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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

IT IS ORDERED THAT counsel for Plaintiffs, USAPA, and US Airways appear on **July 16, 2009, at 10:00 a.m.** for further argument regarding injunctive relief. In particular, the discussion will address the following issues: 1) The mediation process outlined in Section 6 of the Railway Labor Act; 2) The applicability of that process to CBA negotiations in light of section V.G of the Transition Agreement; 3) USAPA's

1 ability to justify separate CBA negotiations; 4) USAPA's ability to call a strike of some  
2 or all pilots with respect to single or separate CBA negotiations; 5) Plaintiffs' potential  
3 entitlement to damages if it is proven that USAPA negotiates separate CBA's in bad faith  
4 to evade an injunction remedy for breach of duty of fair representation. Counsel may  
5 appear by telephone or in person.

6 DATED this 14<sup>th</sup> day of July, 2009.

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Neil V. Wake  
United States District Judge

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