

EXHIBIT T

Rodney A. Bracken - 8/27/2013

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

DON ADDINGTON, et al.,)	
)	
Plaintiffs,)	No. CV-13-00471-
)	PHX-ROS
v.)	
)	
US AIRLINE PILOTS ASS'N,)	
et al.,)	
)	
Defendants.)	
_____)	

DEPOSITION OF RODNEY A. BRACKIN

Phoenix, Arizona
August 27, 2013
4:17 p.m.

REPORTED BY:
Janice Gonzales, RPR, CRR
AZ Certified Court
Reporter No. 50844

1 understanding is based on communication with counsel,
2 I'm going to instruct you not to answer.

3 MS. MARTIN: I'm asking him if he
4 understands the allegations he's making in the
5 complaint.

6 MS. AXEL: Susan, my objection stands.

7 BY MS. MARTIN:

8 Q. Okay. What is your knowledge about your
9 -- about the allegation that you're making in the
10 complaint, in the amended complaint?

11 MS. AXEL: Form, foundation.

12 MS. MARTIN: He read the complaint and
13 he's a plaintiff.

14 BY MS. MARTIN:

15 Q. Do you have any knowledge about the
16 difference between the original complaint and the new
17 complaint?

18 A. Yes. Part -- part of the amendment is
19 that we want a -- a seat at the table when the new
20 seniority list is -- is devised between American and
21 US Airways. So in a nutshell, that the -- the
22 Nicolau is indeed enforced and that it's not amended.

23 Q. When you said "we," who would that we be?

24 A. The West pilots.

25 Q. Okay. Would that be you?

1 A. I'm one of the West pilots.

2 Q. No. Would you be handling the process --

3 MS. AXEL: Form, foundation.

4 BY MS. MARTIN:

5 Q. -- if you were successful in this

6 lawsuit?

7 A. I -- I would not personally be handling

8 it, no.

9 Q. Okay. Do you know who would be handling

10 that?

11 A. No.

12 Q. Did you ever participate in any

13 discussions regarding that -- who would be handling

14 that?

15 A. No.

16 Q. Aside from reading the two complaints,

17 one that you just testified about, are there any

18 other documents in this lawsuit that you have read?

19 A. I have read all documents that have been

20 posted by the Court since then, or posted on the

21 Court docket or -- I don't know how to describe it,

22 but, yes, all legal documents that have come out, I

23 read.

24 Q. Okay. And do you go on the Court's

25 docket yourself?

1 BY MS. MARTIN:

2 Q. So you agree that date of hire is a fair
3 system of seniority?

4 MS. AXEL: Form, misstates testimony.

5 THE WITNESS: Still want me to answer it?

6 MS. AXEL: You can answer.

7 THE WITNESS: It depends. It depends on
8 the situation. If it's a one-airline operation and
9 it's always been that way, then, yes, date of hire is
10 fair in my opinion.

11 BY MS. MARTIN:

12 Q. And in this current situation, do you
13 believe that there are systems of seniority that are
14 fair that are not the Nicolau award?

15 A. Are you talking about our airline USAPA?

16 Q. Yes. Right now for you, yes.

17 A. No.

18 Q. So if you were given the relief that
19 you're seeking, would you consider compromising the
20 Nicolau award in any way?

21 A. The Nicolau was a compromise. No.

22 Q. No?

23 A. No.

24 Q. Have you ever heard the expression Nic or
25 nothing?

1 A. I've heard that.

2 Q. And can you tell me what that is?

3 MS. AXEL: Foundation.

4 BY MS. MARTIN:

5 Q. If you know.

6 A. It means either it's the Nicolau or -- or
7 no award at all.

8 Q. And does that characterize your view of
9 the way seniority integration should be conducted in
10 the event there's a merger?

11 A. Yes.

12 Q. Are there any West pilots who disagree
13 with your point of view?

14 MS. AXEL: Foundation.

15 THE WITNESS: I don't know. I have
16 not -- I have not talked to a single one that
17 disagrees with me.

18 BY MS. MARTIN:

19 Q. Okay. Other than speaking, do you
20 receive e-mails on a regular basis from other
21 plaintiffs and members of Leonidas?

22 A. Yes.

23 Q. Do you read the e-mails?

24 A. Yes.

25 Q. On a regular basis, do you read the