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18 **IN THE UNITED STATES DISTRICT COURT**
19 **DISTRICT OF ARIZONA**

20 Don Addington, *et. al.*,)
21 *Plaintiffs,*)
22 v.)
23 US Airline Pilots Association, *et. al.*,)
24 *Defendants.*)
25)
26)

Case No.: CV-13-00471-PHX-ROS
**USAPA'S NOTICE OF FILING
EXHIBITS FOR
MAY 14, 2013 HEARING**

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1 Defendant US AIRLINE PILOTS ASSOCIATION (“USAPA”) hereby notifies
2 the Court of the filing of the following Exhibits for the May 14, 2013 hearing on
3 Plaintiff’s Motion for a Preliminary Injunction. Courtesy copies of the following exhibits
4 will also be hand-delivered to the Court:
5

- 6 100. NMB Certification, April 18, 2008
- 7 101. USAPA Constitution and Bylaws
- 8 102. Transition Agreement between US Airways and the Airline Pilots
9 Association (“ALPA”), Letter of Agreement (“LOA”) #96,
10 September 23, 2005
- 11 103. ALPA Merger Policy, August 10, 2005
- 12 104. Nicolau Award, May 1, 2007
- 13 105. US Airways Master Executive Council (“MEC”) Presentation to
14 ALPA Executive Council, May 21, 2007
- 15 106. US Airways MEC letter to ALPA, June 26, 2007
- 16 107. Complaint by US Airways MEC against America West MEC, June
17 26, 2007
- 18 108. Opposition by America West MEC to motion to remand, September
19 20, 2007
- 20 109. Joint Stipulation to Dismiss by US Airways and America West
21 MECs, May 7, 2008
- 22 110. ALPA Merger Policy, April 30, 2009
- 23 111. Letter from National Mediation Board (“NMB”), noting request for
24 mediation services, November 16, 2009
- 25 112. USAPA Conditions and Restrictions Seniority Proposal, October
26 2010
- 27 113. Conditions and Restrictions, Q&A, October 2010
- 28 114. Conditions and Restrictions, proposed contract provision, October

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- 2010
115. Letter from Kelly J. Flood, counsel for Addington plaintiffs, December 2, 2008
116. Letter from Bob Siegel, counsel for US Airways, December 9, 2008
117. Decision of Arbitrator Richard Bloch, TA-9 Grievance, May 8, 2009
118. Letter from Kelly J. Flood, withdrawing TA-9 Grievance, June 19, 2009
119. Letter from NMB, docketing mediation proceedings between US Airways and USAPA, January 27, 2010
120. Letter from USAPA President Capt. Michael Cleary to Pilots, November 17, 2011
121. Wage Comparison, US Airways vs. Industry Standard, August 1, 2011
122. Arbitration Opinion and Award by Arbitrator Richard Bloch in the matter of Transport Workers Union (“TWU”) Local 545 and TWU Local 542, April 26, 2007
123. Letter from Capt. John H. Prater to Doug Parker, dated December 14, 2007
124. NMB Findings Upon Investigation, Case No. R-7147, 35 NMB No. 20, In the Matter of USAPA, January 23, 2008
125. Letter from USAPA President Capt. Gary Hummel to Capt. John Scherff, dated October 12, 2012
126. Letter from Capt. John Scherff to Capt. Gary Hummel, dated October 16, 2012
127. Letter from Marty Harper, counsel for the Addington plaintiffs, to Patrick Szymanski, counsel for USAPA, dated October 12, 2012
128. Letter from Patrick Szymanski to Marty Harper, dated October 15, 2012

- 1 129. Letter from Marty Harper to Patrick Szymanski, dated October 17,
2 2012
- 3 130. Memorandum of Understanding regarding Contingent Collective
4 Bargaining Agreement (“MOU”) between USAPA, US Airways, the
5 Allied Pilots Association (“APA”), and American Airlines
6 (“American”)
- 7 131. First Side Letter to MOU, dated January 7, 2013
- 8 132. Second Side Letter to MOU, dated April 2, 2013
- 9 133. USAPA Negotiating Advisory Committee (“NAC”) Publication,
10 “What the Memorandum of Understanding Means to You,” January
11 2013
- 12 134. USAPA NAC Publication, “Flight Plan to a Merger: What the
13 Memorandum of Understanding Means to You,” January 2013
- 14 135. USAPA NAC Update, January 15, 2013
- 15 136. USAPA Iron Compass Publication, Volume 4, Issue 4 – January 23,
16 2013
- 17 137. MOU Ratification Results, February 8, 2013
- 18 138. Transformation Plan between US Airways and ALPA, LOA #93,
19 October 21, 2004
- 20 139. USAPA Legal Update on Change of Control, May 2012
- 21 140. US Airways Group 10-K filing for year ending December 31, 2006
- 22 141. US Airways Group 10-Q filing for quarter ending June 30, 2007
- 23 142. 1998 US Airways Collective Bargaining Agreement (“CBA”)
- 24 143. 2004 America West CBA
- 25 144. American Airlines CBA, March 8, 2013
- 26 145. West Pilots’ Response to Motion by Appellant US Airways to Hold
27 the Appeal in Abeyance, ECF No. 15 in *US Airways Inc. v.*
28 *Addington et. al.*, No. 13-15000 (9th Cir.), filed May 1, 2013

1 Respectfully submitted this 10th day of May 2013.
2

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CERTIFICATE OF SERVICE

I hereby certify that on May 10, 2013, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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s/T. Mahabir