

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA, *et al.*

Plaintiffs,

v.

US AIRWAYS GROUP, INC.

and

AMR CORPORATION

Defendants.

Case No. 1:13-cv-01236 (CKK)

**CERTIFICATE OF COMPLIANCE WITH PROVISIONS OF THE ANTITRUST
PROCEDURES AND PENALTIES ACT**

Plaintiff United States of America, by the undersigned attorney, certifies that it has complied with the provisions of the Antitrust Procedures and Penalties Act, 15 U.S.C. § 16(b)-(h), and states:

1. The proposed Final Judgment and Competitive Impact Statement were filed on November 12, 2013;
2. Pursuant to 15 U.S.C. § 16(b), the proposed Final Judgment and Competitive Impact Statement were published in the *Federal Register* on November 27, 2013, *see* 78 Fed. Reg. 71377 (2013);
3. Pursuant to 15 U.S.C. § 16(c), a summary of the terms of the proposed Final Judgment and Competitive Impact Statement were published in the *Washington Post*, *Dallas Morning News*, and *Arizona Republic* for seven days, beginning on November 25, 2013 and ending on December 9, 2013;

4. Pursuant to 15 U.S.C. § 16(g), Defendants filed with the Court on December 9, 2013, a description of communications by or on behalf of Defendants with any officer or employee of the United States concerning or relevant to the proposed Final Judgment, and filed with the Court on March 10, 2014, a certification of compliance with the requirements of 15 U.S.C. § 16(g);
5. The sixty-day comment period specified in 15 U.S.C. § 16(b) commenced on December 9, 2013, and ended on February 7, 2014;
6. The United States received public comments on the proposed Final Judgment;
7. On March 10, 2014, the United States filed with the Court the comments and its response. Pursuant to 15 U.S.C. § 16(d) and with the Court's authorization (Document 154), the United States posted on the Antitrust Division's website at <http://www.justice.gov/atr/cases/usairways/index.html> the comments and its response;
8. On March 13, 2014, the United States published in the *Federal Register* its response and the above location on the Antitrust Division's website at which the public comments are accessible, *see* 79 Fed. Reg. 14279 (2014);
9. Pursuant to the Asset Preservation Order and Stipulation entered on November 12, 2013, and 15 U.S.C. § 16(e), the Court may enter the proposed Final Judgment after it has determined that the proposed Final Judgment serves the public interest;
10. The United States' Competitive Impact Statement and Response to Public Comments demonstrate that the proposed Final Judgment satisfies the public interest standard of 15 U.S.C. § 16(e); and

11. The parties have now satisfied all the requirements of the Antitrust Procedures and Penalties Act, 15 U.S.C. § 16(b)-(h), as a condition for entering the proposed Final Judgment, and it is now appropriate for the Court to make the necessary public interest determination required by 15 U.S.C. § 16(e) and to enter the proposed Final Judgment.

Dated: March 13, 2014

Respectfully submitted,

/s/ Michael D. Billiel

Michael D. Billiel (D.C. Bar No. 394377)

U.S. Department of Justice

Antitrust Division

450 Fifth Street, NW, Suite 8000

Washington, DC 20530

Telephone: (202) 307-6666

Facsimile: (202) 307-2784

Email: michael.billiel@usdoj.gov