

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

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

US Airways, Inc., a Delaware Corporation,

Plaintiff,

vs.

Don Addington, an individual, *et al*

and

US Airline Pilots Association,

Defendants.

a

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

**DECLARATION (SECOND) OF
NICHOLAS PAUL GRANATH
IN SUPPORT OF USAPA'S
MOTION TO DISMISS THE
ADDINGTON CROSS CLAIM**

I, Nicholas Paul Granath, Esq., declare as follows:

1. I make this Declaration of my own free will and based on my personal, first-hand knowledge, unless otherwise specifically indicated. I am counsel of record for the US Airline Pilots Association ("USAPA") in the above cited matter, and in all related litigation.

2. This Declaration is in support of "USAPA's motion to dismiss the Addington cross-claim and memorandum of law in support thereof."

3. Attached, marked, and labeled Attachment A is a true and correct copy of a the court-reported transcript of the hearing before the Honorable Judge Wake, held on October 12, 2010, on the Addington parties motions under Rule 60(b) and to transfer.

4. Attached, marked, and labeled Attachment B is a true and correct copy of an extract from the Final Pretrial Order (Doc. # 417) in Case 2:08-cv-01633-NVW.

1 5. Attached, marked, and labeled Attachment C is a true and correct copy of
2 the Stipulated Statement of Facts (Doc. # 77) in Case 2:08-cv-01633-NVW.

3 Pursuant to 29 U.S.C. § 1746, I declare under penalty of perjury that the foregoing
4 is true and correct.

5 Executed on: October 28, 2010

6 */s/ Nicholas Paul Granath*
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23