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*Counsel for Defendant United Continental Holdings, Inc.*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

_____	)	
<b>UNITED STATES OF</b>	)	
<b>AMERICA,</b>	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No.: 2:15-cv-07992-WHW</b>
	)	
<b>UNITED CONTINENTAL</b>	)	<b>ORAL ARGUMENT REQUESTED</b>
<b>HOLDINGS, INC., DELTA AIR</b>	)	
<b>LINES, INC.</b>	)	
	)	
<b>Defendants.</b>	)	
_____	)	

**NOTICE OF MOTION TO DISMISS FILED BY UNITED CONTINENTAL HOLDINGS, INC.**

To: Eric Mahr  
Caroline E. Laise  
Amanda D. Klovers  
United States Department of Justice  
450 Fifth Street, NW, Suite 8000  
Washington, D.C. 20530

**PLEASE TAKE NOTICE** that Defendant United Continental Holdings, Inc. (“United”), by and through its undersigned attorneys, will move before the

Honorable William H. Walls, U.S.D.J. at Martin Luther King, Jr. Federal Building & Courthouse, 50 Walnut Street, Newark, New Jersey, 07101, on Monday, March 21, 2016 at 10:00 a.m., or as soon thereafter as the matter may be heard, for an order dismissing the Complaint as to United pursuant to Fed. R. Civ. P. 12(b)(6). A proposed form of Order is submitted herewith.

**PLEASE TAKE FURTHER NOTICE** that oral argument is requested.

Dated: January 12, 2016

Respectfully submitted,

/s/ Mark Lichtenstein

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*For Defendant United Continental  
Holdings, Inc.*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 12<sup>th</sup> day of January, 2016, a true and correct copy of the foregoing Notice of Motion to Dismiss was served via the Court's CM/ECF system and via email on the following parties:

***For Plaintiff United States of America***

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***For Defendant Delta Air Lines, Inc.***

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*/s/ Mark Lichtenstein* \_\_\_\_\_

Mark Lichtenstein