

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

US AIRLINE PILOTS ASSOCIATION,)
)
Plaintiff,)

v.)

ROGER VELEZ, on behalf of himself)
And all similarly situated former)
America West Pilots, and LEONIDAS,)
LLC,)
)
Defendants.)

Civil Action No.:
3:14-CV-577-RJC-DCK

EDDIE BOLLMEIER, BILL TRACEY)
and, SIMON PARROTT,)
)
Plaintiffs,)

v.)

GARY HUMMEL, STEPHEN)
BRADFORD, ROB STREBLE,)
STEVE SMYSER, ROBERT FREAR,)
COURTNEY BORMAN, and JANE)
DOE BORMAN, RONALD NELSON,)
PAUL DIORIO, PAUL MUSIC,)
JOHN TAYLOR, JOE STEIN,)
PETE DUGSTAD, JAY MILKEY,)
and STEPHEN NATHAN,)
)
Defendants.)

Civil Action No.:
3:15-cv-00111-RJC-DCK

**SUPPLEMENTAL EXHIBITS OPINION IN SUPPORT OF MOTION FOR
TEMPORARY RESTRAINING ORDER OR PRELIMINARY INJUNCTION**

Plaintiffs Eddie Bollmeier, Bill Tracey, and Simon Parrott (“Plaintiffs”), hereby submit supplemental exhibits to their Motion for TRO or Preliminary Injunctive Relief that were disclosed after briefing had closed on the Motion.

As the Court is aware, Plaintiffs filed the LMRDA action captioned *Bollmeier v. Hummel* 3:15-cv-00111-RJC-DCK, in part to stop Defendants from spending any further USAPA dues monies for purposes that are not on behalf of the entire pilot group. [See Complaint, 3:15-cv-00111-RJC-DCK, Doc. 1.] Plaintiffs filed a Motion for TRO or Preliminary Injunction on March 27, seeking immediate relief to enjoin Defendants from further spending. [See Motion for TRO/Injunction, 3:14-CV-577-RJC-DCK, Doc. 48/3:15-cv-00111-RJC-DCK, Doc. 16] The briefing is closed on Plaintiffs’ Motion for TRO or Injunction, and it is at issue. A hearing on the Motion for TRO is scheduled for June 30, 2015.

On June 25, 2015, the Bollmeier Plaintiffs and the Hummel Defendants both served discovery responses on each other, pursuant to this Court’s order. The discovery responses provide information helpful to the Court in evaluating the Plaintiffs’ request for a TRO because the responses set forth, *inter alia*, the amounts of treasury funds that the Hummel Defendants have authorized USAPA to spend on seniority matters, including from dues collected from West Pilots, and the amount of money the Bollmeier Plaintiffs learned that the West Pilots have been forced to collect and spend to assist the West Pilots Merger Committee on seniority matters. The Bollmeier Plaintiffs hereby supplement their exhibits to their Motion for TRO as follows:

Exhibit 10: The Hummel Defendants' responses to the Bollmeier Plaintiffs' Combined Interrogatories and Requests for Production (without attachments¹).

Exhibit 11: The Bollmeier Plaintiffs' responses to the Hummel Defendants' Interrogatories and Requests for Production (without attachments).

Respectfully submitted this 26th day of June, 2015.

/s/ Kelly J. Flood

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¹ Plaintiffs do not include the attachments here due to their voluminous size, but will have them available for the Court at the hearing on June 30.

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the Supplemental Exhibits in Support of Motion for TRO or Preliminary Injunction with the Clerk of the court using the CM/ECF system. John Gresham, of Tin, Fulton Walker & Owen, and Brian O’Dwyer of O’Dwyer & Bernstein, has notified Plaintiffs’ counsel that he is counsel for Defendants Bradford, Streble, Hummel, Stein, Nathan, Taylor, Dugstad, Milkey and Smyser. In the event that notification pursuant to the CM/ECF system cannot be sent to John Gresham, I hereby certify that the foregoing document was duly served upon counsel for the Defendants in accordance with the provisions of Rule 5 of the Federal Rules of Civil Procedure by depositing it in the United States Mail, first-class postage prepaid, addressed as follows:

John Gresham
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I hereby certify that I additionally emailed this to Mr. Gresham this same date at jgresham@tinfulton.com, and Brian O’Dwyer at bodwyer@odblaw.com.

I hereby certify that, with respect to the Defendants who have to our knowledge not been served or are evading service, I have placed a copy of this document in the United

States Mail, certified first-class postage prepaid, return receipt requested, addressed as follows:

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Dated this 26th day of June, 2015.

/s/ Kelly J. Flood

Kelly J. Flood