

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
CIVIL ACTION NO. 3:11-CV-00371-RJC-DCK

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US AIRWAYS, INC., )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 US AIRLINE PILOTS ASSOCIATION )  
 And MICHAEL J. CLEARY, )  
 )  
 Defendants. )  

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DEFENDANTS' NOTICE OF  
MOTION TO ALTER OR AMEND  
SEPTEMBER 28, 2011 DECISION  
AND ORDER

COUNSEL:

PLEASE TAKE NOTICE that upon the Memorandum of Law dated October 19, 2011, the declaration of Michael J. Cleary. dated October 19, 2011, and the exhibits annexed thereto, the Court's Decision and Order dated September 28, 2011 and all prior proceedings had herein, defendants US Airline Pilots Association ("USAPA") and Michael J. Cleary ("Cleary") (collectively, "Defendants"), hereby move this Court, before the Honorable Robert J. Conrad, Jr., in the United States District Court, 235 Charles R. Jonas Federal Building, 401 West Trade Street, Charlotte, North Carolina, on the 4th day of November, 2011, for an Order altering or amending the Preliminary Injunction Order dated September 28, 2011 pursuant to Rules 59(e) and/or 65(a) of the Federal Rules of Civil Procedure and for such other relief as the Court deems just and proper.

Dated: October 19, 2011  
Charlotte, North Carolina

Respectfully submitted,

TIN FULTON WALKER & OWEN

/s John Gresham

John Gresham

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