

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

AMERICAN AIRLINES, INC.	§	
	§	
v.	§	CIVIL ACTION NO. 4:11-CV-244-Y
	§	(ODD-DOCKET LAW CLERK)
TRAVELPORT LIMITED, et al.	§	
	§	

**AMERICAN AIRLINES, INC.’S, TRAVELPORT LIMITED AND
TRAVELPORT, L.P.’S, AND ORBITZ WORLDWIDE, LLC’S
UNOPPOSED MOTION TO STAY PARTY DISCOVERY AND EXTEND
CURRENT DEADLINES AND REQUEST FOR EXPEDITED TREATMENT¹**

Plaintiff American Airlines, Inc. (“American”) and Defendants Travelport Limited and Travelport, L.P. (collectively, “Travelport”) and Orbitz Worldwide, LLC (“Orbitz,” together with Travelport and American, the “Parties”) hereby file this Unopposed Motion to Stay Party Discovery and Extend Current Deadlines. As the Court is aware, this case has been stayed since September 6, 2012 to allow American and Travelport to pursue mediation and the parties to seek resolution of this case. *See* Sept. 6, 2012 Order (Doc. 407). According to the Court’s Order staying the case, the stay is set to automatically expire today, December 21, 2012. *Id.* The parties now ask the Court to stay all party discovery in the case through January 15, 2013 and to extend all case deadlines 25 days. This limited stay and extension will allow the parties to continue settlement discussions and potentially resolve this litigation. The stay would not continue for third party discovery.

In the time since the Court entered its stay order, American and Travelport have pursued intense mediation and settlement efforts. American and Travelport participated in two days of mediation before Judge Layn R. Phillips on December 12 and 13. Since the conclusion of the

¹ Defendants Sabre Inc., Sabre Holdings Corporation, and Sabre Travel International Ltd. d/b/a Sabre Travel Network (collectively, “Sabre”), have settled and resolved their disputes with American. *See* Notice of Reached Agreement (Doc. 416). Accordingly, Sabre does not oppose this Motion.

mediation, American and Travelport have continued negotiations, exchanged proposals, and are actively engaged in discussions to potentially resolve this litigation. While these discussions have been productive, the upcoming resumption of full party litigation activities, and particularly the impending depositions of various party witnesses, has distracted from settlement efforts. Intense discovery activity, including 11 depositions already scheduled for January, will further prevent the parties from focusing on settlement efforts. This limited extension of the stay is intended to facilitate continued discussions, without delaying the ultimate trial or other resolution of the case.

Accordingly, the Parties request a brief additional stay of party discovery through January 15, 2013 to allow settlement efforts to continue without litigation activities unduly detracting from the parties' discussions. The Parties also request that the Court extend all other deadlines for 25 additional days to provide the same time for discovery and motion practice that is provided in the current schedule. Accordingly, deadlines would be adjusted as follows:

- Defendants' answers to American's second amended complaint will be due no later than February 5, 2013.
- Travelport's deadline for filing a motion for reconsideration of the Court's August 16, 2012 Order Granting Motion to Dismiss (Doc. 386) or a motion for leave to file additional counterclaims will be February 5, 2013.
- The Parties' responses to all pending written discovery will be due no later than February 5, 2013.
- All depositions must be completed no later than February 20, 2013.
- Defendants' expert reports must be served no later than March 5, 2013.
- Plaintiffs' rebuttal reports must be served no later than March 19, 2013.

- All pretrial and dispositive motions, except for motions *in limine*, will be due no later than April 16, 2013.

A proposed Order is attached.

The Parties respectfully request that the Court consider this Motion on an expedited basis, stay the case until January 15, 2013, and extend all pretrial deadlines accordingly.

Dated: December 21, 2012

Respectfully submitted,

s/R. Raul Yetter

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CERTIFICATE OF SERVICE

I hereby certify that on the 21st day of December 2012, I electronically filed 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
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