

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,

v.

**PROPOSED ORDER**

US AIRLINE PILOTS ASSOCIATION and  
MICHAEL J. CLEARY,

Defendants.

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WHEREAS, US Airways, Inc. (“US Airways”) filed its Complaint for Injunctive Relief and Motion for Preliminary Injunction in this matter on July 29, 2011;

WHEREAS, the Court heard evidence and argument on US Airways’ Motion for Preliminary Injunction on August 19 and 22, 2011;

WHEREAS, the Court issued a preliminary injunction on September 28, 2011, enjoining certain conduct on the part of the US Airline Pilots Association (“USAPA”) and its members;

WHEREAS, the parties agreed and stipulated that rather than proceed with litigation the preliminary injunction should be converted into a permanent injunction and that a final judgment would be entered in favor of US Airways, and on January 6, 2012, the parties made a joint application for such relief;

WHEREAS, the joint motion was granted, and the preliminary injunction issued by the Court on September 28, 2011 was converted into a permanent injunction on January 11, 2012 and a final judgment entered in favor of US Airways on the same day;

WHEREAS, USAPA has fully complied with the terms of the permanent injunction, and there has been no allegation that USAPA has violated its terms; and

WHEREAS, the circumstances forming the basis of plaintiff's complaint seeking an injunction and the Court's findings underlying the entry of the permanent injunction are no longer at issue or in effect; now, therefore,

IT IS HEREBY ORDERED that the Permanent Injunction issued by this Court on January 11, 2012, in the above-entitled action is vacated.

Signed:

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Robert J. Conrad, Jr.  
Chief United States District Judge