

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

US AIRWAYS, INC.,

Plaintiff,

v.

US AIRLINE PILOTS ASSOCIATION and  
MICHAEL J. CLEARY,

Defendants.

**DECLARATION OF PAUL MORELL IN  
SUPPORT OF PLAINTIFF'S BRIEF IN  
OPPOSITION TO DEFENDANTS'  
MOTION TO ALTER OR AMEND  
SEPTEMBER 28, 2011  
DECISION AND ORDER**

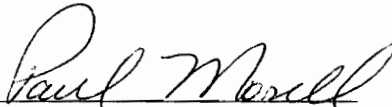
I, PAUL MORELL, declare and state as follows:

1. I am employed by US Airways, Inc. ("US Airways" or "the Company"), as Vice President, Safety and Regulatory Compliance. In this position, I serve as the Company's Federal Aviation Administration ("FAA")-mandated director of safety, ensuring that required safety program elements have been established, implemented, and maintained throughout the airline. I have personal knowledge of the facts set forth below and if called as a witness in this matter, I could and would competently testify thereto.

2. On or about October 12, 2011, I received a call from William E. Banks, Manager of the FAA's US Airways Certificate Management Office, who is in charge of overseeing US Airways' FAA certificate. Mr. Banks stated that USAPA President Michael J. Cleary had contacted the FAA multiple times regarding purported conflicts between the Court's preliminary injunction order and the Federal Aviation Regulations and the Flight Operations Manual with respect to maintenance write-ups and fatigue calls. Mr. Banks stated that he had advised USAPA President Cleary to put any concerns he had in writing.

I declare under penalty of perjury under the laws of the United States that the foregoing statements are true and correct.

Executed this 31st day of October, 2011, at Tempe, Arizona.

  
Paul Morell

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing document has been duly served on Defendants US Airlines Pilots Association and Michael J. Cleary to the following counsel of record by utilizing the Case Management/Electronic Case Filing System, which will send notice electronically to the following counsel of record:

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This the 1<sup>st</sup> day of November, 2011.

/s/ C. Bailey King, Jr. \_\_\_\_\_  
C. Bailey King, Jr.  
*Attorney for Plaintiff*