpour, Roger Velez, or Steve  
20 Wargocki? Plaintiffs submit that this is covered by the Court's Standard Voir Dire  
21 Question No.3

22 31. Does anyone have a family member, or relative, who was a contractor to  
23 America West Airlines? Plaintiffs submit that this is covered by the Court's Standard 3;  
24 If given at all, Plaintiffs propose: "Have you ever been employed by America West  
25 Airlines or by US Airways?"  
26  
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1 32. Is anyone a contractor to US Airways? Plaintiffs submit that this is  
2 covered by the Court's Standard 3; If given at all, Plaintiffs propose the language in #31

3 33 Is anyone here involved in any way with the legal profession and/or law  
4 enforcement? Plaintiffs submit that this is covered by the Court's Standard Voir Dire  
5 Question No. 10  
6

7 34. Has anyone here had any case, or been affected by any case, involving this  
8 Court, or this judge? Plaintiffs submit that this is covered by the Court's Standard Voir  
9 Dire Question No. 2  
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11 35. Has anyone seen any Internet web site, posting or e-mail about this  
12 lawsuit? Plaintiffs submit that this is covered by the Court's Standard Voir Dire  
13 Question No. 1  
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15 36. Has anyone seen any Internet web site, posting or e-mail about this  
16 lawsuit by pilots who used to work for America West Airlines? Plaintiffs submit that this  
17 is covered by the Court's Standard Voir Dire Question No. 1  
18

19 37. Has anyone, or anyone you know, ever filed a lawsuit against a union?

20 38. Has anyone had a bad experience with a union?

21 39. Has anyone ever had a dispute with a union? Plaintiffs do not believe that  
22 this question is duplicative of No. 38 because "bad experience" would refer to an  
23 employer or employee experience where the juror was not directly involved. The term  
24 "dispute" would be interpreted as a direct dispute with the union other than litigation.  
25

26 40. Does anyone here believe that he/she would be unable to view objectively  
27  
28

1 the legal position of a union defending against a lawsuit by its own members? Plaintiffs  
2 submit that this is covered by the Court's Standard Voir Dire Question No. 11 & 12

3 41. Is there anyone who believes that individuals and labor unions should not  
4 be treated equally by the jury at trial? Plaintiffs submit that this is covered by the  
5 Court's Standard Voir Dire Question No. 11 & 12

6 7 42. Does anyone believe for any reason that he/she could not give a fair trial  
8 to a labor union that is sued by some of its members? Plaintiffs submit that this is  
9 covered by the Court's Standard Voir Dire Question No. 11 & 12

10 11 43. Has anyone ever served on a jury in the past in a case involving a claim by  
12 union member(s) against his/her own union? Plaintiffs submit that this is covered by  
13 the Court's Standard Voir Dire Question No. 11 & 12

14 15 44. Does anyone have any political or religious reason why they should not be  
16 a juror on this case? Plaintiffs submit that this is covered by the Court's Standard Voir  
17 Dire Question No. 18

18 45. Does anyone feel that it would be better if workers did not have unions?

19 20 46. Does anyone feel that in the workplace seniority should not matter?  
21 Plaintiffs submits that this is covered by the Court's Standard Voir Dire Question No.  
22 18

23 47. Has anyone ever served on a jury before?

24 25 48. Has anyone ever been a witness before? Plaintiffs submits that this is  
26 covered by the Court's Standard Voir Dire Question No. 9

1 49. Does anyone feel that unions should not be democratic? Plaintiffs  
2 submits that this is covered by the Court's Standard Voir Dire Question No. 18

3 50. Has anyone here had any legal education or training? Plaintiffs submits  
4 that this is covered by the Court's Standard Voir Dire Question No. 10  
5

6 51. Does anyone here think they know how they would decide this case if  
7 they had to decide it today? Plaintiffs submits that this is covered by the Court's  
8 Standard Voir Dire Question No. 12

9 DATED April 20, 2009  
10

11 */s/ Don Stevens*  
12 \_\_\_\_\_

*/s/ Nicholas P. Granath*  
\_\_\_\_\_

13 Andrew S. Jacob  
14 POLSINELLI SHUGHART, P.C.  
15 3636 N. Central Ave., Suite 1200  
16 Phoenix, AZ 85012  
*Attorney for Plaintiffs*

Nicholas P. Granath  
SEEHAM, SEHAM, MELTZ & PETERSEN, LLP  
445 Hamilton Ave., Suite 1204  
White Plains, NY 10601  
*Attorneys for Defendant*

17 **CERTIFICATE OF SERVICE**

18 I hereby certify that on April 20, 2009, I electronically transmitted the foregoing  
19 document to the U.S. District Court Clerk's Office by using the CM/ECF System for  
20 filing and transmittal of a Notice of Electronic Filing.

21 s/ Don Stevens  
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