IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ARIZONA

Don Addington; John Bostic; Mark Burman; Afshin Iranpour; Roger Velez; Steve Wargocki, 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 Wargocki, et al., Plaintiffs, vs. Steven Bradford; Paul Diorio; Robert Frear; Mark King; Douglas Mowery; John Stephan, et al., Defendants.	CV08-1728-PHX-NVW

Before the Court is Defendant USAPA's First Motion to Extend Time to Answer Plaintiffs' Second Amended Complaint. (Doc. # 609.) The Motion is mooted by Defendant's September 18, 2009 Answer to the Second Amended Complaint. (Doc. # 616.) However, even if the Motion were not moot, the Court would have denied the Motion. Though Defendant's time to file a motion to dismiss has been extended so as to not interfere

with counsel's work on the appeal, there is benefit to pleading in response to the Second Amended Complaint so Plaintiff can plan its litigation. Preparing an answer would not be a significant burden on Defendant.

IT IS THEREFORE ORDERED that Defendant USAPA's First Motion to Extend Time to Answer Plaintiffs' Second Amended Complaint (Doc. # 609) is denied as moot.

DATED this 24th day of September, 2009.

Neil V. Wake
United States District Judge