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17 Attorneys for Intervenor
18 US AIRWAYS, INC.

19 **IN THE UNITED STATES DISTRICT COURT**
20 **FOR THE DISTRICT OF ARIZONA**

21 Don Addington; John Bostic; Mark
22 Burman; Afshin Iranpour; Roger Velez;
23 Steve Wargocki; Michael J. Soha;
24 Rodney Albert Brackin; and George
25 Maliga, on behalf of themselves and all
26 similarly situated former America West
27 Pilots,

28 Plaintiffs,

vs.

US Airline Pilots Ass'n, an
unincorporated association,

Defendant.

US Airways, Inc.

Intervenor.

Case No. 2:13-cv-00471-ROS

**DECLARATION OF ROBERT A.
SIEGEL IN SUPPORT OF
INTERVENOR US AIRWAYS, INC.'S
REPLY BRIEF IN SUPPORT OF ITS
MOTION TO CORRECT COURT'S
JUDGMENT PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 60(A) AND TO MODIFY
COURT'S ORDER PURSUANT TO
RULES 52(B) AND 59(E)**

1 I, Robert A. Siegel, declare and state as follows:

2 1. I am an attorney and a partner with the firm of O'Melveny & Myers LLP,
3 counsel of record for Intervenor US Airways, Inc. ("US Airways") in this action. I have
4 been admitted *pro hac vice* in this matter. I submit this declaration in support of
5 Intervenor US Airways, Inc.'s Reply Brief In Support Of Its Motion To Correct Court's
6 Judgment Pursuant To Federal Rule Of Civil Procedure 60(A) And To Modify Court's
7 Order Pursuant To Rules 52(B) And 59(E).

8 2. Attached as Exhibit A to this Declaration is a true and correct copy of a
9 January 29, 2014 e-mail from Patrick Szymanski, Merger Counsel for the US Airline
10 Pilots Association ("USAPA"), to me (among others). The attachment to
11 Mr. Szymanski's e-mail, which is also included in Exhibit A, is USAPA's proposal (dated
12 January 28, 2014) for a Seniority Integration Protocol Agreement and is in response to a
13 January 17, 2014 proposal from the Allied Pilots Association's Seniority Integration
14 Committee ("APA SIC").

15 3. Attached as Exhibit B to this Declaration is a true and correct copy of a
16 February 15, 2014 e-mail from Mr. Szymanski to me (among other people). The
17 attachments to Mr. Szymanski's e-mail, which are also included in Exhibit B, are a red-
18 lined and clean version of USAPA's proposal (dated February 14, 2014) for a Seniority
19 Integration Protocol Agreement and is in response to a February 5, 2014 proposal from
20 the APA SIC.

21 4. Attached as Exhibit C to this Declaration is a true and correct copy of an e-
22 mail string, dated February 17, 2014, between Mr. Szymanski and two attorneys for the
23 APA.

24 5. Attached as Exhibit D to this Declaration is a true and correct copy of a
25 February 20, 2014 letter from Captain Gary Hummel (USAPA's President) to the Chief of
26 Staff of the National Mediation Board ("NMB").

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6. Attached as Exhibit E to this Declaration is a true and correct copy of a February 26, 2014 letter to the NMB from Paul D. Jones on behalf of the Company. The exhibits to that letter are not included in Exhibit E.

7. Attached as Exhibit F to this Declaration is a true and correct copy of a February 26, 2014 letter to the NMB from Edgar James (APA's General Counsel). The exhibits to that letter are not included in Exhibit F.

8. Attached as Exhibit G to this Declaration is a true and correct copy of the Complaint that was filed by USAPA on February 27, 2014 in *US Airline Pilots Association v. US Airways, Inc., et al.*, Case No. 1:14-cv-00328 (D.D.C.).

I declare under penalty of perjury, under the laws of the United States of America, that the foregoing is true and correct.

EXECUTED this 3rd day of March, 2014, in Los Angeles, California.

/s/Robert A. Siegel
Robert A. Siegel

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on March 3, 2014, I caused to be electronically transmitted
3 the attached Declaration Of Robert A. Siegel In Support of Intervenor US Airways, Inc.'s
4 Reply Brief In Support Of Its Motion To Correct Court's Judgment Pursuant To Federal
5 Rule Of Civil Procedure 60(A) And To Modify Court's Order Pursuant To Rules 52(B)
6 And 59(E) to the Clerk's office using the CM/ECF System for filing and transmittal.

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8
9 /s/Robert A. Siegel

10 Robert A. Siegel

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