

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

IN RE: DELTA/AIRTRAN BAGGAGE
FEE ANTITRUST LITIGATION

Civil Action No.
1:09-md-2089-TCB

ALL CASES

**DEFENDANTS' CONSOLIDATED MOTION
TO EXCLUDE THE MERITS TESTIMONY OF DR. HAL SINGER**

Defendants AirTran Airways, Inc. and Delta Air Lines, Inc. hereby move the Court, pursuant to Fed. R. Evid. 702 and *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993), to exclude the merits opinions and testimony of Dr. Hal Singer. In support of this Motion, Defendants rely upon all matters of record, including, but not limited to the Memorandum which is being filed contemporaneously herewith.

[signatures on following page]

Dated: November 6, 2015

Respectfully submitted,¹

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¹ Pursuant to L.R. 7.1D, counsel for Defendants certify that this document was prepared with a font and point selection approved in L.R. 5.1B.

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CERTIFICATE OF SERVICE

The undersigned counsel certifies that on this day the foregoing *DEFENDANTS' CONSOLIDATED MOTION TO EXCLUDE THE MERITS TESTIMONY OF DR. HAL SINGER* was filed with the Clerk of Court using the CM/ECF system which will automatically send e-mail notification of such filing to counsel of record in this matter.

This 6th day of November, 2015.

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