

EXHIBIT A



Marty Harper

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June 10, 2010

Robert Siegel
O'Melveny & Myers
400 South Hope Street
Los Angeles, CA 90071
rsiegel@omm.com

Re: Ninth Circuit Court of Appeals and the Nicolau Award

Dear Bob:

Notwithstanding the decision of the Ninth Circuit Court of Appeals, this letter is to inform you that nothing has changed regarding the validity of the Nicolau Award and its proper inclusion into a single collective bargaining agreement for all US Airways Pilots.

It is our understanding that due to the Ninth Circuit's decision, the US Airline Pilots Association plan to propose an alternative seniority proposal in the contract negotiations with US Airways. But US Airways has agreed to implement the award and seniority list that resulted from the Nicolau Arbitration, and therefore the Nicolau Award is the only appropriate seniority award to be included in a single CBA. Given that US Airways has already accepted the Nicolau Award, we assume that US Airways will do nothing to facilitate any future breach of the duty of fair representation by USAPA.

The former America West Pilots will do nothing to impede the joint contract negotiations towards a single CBA, but do hereby provide notice that they will be watching the negotiations carefully. The West Pilots further provide notice that they will act if US Airways and USAPA agree to a seniority proposal that is not in the best interests of all members of USAPA's bargaining unit.

For your information, we will be filing a Petition for Rehearing En Banc today with the Ninth Circuit. As a courtesy, we have enclosed a copy of the Petition for your review and information.

Sincerely,

A handwritten signature in cursive script that reads "Marty Harper".

Marty Harper

Phoenix Kansas City St. Louis Chicago Denver Washington, DC New York Wilmington, DE

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EXHIBIT B



Marty Harper

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July 14, 2010

VIA EMAIL (rsiegel@omm.com) AND US
MAIL

Robert Siegel
O'Melveny & Myers
400 South Hope Street
Los Angeles, CA 90071

Re: The USAPA Litigation

Dear Bob,

In my last letter I told you I would keep you apprised of developments in the USAPA Litigation. As you probably know, the Ninth Circuit late last week denied both our Motion for Clarification and Motion for Rehearing En Banc. Today, we filed a Motion To Stay The Mandate Pending Filing A Petition For Certiorari. I enclose a copy. With that, our litigation at the Ninth Circuit level is now complete.

The former America West Pilots' position with respect to everyone's obligation under the Transition Agreement remains unchanged. The Company fulfilled its Transition Agreement obligations by accepting the Nicolau Award in December, 2007. It ratified that position when Mr. Hemenway testified, through his deposition, about the Company's continued obligation to honor the Nicolau Award. The West Pilots expect that the Company will continue to adhere to that position and will do nothing during collective bargaining to assist USAPA in breaching its duty to fairly represent them in connection with the seniority list.

The Ninth Circuit indicated that the West Pilots will have no problem with ripeness if they renew the litigation after a CBA is ratified. Such litigation is highly likely if the CBA does not use the Nicolau seniority award. In such event, we anticipate seeking relief similar to that granted in *Bernard v. Air Line Pilots Ass'n, Int'l*, 873 F.2d 213, 217 (9th Cir.1989).

I want to reiterate that the West Pilots will do nothing to impede negotiations toward a single CBA but they will be watching these negotiations carefully.

Very truly yours,

A handwritten signature in black ink that reads "Marty Harper".

Marty Harper

MH:kah

Phoenix Kansas City St. Louis Chicago Denver Washington, DC New York Wilmington, DE

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