

General Docket
United States Court of Appeals for the Ninth Circuit

Court of Appeals Docket #: 12-15182		Docketed: 01/26/2012	
Nature of Suit: 3410 Antitrust		Termed: 01/16/2014	
Michael Malaney, et al v. UAL Corporation, et al			
Appeal From: U.S. District Court for Northern California, San Francisco			
Fee Status: Paid			
Case Type Information:			
1) civil			
2) private			
3) null			
Originating Court Information:			
District: 0971-3 : 3:10-cv-02858-RS			
Court Reporter: Belle Ball			
Court Reporter: Connie McCarthy Kuhl			
Court Reporter: Debra Pas, Official Court Reporter			
Trial Judge: Richard Seeborg, District Judge			
Date Filed: 06/29/2010			
Date Order/Judgment:	Date Order/Judgment EOD:	Date NOA Filed:	Date Rec'd COA:
12/29/2011	12/29/2011	01/26/2012	01/26/2012
Prior Cases:			
10-17208	Date Filed: 10/01/2010	Date Disposed: 05/23/2011	Disposition: Affirmed - Memorandum
Current Cases:			
None			

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Plaintiffs - Appellants,

v.

UAL CORPORATION; UNITED AIRLINES, INC.; CONTINENTAL AIRLINES, INC.,

Defendants - Appellees.

01/26/2012 <input type="checkbox"/> 1 15 pg, 589.29 KB	DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. SEND MQ: Yes. The schedule is set as follows: Mediation Questionnaire due on 02/02/2012. Transcript ordered by 02/27/2012. Transcript due 03/26/2012. Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwesen, L. West Oehmig Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinson, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen, Suraj Zutshi opening brief due 05/07/2012. Appellees Continental Airlines, Inc., UAL Corporation, United Air Lines, Inc. answering brief due 06/06/2012. Appellant's optional reply brief is due 14 days after service of the answering brief. [8046631] (GR)
01/31/2012 <input type="checkbox"/> 2 5 pg, 114.04 KB	Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwesen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinson, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi Mediation Questionnaire. Date of service: 01/31/2012. [8051479] (JMA)
02/24/2012 <input type="checkbox"/> 3	Case rejected from Circuit Mediation Program. [8080166] [10-16244, 10-17344, 10-17773, 11-16335, 11-17377, 11-17437, 11-17510, 11-17528, 11-17543, 11-17545, 11-17574, 11-17592, 11-17634, 11-17657, 11-17707, 11-17773, 11-17717, 11-17754, 11-17786, 11-17793, 11-17812, 11-17827, 11-17830, 11-17834, 11-17841, 11-17852, 11-17856, 11-17857, 11-17864, 11-17890, 11-17941, 11-17994, 11-17995, 11-17996, 11-18041, 11-18056, 11-35865, 11-35866, 11-35906, 11-35907, 11-35923, 11-35996, 11-36026, 11-36060, 11-56254, 11-56256, 11-56449, 11-56516, 11-56536, 11-56556, 11-56566, 11-56571, 11-56637, 11-56642, 11-56686, 11-56814, 11-56817, 11-56818, 11-56934, 11-57017, 11-57187, 11-57201, 11-57234, 11-57247, 11-73527, 11-73924, 11-74002, 11-74004, 12-15005, 12-15070, 12-15106, 12-15182, 12-55068, 12-55084, 12-55174] (SB)
04/19/2012 <input type="checkbox"/> 4 6 pg, 98.82 KB	Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwesen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinson, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi Stipulated Motion to extend time to file Opening brief until 08/01/2012 at 11:59 pm. Date of service: 04/19/2012. [8146342] (JMA)
04/24/2012 <input type="checkbox"/> 5 1 pg, 100.05 KB	Filed clerk order (Deputy Clerk: amt): Granting (ECF Filing) stipulated motion to extend time to file the opening brief filed by Appellants Robert D. Conway, Michael C. Malaney, Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwesen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinson, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen, Suraj Zutshi and William John Lovell. Appellants' opening brief is due 08/01/2012. Appellees' answering brief is due 09/14/2012. The optional reply brief is due 14 days after service of the answering brief. [8151467] [12-15182] (AT)
08/01/2012 <input type="checkbox"/> 6 60 pg, 233.5 KB	Submitted (ECF) Opening brief for review. Submitted by Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwesen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinson, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi. Date of service: 08/01/2012. [8272074] (JMA)
08/01/2012	Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli,

<input type="checkbox"/> 7 14 pg, 3.71 MB	Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi Motion to take judicial notice of Court Records. Date of service: 08/01/2012. [8272090] (JMA)
08/01/2012 <input type="checkbox"/> 9	Filed Appellants' excerpts of record in 2 volumes. Served on 08/01/2012. [8272276] (RH)
08/02/2012 <input type="checkbox"/> 8 1 pg, 80.13 KB	Filed clerk order: The opening brief [6] submitted by Appellants is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: blue. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [8272271] (RH)
08/03/2012 <input type="checkbox"/> 10	Received 7 paper copies of Opening brief [6] filed by Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi. [8275634] (DB)
08/08/2012 <input type="checkbox"/> 11 4 pg, 15.39 KB	Filed (ECF) Appellees Continental Airlines, Inc., UAL Corporation and United Airlines, Inc. Unopposed Motion to extend time to file a response until 09/14/2012 at 11:59 pm. Date of service: 08/08/2012. [8280619] (MAA)
09/14/2012 <input type="checkbox"/> 12 50 pg, 114.15 KB	Submitted (ECF) Answering brief for review. Submitted by Appellees Continental Airlines, Inc., UAL Corporation and United Airlines, Inc.. Date of service: 09/14/2012. [8324731] (JD)
09/14/2012 <input type="checkbox"/> 13 8 pg, 23.85 KB	Filed (ECF) Appellees Continental Airlines, Inc., UAL Corporation and United Airlines, Inc. response opposing motion (,motion to take judicial notice). Date of service: 09/14/2012. [8324756] (JD)
09/17/2012 <input type="checkbox"/> 14 2 pg, 82.53 KB	Filed clerk order: The answering brief [12] submitted by Continental Airlines, Inc., UAL Corporation and United Airlines, Inc. is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: red. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [8325419] (RH)
09/17/2012 <input type="checkbox"/> 15	Filed Appellees' supplemental excerpts of record on appeal in 1 volume. [8326249] (RH)
09/19/2012 <input type="checkbox"/> 16	Received 7 paper copies of Answering brief [12] filed by Continental Airlines, Inc., UAL Corporation and United Airlines, Inc.. [8329898] (SD)
09/19/2012 <input type="checkbox"/> 17 4 pg, 101.52 KB	Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi Motion to extend time to file Reply brief until 10/19/2012 at 11:59 pm. Date of service: 09/19/2012. [8330137] (JMA)
09/20/2012 <input type="checkbox"/> 18 1 pg, 82.77 KB	Filed clerk order (Deputy Clerk: amt): Granting unopposed (ECF Filing) motion for an extension of time to file the reply brief filed by Appellants. The reply brief is due October 19, 2012. [8332094] (AT)
10/12/2012 <input type="checkbox"/> 19 4 pg, 101.52 KB	Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi Motion to extend time to file Reply brief until 10/26/2012 at 11:59 pm. Date of service: 10/12/2012. [8358757] (JMA)
10/15/2012	

- [20](#) Filed clerk order (Deputy Clerk: amt): Granting unopposed Motion (ECF Filing) filed by Appellants for an extension of time to file the reply brief. The reply brief is due October 26, 2012. [8361131] [12-15182] (AT)
1 pg, 83.65 KB
- 10/26/2012 [21](#) Submitted (ECF) Reply brief for review. Submitted by Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi. Date of service: 10/26/2012. [8378875] (JMA)
26 pg, 111.1 KB
- 10/26/2012 [22](#) Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi reply to response (,motion to take judicial notice). Date of service: 10/26/2012. [8378876] (JMA)
8 pg, 117.35 KB
- 10/26/2012 [23](#) Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi Motion to take judicial notice of Merger discussions between American Airlines and USAir; and price increases by United and Southwest through out the United States. Date of service: 10/26/2012. [8378878]--[COURT UPDAET: Replaced main request with correct version per req from counsel, resent notice. 10/29/2012 by ASW] (JMA)
15 pg, 3.05 MB
- 10/26/2012 [25](#) Filed Appellants' supplemental excerpts of record on appeal in 1 volume. [8379179] (RH)
- 10/29/2012 [24](#) Filed clerk order: The reply brief [\[21\]](#) submitted by Appellants is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: gray. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [8379144] (RH)
2 pg, 82.56 KB
- 11/01/2012 [26](#) Received 7 paper copies of Reply brief [\[21\]](#) filed by Appellants. [8385638] (SD)
- 11/08/2012 [27](#) Filed (ECF) Appellees Continental Airlines, Inc., UAL Corporation and United Airlines, Inc. response opposing motion (,motion to take judicial notice,). Date of service: 11/08/2012. [8394040] (JD)
11 pg, 135.44 KB
- 11/19/2012 [28](#) Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi reply to response (,motion to take judicial notice). Date of service: 11/19/2012. [8408331] (JMA)
8 pg, 114.43 KB
- 08/26/2013 [29](#) Sent Notice requesting electronic excerpts in 14 days. [8756710] (SOS)
1 pg, 85.19 KB
- 08/27/2013 [30](#) Submitted (ECF) excerpts of record. Submitted by Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky,
143 pg, 24.61 MB

Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi. Date of service: 08/01/2012. [8758115] (JMA)

08/27/2013 [31](#)
57 pg, 3.39 MB Submitted (ECF) supplemental excerpts of record. Submitted by Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi. Date of service: 10/26/2012. [8758120] (JMA)

08/30/2013 [32](#)
242 pg, 106.95 MB Submitted (ECF) supplemental excerpts of record. Submitted by Appellees Continental Airlines, Inc., UAL Corporation and United Airlines, Inc.. Date of service: 09/14/2012. [8763762] (JD)

09/24/2013 [33](#)
9 pg, 442.28 KB Notice of Oral Argument on Wednesday, December 4, 2013 - 9:30 AM - Courtroom 3, 3rd Floor - James R. Browning US Courthouse - San Francisco, CA. Please return ACKNOWLEDGMENT OF HEARING NOTICE form to: SAN FRANCISCO Office. Please open attached documents to view details about your case. [8794830] (RB)

09/25/2013 [34](#)
2 pg, 40.9 KB Filed (ECF) Acknowledgment of hearing notice. Location: San Francisco. Filed by Attorney James Donato for Appellees Continental Airlines, Inc., United Airlines, Inc. and UAL Corporation. [8796158] (JD)

09/25/2013 [35](#)
2 pg, 148.7 KB Filed (ECF) Acknowledgment of hearing notice. Location: San Francisco. Filed by Attorney Joseph M. Alioto for Appellants Robert D. Conway, Michael C. Malaney, Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen, Suraj Zutshi and William John Lovell. [8796721] (JMA)

11/20/2013 [36](#)
107 pg, 3.39 MB Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi Motion to take judicial notice of Public Records. Date of service: 11/20/2013. [8870407] (JMA)

11/20/2013 [37](#) Terminated Julie L. Boehmke for Appellants in 12-15182 (no longer with firm) [8871224] (RY)

11/29/2013 [38](#)
10 pg, 133.13 KB Filed (ECF) Appellees Continental Airlines, Inc., UAL Corporation and United Airlines, Inc. response opposing motion (,motion to take judicial notice). Date of service: 11/29/2013. [8882904] (JD)

12/04/2013 [39](#) ARGUED AND SUBMITTED TO MICHAEL DALY HAWKINS, RONALD M. GOULD and RICHARD A. PAEZ. [8888609] (CB)

01/16/2014 [40](#)
11 pg, 399.38 KB FILED MEMORANDUM DISPOSITION (MICHAEL DALY HAWKINS, RONALD M. GOULD and RICHARD A. PAEZ) ;Appellants ask us to take judicial notice of additional court records which, Appellants argue, show that Appellee Continental also advanced a national market theory in previous litigation. We deny Appellants' First Motion to Take Judicial We deny as moot Appellants' Second and Third Motions to Take Judicial Notice (ECF Nos. 23 & 36). AFFIRMED. FILED AND ENTERED JUDGMENT. [8941037] (PH)

01/30/2014 [41](#)
33 pg, 183.1 KB Filed (ECF) Appellants Katherine R. Arcell, Keith Dean Bradt, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Jay Glikman, Donna M. Johnson, Valarie Ann Jolly, Gail S. Kosach, Rozann Kunstle, Steve Kunstle, William John Lovell, Michael C. Malaney, Len Marazzo, Lee McCarthy, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Sharon Holmes Reed, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Sherry Lynne Stewart, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen and Suraj Zutshi petition for panel rehearing and petition for rehearing en banc (from 01/16/2014 memorandum). Date of service: 01/30/2014. [8960347] (JMA)

02/28/2014 [42](#)
1 pg, 33.43 KB Filed order (MICHAEL DALY HAWKINS, RONALD M. GOULD and RICHARD A. PAEZ) The panel has voted to deny the petition for panel rehearing and to deny the petition for rehearing en banc. Judge

Hawkins has voted to deny the petition for panel rehearing and has recommended denial of the petition for rehearing en banc. The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 35. The petition for panel rehearing and the petition for rehearing en banc are denied. [8998001] (SM)

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