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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

**REPLY RE REQUEST FOR TRIAL
SUBPOENAS**

Plaintiffs respectfully submit that the Court should require USAPA to produce Stephen Bradford for testimony during Plaintiffs' case-in-chief. Mr. Bradford was the primary moving force in the formation of USAPA, instrumental in the campaign USAPA waged to replace ALPA as the bargaining agent for the pilots, and in the post-certification communications about the motives and intention of USAPA. Mr. Bradford was the President until just two days ago. He has apparently been replaced by Mr. Cleary (although there appears to be some question about the finality of that election due to the exclusion of a West Pilot candidate for the position.

1 Both sides listed Mr. Bradford as a “will call witness”. He is a critical witness for
2 the Plaintiffs to be able to introduce and establish foundation for a substantial number of
3 exhibits, including some documents that were not obtained by Plaintiffs until after Mr.
4 Bradford’s deposition. The Court should find that Mr. Bradford is the primary
5 executive officer for USAPA for purposes of this trial and order USAPA to produce him
6 for cross examination. USAPA should not be allowed to use the election of new
7 officers to prevent Plaintiff from having this witness available for trial.
8

9
10 Plaintiff has attached as Exhibit 1 the list of trial exhibits that directly involve
11 communications to or from Mr. Bradford. If the Court is not inclined to order Mr.
12 Bradford to appear under these circumstances, then the Court should order the
13 admission of each of the exhibits listed on Exhibit 1 without further foundation.
14

15 DATED April 22, 2009

16 */s/ Don Stevens*

17 _____
18 Don Stevens
19 POLSINELLI SHUGHART, P.C.
20 3636 N. Central Ave., Suite 1200
21 Phoenix, AZ 85012
22 *Attorneys for Plaintiffs*

23 **CERTIFICATE OF SERVICE**

24 I hereby certify that on April 22, 2009, I electronically transmitted the foregoing
25 document to the U.S. District Court Clerk’s Office by using the CM/ECF System for
26 filing and transmittal of a Notice of Electronic Filing.
27

28 s/ Don Stevens
