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7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE DISTRICT OF ARIZONA**

9 Don ADDINGTON; John BOSTIC; Mark
BURMAN; Afshin IRANPOUR; Roger
10 VELEZ; and Steve WARGOCKI,

11 Plaintiffs,

12 vs.

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

14 Defendants,

15 Don ADDINGTON; John BOSTIC; Mark
BURMAN; Afshin IRANPOUR; Roger
16 VELEZ; and Steve WARGOCKI,

17 Plaintiffs,

18 vs.

19 Steven H. BRADFORD, Paul J. DIORIO,
Robert A. FREAR, Mark. W. KING,
20 Douglas L. MOWERY, and John A.
STEPHAN,

21 Defendants.
22

Case No. 2:08-cv-1633-PHX-NVW
(Consolidated)

NOTICE OF FILING

Case No. 2:08-cv-1728-PHX-NVW

1 Defendant, the US Airline Pilots Association (“USAPA”), files this Notice that
2 the attached order, marked and labeled, Attachment A, of the Ninth Circuit Court of
3 Appeals, was filed on August 3, 2010, in the matter of *Addington v. US Airline Pilots*
4 *Ass’n*, 606 F.3d 1174, 1184 (9th Cir. 2010) (Court of Appeals Case No. 09-16564).

5 Respectfully Submitted,

6 Dated: August 6, 2010

By: /s/ Nicholas P. Granath, Esq.

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17 **CERTIFICATE OF SERVICE**

18 Case No. 2:10-CV-01570-PHX-ROS

19 I hereby certify that on this day of August 6, 2010, I electronically transmitted
20 the foregoing document to the U.S District Court Clerk’s Office using the ECF System
for filing and transmittal.

21 By: /s/ Nicholas Paul Granath, Esq.

AUG 03 2010

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

Exhibit A

DON ADDINGTON, individual resident of the State of Arizona formerly employed by America West Airlines, Inc. and presently employed by its successor after merger, US Airways, Inc.; et al.,

Plaintiffs - Appellees,

v.

US AIRLINE PILOTS ASSOCIATION, an unincorporated association representing the pilots in the employment of US Airways Inc., a Delaware corporation,

Defendant - Appellant,

and

US AIRWAYS, INC., a Delaware corporation; et al.,

Defendants.

No. 09-16564

DC No. 2:08 cv-1633 NVW
D. Ariz., Phoenix

ORDER

Before: TASHIMA, GRABER, and BYBEE, Circuit Judges.

Plaintiffs-appellees' motion to stay issuance of the mandate pending the filing of a petition for a writ of certiorari in the Supreme Court is denied.