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

Don ADDINGTON; *et al.*,  
*Plaintiffs,*  
vs.  
US AIRLINE PILOTS ASS’N, *et al.*,  
*Defendants.*

CASE NO. 2:13-CV-00471-PGR  
**Declaration of Andrew Jacob**

I, Andrew S. Jacob, declare the following to be true based upon my personal knowledge and information under penalty of perjury pursuant to 28 U.S.C. § 1746:

1. The Bankruptcy Court in the Southern District of New York held a hearing on April 3, 2013, to determine whether to dismiss an adversary proceeding filed there by Defendant US Airline Pilots Association (“USAPA”) that sought to enjoin these proceedings.

2. A certified copy of the transcript of that hearing is attached as Exhibit “A” to *Plaintiffs’ Motion for Entry of Default Judgment by the Court Pursuant to Rule 55(b)(2)*.

3. USAPA is neither an infant or incompetent person, nor an individual in military service.

1 4. USAPA appeared in this matter and will receive the motion for default by  
2 electronic service, satisfying Fed. R. Civ. P. 55(b)(2).

3 DATED: April 8, 2013.

4 *s/ Andrew S. Jacob*

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11 **CERTIFICATE OF SERVICE**

12 I hereby certify that on this 8th day of April 2013, I electronically transmitted the  
13 foregoing document to the U.S. District Court Clerk's Office by using the ECF System  
14 for filing and transmittal.

15 */s/ Andrew S. Jacob*

16 By \_\_\_\_\_