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12 Attorneys for Plaintiff  
13 US Airways, Inc.

14 **UNITED STATES DISTRICT COURT**  
15 **DISTRICT OF ARIZONA**

17 US Airways, Inc., a Delaware  
18 Corporation,

18 Plaintiff,

19 v.

20 Don Addington, an individual; John  
21 Bostic, an individual; Mark Burman, an  
22 individual; Afshin Iranpour, an  
23 individual; Roger Velez, an individual;  
24 and Steve Wargocki, an individual, on  
25 behalf of themselves and all other  
26 similarly-situated individuals,

25 and

26 US Airline Pilots Association, an  
27 unincorporated association,

27 Defendants.  
28

Case No. CV-10-1570-PHX-ROS

**DECLARATION OF ROBERT A.  
SIEGEL IN SUPPORT OF PLAINTIFF  
US AIRWAYS, INC.'S OPPOSITION  
TO DEFENDANT USAPA'S RULE 12  
MOTION TO DISMISS**

1 I, Robert A. Siegel, pursuant to 28 U.S.C. § 1746, declare and state as follows:

2 1. I am submitting this Declaration in connection with Plaintiff US Airways,  
3 Inc.'s ("US Airways") Opposition To Defendant USAPA's Rule 12(b) Motion To Dismiss  
4 in *US Airways, Inc. v. Don Addington, et al. and US Airline Pilots Association*, Case  
5 No. CV-10-1570-PHX-ROS (D. Ariz.). I am a partner with the law firm of O'Melveny &  
6 Myers LLP and am one of the attorneys principally responsible for the representation of  
7 US Airways in that case, as well as in *Addington v. US Airline Pilots Association*, Case  
8 No. CV-08-1633-PHX-NVW (D. Ariz.) ("*Addington*"). I have personal knowledge of the  
9 facts set forth below, and, if called as a witness in this matter, I could and would  
10 competently testify thereto.

11 2. On or about June 10, 2010, I received a letter from Marty Harper, an  
12 attorney representing the West Pilots in *Addington*. A true and correct copy of Mr.  
13 Harper's June 10, 2010 letter is attached hereto as Exhibit A.

14 3. On or about July 14, 2010, I received another letter from Marty Harper. A  
15 true and correct copy of Mr. Harper's July 14, 2010 letter is attached hereto as Exhibit B.

16 I declare under penalty of perjury, under the laws of the United States of America,  
17 that the foregoing is true and correct.

18 Executed this 21st day of October 2010, at Los Angeles, California.

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/s/ Robert A. Siegel  
Robert A. Siegel

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 21, 2010, the foregoing document was electronically transmitted to the United States District Court Clerk's Office using the CM/ECF System for filing and transmittal.

\_\_\_\_\_  
/s/ Robert A. Siegel

Robert A. Siegel