

THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

CIVIL ACTION NO.: 3:15-cv-00111-RJC-DCK

EDDIE BOLLMEIER, BILL TRACY and )  
SIMON PARROTT, )  
 )  
Plaintiffs )  
vs. )  
 )  
GARY HUMMEL, STEPHEN BRADFORD, )  
ROB STREBLE, STEVE SMYSER, )  
ROBERT FREAR, COURTNEY BORMAN, )  
And Jane Doe Berman, RONALD NELSON, )  
PAUL DIORIO, PAUL MUSIC, JOHN )  
TAYLOR, JOE STEIN, PETE DUGSTAD, )  
JAY MIKEY and STEPHEN NATHAN, )  
 )  
Defendants, sued in their )  
individual capacity. )  
\_\_\_\_\_ )

**COMBINED REQUESTS FOR PRODUCTION AND NON-UNIFORM  
INTERROGATORIES TO PLAINTIFFS ON BEHALF OF DEFENDANTS GARY  
HUMMEL, STEPHEN BRADFORD, ROB STREBLE, STEVE SMYSER, JOHN  
TAYLOR, JOE STEIN, PETE DUGSTAD, JAY MILKEY, AND STEPHEN NATHAN**

Pursuant to Federal Rules of Civil Procedure 26 and 33, defendants Gary Hummel, Stephen Bradford, Rob Streble, Steve Smyser, John Taylor, Joe Stein, Pete Dugstad, Jay Milkey, and Stephen Nathan request that Plaintiffs respond and answer separately, in writing, and under oath, the following requests for production and non-uniform interrogatories.

DEFINITIONS

1. “Plaintiffs” refers to plaintiffs Eddie Bollmeier, Bill Tracey, and Simon Parrott.
2. “Defendants” refers to defendants Gary Hummel, Steve Bradford, Rob Streble, Steve Smyser, John Taylor, Joe Stein, Pete Dugstad, Jay Milkey, Stephen Nathan, Robert Frear, Courtney Borman, Ronald Nelson, Paul DiOrio, and Paul Music.

3. “USAPA” refers to the US Airline Pilots Association, and is intended to cover USAPA, employees, agents, representatives, attorneys, consultants, actuaries, administrators, or other persons or entities who have acted for or on behalf of USAPA, whether or not correctly named.

4. “Leonidas” refers to Leonidas, LLC, and is intended to cover it, its subsidiaries, officers, directors, members, managers, employees, volunteers, agents, the Leonidas Information Group and any members or participants therein, the Leonidas Control Group and any members or participants therein, and any representatives, attorneys, consultants, actuaries, administrators, committee members or other persons or entities who have acted for or on behalf of Leonidas, whether or not correctly named.

5. “Document” is defined as all writings, printed matter of any kind or description, and/or electronically stored data whatsoever, including but not limited to, drafts, original and all copies of correspondence, email communications, text messages, webmail, memoranda, evaluations, oaths, letters, telegrams, minutes, opinions, contracts, agreements, policies, reports, studies, statements, receipts, books, inter-office or intra-office communications including intranet communications, telephone message slips, offers, handwritten or electronic notations, interviews, conferences or other meetings, bulletins, drawings, plans, computer generated printouts, computer input or output, data including electronically stored data or information, teletypes, telefaxes, invoices, work sheets, ledger books, statistical records, books of account, microfilm, diskettes, CD-Rom, tapes, statements of account, and all drafts, alterations, modifications, changes and amendments to any of the foregoing whether handwritten, computer generated or otherwise, and any other tangible thing on which information is recorded in writing, sound, electronic, web or magnetic impulse. The term “document” shall further include all

writings pertaining to the transfer or change of money, including but not limited to, wire transfers, checks, promissory notes, money orders, deposit slips, canceled checks, certified checks and/or cashier's checks, calendar or diary entries, schedules, maps, graphs, charts, appraisals, valuations, estimates, opinions, analysis, summaries, magazines, booklets, pamphlets, circulars, brochures, instructions, bills, drafts, certificates, tabulations, questionnaires, messages, tables, sketches, tax reports, working papers, computed data (including information or programs stored in a computer, whether or not ever printed out or displayed).

6. "Communications" means any electronic, oral or written utterance, notation or statement of any nature whatsoever, by and whomsoever made, including but not limited to, correspondence, letters, telegrams, notices, messages, faxes, memos, e-mails, text messages, blog posts, tweets, Facebook messages or postings, notes, inquiries, memorandums, negotiations, understandings, meetings, encounters, conferences, video conferences, telephone conversations, telephone call logs, telephone messages, conversations, dialogues, discussions, interviews, consultations, agreements, and any other understanding or form of exchange between two or more persons or entities, whether electronic, oral or written.

7. "West Pilot Merger Committee" means the committee appointed to represent the interests of the West Pilots (i.e. former America West Pilots) in or about January 2015 for purposes of the Seniority Integration Protocol Agreement between Allied Pilots Association, US Airline Pilots Association, American Airlines, Inc., and US Airways, Inc. and recognized by Allied Pilots Association, and any committee or group of individuals acting in furtherance of West Pilots' seniority list integration and/or merger interests prior to the formal appointment of the West Pilots Merger Committee.

INTERROGATORIES AND REQUESTS FOR PRODUCTION

1. All documents and communications pertaining to monies received by or on behalf of the West Pilots Merger Committee, including, but not limited to monies received by Leonidas and/or Leonidas contributors.

2. Describe in detail the total amount of money collected by or on behalf of the West Pilots Merger Committee (or any predecessor) and/or Leonidas in aid or support of the activities of the West Pilots Merger Committee in the substantive seniority list integration proceedings from January 2013 to present.

3. Produce all documents reviewed, referred to and/or relevant to your answer to question 2.

4. Describe in detail all expenditures relating to merger activities and/or pilot seniority integration by or on behalf of the West Pilots Merger Committee.

5. Produce all documents reviewed, referred to and/or relevant to your answer to question 4.

6. Describe in detail the amount of attorneys' fees and costs claimed by attorneys for West Pilots incurred and paid to date with respect to any of the claims asserted by or on behalf of the West Pilots, including but not limited to *Addington v. US Airline Pilots Ass'n, et al.*, 08-cv-1633, *US Airways, Inc. v. Addington, et al.*, 10-cv-01579, *Addington v. US Airline Pilots Ass'n, et al.*, 13-cv-01471, and the current action.

7. Produce all documents reviewed, referred to and/or relevant to your answer to question 6.

These Interrogatories and Requests for Production shall be deemed continuing so as to

require further and supplemental answers and responses, without notice or demand from defendants. If you should obtain information with respect to the subject matter of any of these interrogatories or requests for production after your answer and response to these Interrogatories and Requests for Production is served which renders the answers and/or responses thereto incomplete, inaccurate or in any way misleading, you are required to supplement the answer and/or response previously given.

This the 18<sup>th</sup> day of June, 2015.

Respectfully submitted,

TIN FULTON WALKER & OWEN

s/ John Gresham

John Gresham  
N.C. State Bar No. 6647  
301 East Park Avenue  
Charlotte, NC 28203  
(704) 338-1220

O'DWYER & BERNSTIEN, LLP  
Brian O'Dwyer (admitted *pro hac vice*)  
Gary Silverman (admitted *pro hac vice*)  
Joy K. Mele (admitted *pro hac vice*)  
52 Duane Street, 5<sup>th</sup> Floor  
New York, NY 10007  
(212) 571-7100

*Attorneys for Defendants*

GARY HUMMEL, STEPHEN  
BRADFORD, ROB STREBLE, STEVE  
SMYSER, JOHN TAYLOR, JOE STEIN,  
PETE DUGSTAD, JAY MILKEY, and  
STEPHEN NATHAN

**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing DEFENDANTS GARY HUMMEL, STEPHEN BRADFORD, ROB STREBLE, STEVE SMYSER, JOHN TAYLOR, JOE STEIN, PETE DUGSTAD, JAY MILKEY, and STEPHEN NATHAN'S COMBINED REQUESTS FOR PRODUCTION AND NON-UNIFORM INTERROGATORIES with the Clerk of the Court using the CM/ECF system, and that notification pursuant to the CM/ECF system will be sent to:

C. Grainger Pierce, Jr.  
NEXSEN PRUET, PLLC  
227 West Trade Street, Suite 1550  
Charlotte, NC 28202  
[gpierce@nexsenpruet.com](mailto:gpierce@nexsenpruet.com)

Marty Harper  
Kelly J. Flood  
ASU ALUMNI LAW GROUP  
Two North Central, Suite 600  
Phoenix, AZ 85004  
[Marty.harper@asualumniawgroup.org](mailto:Marty.harper@asualumniawgroup.org)  
[Kelly.flood@asualumniawgroup.org](mailto:Kelly.flood@asualumniawgroup.org)

Jeffrey Freund  
Zachary Ista  
BREDHOFF & KAISER, P.L.L.C.  
805 15 Street, N.W.  
[jfreund@bredhoff.com](mailto:jfreund@bredhoff.com)  
[zista@bredhoff.com](mailto:zista@bredhoff.com)

This the 18<sup>th</sup> day of June, 2015.

s/ John W. Gresham  
John W. Gresham, N.C. Bar No. 6647  
301 East Park Avenue  
Charlotte, NC 28203  
(704) 338-1220