

Docket Nos. 14-15757, 14-15874, 14-15892

**IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

Don Addington, et al.,

Plaintiffs-Appellants-Cross-Appellees

v.

US Airline Pilots Association,

Defendant-Appellee-Cross-Appellant

US Airways, Inc.,

Intervenor-Cross-Appellant

On appeal from The United States District Court
for the District Of Arizona, Case No. 10-1570-Phx-ROS
Judge Roslyn O. Silver

**DEFENDANT - APPELLEE -CROSS-APPELLANT US AIRLINE PILOTS
ASSOCIATION'S MOTION FOR LEAVE TO FILE CORRECTED COMBINED BRIEF**

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Pursuant to Federal Rules of Appellate Practice Rule 27, Defendant-Appellee and Cross-Appellant US Airline Pilots Association (“USAPA”) hereby moves the Court for permission to file a corrected brief.

On November 26, 2014, USAPA filed a brief (Dkt. 28) responding to US Airways, Inc.’s Brief on Cross Appeal (Dkt. 21). The Clerk subsequently informed counsel that this responsive brief should be filed in a single document along with USAPA’s reply brief to the Third Cross-Appeal Brief of Plaintiffs-Appellants Addington, *et al.* (Dkt. 28) which is due on December 31, 2014.

On December 31, 2014, simultaneously with this motion, USAPA is filing a corrected brief that combines both its previously filed response to the US Airway’s Brief on Cross-Appeal (Dkt. 21) and its reply to the Third Cross-Appeal Brief of Plaintiffs-Appellants Addington, *et al.* (Dkt. 28).

The argument contained in the corrected brief which responds to the US Airways Brief on Cross-Appeal is the same as that contained in the brief filed on November 26, 2014. The Certificate of Compliance in the combined brief is different and reflects the new number of words which includes USAPA’s reply to the West Pilots’ Third Cross-Appeal Brief of Plaintiffs- Appellants Addington, *et al.* Dkt. 28.

WHEREFORE, the movant respectfully requests that this Motion for Leave to File a Corrected Combined Brief be granted.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on December 31, 2014, I electronically filed Defendant-Appellee-Cross-Appellant US Airline Pilots Association's Motion for Leave to File a Corrected Combined Brief with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system.

I certify that the following participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system:

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Dated: December 31, 2014

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