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VIA EMAIL AND U.S. MAIL

szymanski@msn.com

Patrick J. Szymanski

PATRICK J. SZYMANSKI, PLLC

1900 L Street, NW, Ste. 900

Washington, DC 20036

Re: USAPA v. Leonidas, LLC

Dear Pat:

Your continued reliance on my February 19, 2013 letter as grounds to maintain the adversary lawsuit filed in New York is misplaced and taken totally out of context. First, in order to enjoin the merger of American and US Airways, an \$11 billion transaction, the West Pilots would have presumably had to come up with a bond in the amount of \$11 billion. As I assume you understood, that would have been an insurmountable obstacle for a small group of pilots. Second, the deadline for filing objections to the merger was March 15, 2013. As you know, the West Pilots did not file an objection to the merger, because their grievance does not lie with the merger, but rather with USAPA and the integration of the American and US Airways pilots that was triggered by the MOU.

More relevant is the fact that yesterday Judge Lane approved the merger with the comment that "The merger is a terrific result." Indeed it is and that's why the West Pilots voted for the MOU. Recall that when we talked last January, you complimented us on recommending a favorable vote on the MOU to the West Pilots. How less than a month later, either you or your client could have reasonably believed that the West Pilots had decided to try and enjoin the merger they voted for by ratifying the MOU is bewildering. That is unless you view USAPA's action for what it is: one more desperate action to impede the implementation of the Nicolau list.

As addressed in my previous correspondence, regardless of your attempts to take a portion of a single sentence out of context, the suit you filed for USAPA in New York fails because you do not have standing to assert a violation of the automatic stay on behalf of American and the New York court does not have jurisdiction to hear an adversary claim if there are no claims involving the Debtor. Notably, neither of the actual airlines involved in the merger have taken the position that the West Pilots are attempting to interfere with the merger by

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asserting their right to implementation of the Nicolau Award. USAPA's attempt to take a few words out of context will be seen by Judge Lane for what it is, a desperate attempt at forum shopping. That result is even more certain now that you and USAPA have been told in writing twice that what you claim is not true and has never been true.

The West Pilots have made clear numerous times that the only part of the merger process they seek to impact is USAPA's use of the date of hire seniority list for purposes pilot seniority integration process with the American pilots. The third round of litigation and the preliminary injunction referred to in my February 19, 2013 letter have already been filed here in Arizona, and this is precisely what they seek.

I now for the second time ask that you and USAPA do the right thing and voluntarily dismiss the New York Adversary before the Court does it for you.

Very truly yours,



Marty Harper

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