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April 5, 2016

**VIA E-MAIL**

Eric Mahr, Esq.  
United States Department of Justice  
Antitrust Division  
450 Fifth Street, N.W., Suite 8000  
Washington, D.C. 20530

Re: Slot Lease Agreement between United Continental Holdings, Inc. and Delta Air Lines, Inc.

Dear Eric:

I write to confirm our telephone discussion. On April 4, 2016, United Continental Holdings, Inc. (“United”) terminated the Slot Lease Agreement (the “Agreement”) with Delta Air Lines, Inc. (“Delta”) dated June 16, 2015. The recent Notice issued by the Federal Aviation Administration designating Newark Liberty International Airport as a Level 2 airport prevents the parties from meeting various contractual requirements. As a result, the transaction as memorialized in the Agreement is no longer viable.

United and Delta consent to the dismissal without prejudice of the pending litigation, *United States of America v. United Continental Holdings, Inc., and Delta Air Lines, Inc.*, Case No. 2:15-cv-07992 (D.N.J), under rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.

Respectfully submitted,

*/s/ Kent A. Gardiner*

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