

The EEO case goes forward. Our attorneys are filing a motion for discovery reference the Motion for Summary Judgment and preparing our response to an FAA request of a dismissal of the case. I may be restating things that I have already mentioned in this update, but remember the Court system plods slowly.

I have heard request for some timelines as to what we can expect as to when things will happen. I am trying to estimate as accurately as possible what will happen next and when it will happen, please keep in mind that the FAA and other organizations are trying to bog down the process. This is something that we anticipate and have seen come true. Time is absolutely the friend of the government and we must deal with this as best we can. As best we can foresee, we expect that this case is still at least a year away from getting to court. I am attempting to write these updates as factual and with as little editorializing as I can so as not to leak opinion or strategy.

Any time a party sues a government agency the Department of Justice is charged with defending the government. When I speak of the FAA in these updates understands that I mean the government. The DOJ is the branch that has sent their resources to defend the FAA in this case.

The government has asked for the Judge to dismiss this case out of hand. We will first be focusing on that aspect of the case and we are preparing for the opportunity to get depositions from some key people in the process. This portion of the case is where we now are spending our time and the BOD has authorized additional funding to support this effort. I expect that we will have additional information as to the who and where by mid March. The Gephardt attorneys are currently preparing for this process and NAATS will be supporting their work.

I understand very well that our members want to hear information on the EEOC case, and I want very much to keep everyone informed on it. The line that I am walking is that I do not want to give away any advantage to the FAA. Our strategy is probably a logical and fairly straight forward approach. Even so, I don't want to write out on an update something that the FAA hasn't noticed. I have done my best to keep each Director updated as to our strategy and approach so please by all means contact your director is you have any concerns. As always, call me if you have any questions.

Mike  
203-675-6201