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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Don Addington, et al.,)	No. CV-13-00471-PHX-ROS
Plaintiffs,)	ORDER
vs.)	
US Airline Pilots Ass’n., et al.,)	
Defendants.)	

16 Shortly before trial, USAPA filed a motion for summary judgment presenting three
17 arguments: 1) “Plaintiffs’ DFR claim should be dismissed because USAPA was not obligated
18 to adhere to the Nicolau Award”; 2) “there is no merit to Claim Four which seeks the right
19 but not the obligation to participate in the seniority integration process”; and 3) “Plaintiffs
20 are not entitled to attorneys fees.” (Doc. 211). US Airways also filed a motion for summary
21 judgment, arguing “the West Pilots have the right under the federal McCaskill-Bond statute
22 to full and separate representation in the upcoming seniority-integration proceedings.” (Doc.
23 212). To avoid duplicative briefing, the parties will be directed to comply with the briefing
24 schedule below. The briefs on the summary judgment motions are in addition to the
25 simultaneous summary briefs ordered by the Court on October 23, 2013.

26 Accordingly,

27 **IT IS ORDERED** Plaintiffs and US Airways shall respond to USAPA’s motion for
28 summary judgment no later than **November 13, 2013**. Those responses shall be no more

1 than ten pages and should only address USAPA's first argument regarding the DFR claim.
2 USAPA shall file a reply of no more than seven pages no later than **November 18, 2013**.

3 **IT IS FURTHER ORDERED** Plaintiffs and USAPA shall respond to US Airways'
4 motion for summary judgment no later than **November 13, 2013**. Those responses shall be
5 no more than thirteen pages. US Airways shall file a reply of no more than seven pages no
6 later than **November 18, 2013**.

7 **IT IS FURTHER ORDERED** if American Airlines, Inc. and AMR Corporation wish
8 to submit an amicus brief on the evidence presented at trial, they must do so by **October 31,**
9 **2013**. If American Airlines, Inc. and AMR Corporation wish to submit an amicus brief on
10 the issues presented in the summary judgment motions, they must do so by **November 13,**
11 **2013**.

12 DATED this 25th day of October, 2013.

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Roslyn O. Silver
Senior United States District Judge