

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

AMERICAN AIRLINES, INC.,	§
a Delaware corporation,	§
	§
Plaintiff,	§
vs.	§
	§
SABRE, INC., a Delaware corporation;	§
SABRE HOLDINGS CORPORATION, a	§
Delaware corporation and SABRE	§
TRAVEL INTERNATIONAL LTD., a	§
foreign corporation, d/b/a SABRE TRAVEL	§
NETWORK;	§
	§
TRAVELPORT LIMITED, a foreign	§
corporation, and TRAVELPORT, LP,	§
a Delaware limited partnership, d/b/a	§
TRAVELPORT;	§
	§
and	§
	§
ORBITZ WORLDWIDE, LLC, a Delaware	§
limited liability company, d/b/a ORBITZ,	§
	§
Defendants.	§

Civil Action No. 4:11-cv-00244-Y

**NOTICE OF JOINDER BY DEFENDANT ORBITZ WORLDWIDE, LLC TO
TRAVELPORT’S RESPONSE IN OPPOSITION TO PLAINTIFF AMERICAN
AIRLINES INC.’S MOTION TO EXTEND SCHEDULING ORDER DEADLINES**

Defendant Orbitz Worldwide, LLC (“Orbitz”) hereby joins defendants Travelport Limited and Travelport, LP’s (collectively, “Travelport”) Response in Opposition to Plaintiff American Airlines Inc.’s Motion to Extend Scheduling Order Deadlines, filed Jan. 10, 2012 (Dkt. 184) (“Travelport’s Response”).

For the reasons set forth in Travelport’s Response, Orbitz also opposes American’s motion for a five-month extension of all remaining deadlines in the Court’s Initial Scheduling

Order (Dkt. 168, “American’s Motion”). In order to avoid burdening the Court with repetitive argument, Orbitz hereby adopts in full the arguments and authorities in Travelport’s Response.

In further support, however, Orbitz provides this short response to American’s misplaced reference to purported delays in Orbitz’s document production. (American’s Motion at 7.) On August 4, 2011, Orbitz timely served responses to American’s first set of document requests (the “Requests”) which detailed Orbitz’s specific objections to each Request and offered to meet and confer to narrow the Requests appropriately. American chose to focus its discovery efforts on the GDS defendants, however, and waited *more than two-and-a-half months* to respond—first contacting Orbitz about its objections on October 19. Thereafter, Orbitz participated in several meet and confer discussions with American to try to reach agreement regarding the proper scope of the Requests. These efforts included a letter sent by Orbitz’s counsel on November 18, with detailed proposals concerning custodians, search terms, and seeking clarification of certain Requests. Once again, however, American delayed, taking nearly a full month—until December 12—to respond to Orbitz’s letter, by which time the Court had granted Orbitz’s motion to dismiss in its entirety and terminated it from this action. (Dkt. 156). Although Orbitz is continuing to meet and confer with American to reach agreement on the scope of discovery, consistent with the Court’s January 5, 2012 Order (Dkt. 178), American’s own delay in moving forward with discovery from Orbitz certainly does not provide the “good cause” that is a prerequisite to obtaining any extension of the deadlines in the Initial Scheduling Order. (*See* Travelport’s Response at 7 (citing *Hernandez v. Mario’s Auto Sales, Inc.*, 617 F. Supp. 2d 488, 492 (S.D. Tex. 2009)).)

Finally, notwithstanding its opposition to American’s omnibus motion to extend all remaining deadlines, Orbitz does not oppose a limited two-month extension of the expert disclosure deadlines in paragraph 5 of the Scheduling Order—adjusted in conformance with the dates set forth in Travelport’s Response. (*See* Travelport’s Response at 11.)

DATED: January 12, 2012

Respectfully submitted,

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**ATTORNEYS FOR DEFENDANT
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CERTIFICATE OF SERVICE

On January 12, 2012, I electronically submitted the foregoing document with the clerk of the court for the U.S. District Court, Northern District of Texas, Fort Worth Division, using the electronic case filing system of the court. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

s/ Christopher S. Yates
Christopher S. Yates

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