

SEHAM, SEHAM, MELTZ & PETERSEN, LLP

ATTORNEYS AT LAW

Writer's Direct:

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October 29, 2010

Exhibit E

Marty Harper Esq.
mharper@polsinelli.com
Polsinelli Shughart, P.C.
CityScape
One East Washington Street, Suite 1200
Phoenix, AZ 85004-2568
Direct 602 650-2080; Cell 602 738-8007

Re: **RULE 11 MOTION**

US Airways Inc. v. Addington et al (CASE NO. 2:10-cv-01570-PHX-ROS)

Addington Pilots Answer And Cross Claim (Doc. No. 34), filed 09/07/10

Marty:

Please find enclosed and hereby served upon you and your client the following:

1. Defendant USAPA'S Notice Of Amended Motion And Amended Motion For Rule 11 Sanctions Against The *Addington* Defendants And Counsel;
2. Declaration of Nicholas Granath in support of the above, with its attachments;
3. Proposed Order.

In reference to your September 9, 2010, letter in response to the original Rule 11 motion, you do not indicate any legal or factual support for the Cross Claim but state you will not voluntarily withdraw it, and you reiterate law not material to the motion, implying a threat if USAPA files the motion.

Please make no mistake, we are prepared to file the motion, and to seek court ordered sanctions not only against your client but also against you and Polsinelli Shughart on the grounds, authority, and argument set forth in the enclosures.

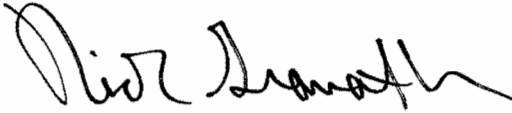
Respectfully, please reconsider and withdraw the Cross Claim.

Thank you.

October 29, 2010

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Sincerely,
Seham, Seham, Meltz, Petersen, LLP

A handwritten signature in black ink, appearing to read "Nick Granath". The signature is fluid and cursive, with a large initial "N" and a long, sweeping tail.

Nicholas Paul Granath, Esq.
Counsel, *Pro Hac Vice*, for Defendant USAPA

cc:

Lee Seham, Esq., Lead Counsel for USAPA

Stan Lubin, Esq., Local Counsel for USAPA