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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

**JOINT PROPOSED
STATEMENT OF THE CASE**

In 2005, two airlines – US Airways and America West Airlines – agreed to merge. The merged airline now operates under the name US Airways.

Prior to the merger, each of the two airlines used a pilot seniority list to determine such issues as bidding for schedules and promotion opportunities. The seniority list for the pre-merger US Airways’ pilots is commonly referred to as the East Pilot seniority list. The seniority list for the former America West Airlines is referred to as the West Pilot seniority list.

After the merger of the two airlines, the issue arose as to how the East and West pilot groups should be operationally integrated, including the creation of an integrated seniority list.

Until April 17, 2008, the two pilot groups were represented by the Air Line Pilots

1 Association (“ALPA”). On April 18, 2008, the defendant US Airline Pilots Association
2 (USAPA) was certified as the collective bargaining representative of all post-merger US
3 Airways’ pilots. This case concerns whether USAPA’s actions regarding the integration
4 of the East and West pilot groups complies with its duty of fair representation.

5 DATED April 23, 2009

6 */s/ Don Stevens*

/s/ Lucas Middlebrook

7 _____
8 Don Stevens
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13 **CERTIFICATE OF SERVICE**

14 I hereby certify that on April 23, 2009, I electronically transmitted the
15 foregoing document to the U.S. District Court Clerk’s Office by using the
16 CM/ECF System for filing and transmittal of a Notice of Electronic Filing.

17 A full copy of the Joint Proposed Statement of the Case was emailed to
18 the chambers of the Hon. Neil Wake on April 23, 2009.

19 *s/ Don Stevens*

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