

DECLARATION OF ERIC FERGUSON

STATE OF ARIZONA,)
County of Maricopa)

I, Eric Alan Ferguson, declare under penalty of perjury that the following is true and correct to the best of my knowledge:

1. This declaration is based on my personal, first-hand knowledge, unless otherwise specifically indicated.

2. I was hired by America West in 2003.

3. I was appointed to the America West Airlines Merger Committee in January 2008, just three months prior to the decertification of Air Line Pilots Association (“ALPA”) and the certification of the US Airline Pilots Association (“USAPA”).

4. I am presently a pilot employed in the service of American Airlines, Inc., as a First Officer, narrow-body Airbus.

5. I am presently a member of the Allied Pilots Association (“APA”) Board of Directors.

6. I am member of USAPA in good standing in accordance with USAPA’s Constitution and Bylaws as of its decertification on September 16, 2014.

7. I served intermittently as a Phoenix Domicile Representative for USAPA’s Board of Pilot Representatives (“BPR”) from the Fall of 2009 until my resignation on February 24, 2015.

8. On February 24, 2015, I, along with the two other Phoenix Domicile Representatives, John Scherff and Dave Simmons, sent notice to USAPA’s officers of our resignations from our positions as Phoenix Domicile Representatives. (A true and correct copy of this notice of resignation is attached hereto as “Exhibit A”.)

9. As stated in the notice of resignation, the primary reason for the resignation of the Phoenix BPR members was USAPA’s continued refusal to treat the East and West Pilots equally in the ongoing seniority integration process.

10. Since USAPA's decertification as a labor union on September 16, 2014, USAPA's National Officers and BPR members, the Defendants in this action, have approved expending and have expended USAPA funds to support the East Pilots' position in seniority integration proceedings.

11. The Defendants have refused to provide funding for the West Pilots' Merger Committee, which had plainly stated its intent to support the position that the arbitrated Nicolau Award should be used to order US Airways pilots in the seniority integrations.

12. Despite multiple requests, the West Pilots have been unable to prevent the Defendants from spending our union dues in a manner that personally benefits the Defendants and all East Pilots while being adverse to the interests of the West Pilots.

13. I am a member of the West Pilots' Merger Committee, which was appointed by APA as a participant in the upcoming seniority integration proceedings.

14. Pursuant to a 2013 agreement among US Airways, American Airlines, APA, and USAPA, American Airlines has agreed to provide \$4 million to APA upon APA's delivery of an Integrated Seniority List combining the pilots of US Airways and American Airlines. APA has agreed to advance an equal portion of these funds all three Merger Committees, including the West Pilots' Merger Committee, to participate in the current seniority integration proceedings.

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

Executed this 27th day of March, 2015.



Eric A. Ferguson