

1 litigation.¹

2 Shortly after commencement of this action, on July 30, 2010, USAPA filed a
3 motion (Doc. # 17) seeking to stay all proceedings until such time as the United States
4 Supreme Court rendered its final disposition of any petition for certiorari taken from
5 *Addington v. US Airline Pilots Ass'n*, 606 F.3d 1174 (9th Cir. 2010). Both US Airways
6 and the Addington co-defendants opposed USAPA's motion to stay, and briefing on the
7 motion concluded with the filing of USAPA's reply on August 23, 2010.

8 **Conclusion.**

9 The United States Supreme Court, by denying the *Addington* plaintiffs' petition
10 for certiorari, has rendered its final disposition of the *Addington* litigation. As a result,
11 USAPA's motion to stay these proceedings pending the outcome of that appeal has been
12 rendered moot. Therefore, USAPA hereby withdraws its motion to stay and the
13 memoranda in support thereof.
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16 Respectfully Submitted,

17 On: January 10, 2011

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23 ¹ A copy of the Supreme Court docket evidencing denial of the certiorari petition is attached as Exhibit A.

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12 **CERTIFICATE OF SERVICE**

13 Case No. 2:08-CV-01633-PHX-NVW

14 I hereby certify that on this day of January 10, 2011, I electronically transmitted the
15 foregoing document and all its attachments to the U.S District Court Clerk's Office using
16 the ECF System for filing and transmittal.

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By: /s/ Lucas K. Middlebrook, Esq.
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