

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

AMERICAN AIRLINES, INC.,)	
)	
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)	Civil Action No. 4:11-cv-00244-Y
Delaware limited partnership, d/b/a)	
TRAVELPORT;)	
)	
and)	
)	
ORBITZ WORLDWIDE, LLC,)	
a Delaware limited liability company,)	
d/b/a ORBITZ,)	
)	
Defendants.)	

TRAVELPORT LIMITED AND TRAVELPORT, LP’S MOTION TO STAY DISCOVERY PENDING A DECISION ON TRAVELPORT’S RULE 12(b)(6) MOTION TO DISMISS PLAINTIFF’S FIRST AMENDED COMPLAINT

Defendants Travelport Limited and Travelport, LP (collectively, “Travelport”) respectfully renew their request that this Court stay discovery pursuant to Federal Rule of Civil Procedure 26(c) until the Court decides Travelport’s dispositive Rule 12(b)(6) motion. On June 9, 2011, plaintiff American Airlines, Inc. (“AA”) filed its First Amended Complaint, rendering moot Travelport’s then pending dispositive motion to dismiss the original complaint. *See Nowell v. Coastal Bend Surgery Ctr.*, 2011 U.S. Dist. LEXIS 10005, *1-2 (S.D. Tex. 2011) (amended

complaint renders earlier filed motion to dismiss moot); *see also* Stipulation Concerning Response to Travelport's and Orbitz's Rule 12(b)(6) Motions to Dismiss the Complaint [Doc. No. 76]. As a result, Travelport is filing a Rule 12(b)(6) motion directed at the Amended Complaint and this corresponding motion to stay discovery until a decision on that Rule 12(b)(6) motion.

This Court has broad authority to stay discovery until threshold questions that may dispose of the case are determined. In this case, a stay of discovery is proper in light of: (1) the strength of Travelport's Rule 12(b)(6) motion, which is dispositive of all claims against Travelport; (2) the well-recognized burdens of subjecting the parties and third parties to costly antitrust discovery that, in this case, would span over four years of conduct occurring in Europe as well as the United States; and (3) AA's continued failure to provide any coherent explanation as to why discovery should proceed immediately. Travelport thus respectfully requests the Court to stay all discovery until the Court decides Travelport's dispositive Rule 12(b)(6) motion.

Dated: June 27, 2011

Respectfully submitted,

/s/ Michael L. Weiner

Michael L. Weiner

michael.weiner@dechert.com

DECHERT LLP

1095 Avenue of the Americas

New York, New York 10036-6797

212.698.3608

212.698.3599(Fax)

Mike Cowie

mike.cowie@dechert.com

Craig Falls

craig.falls@dechert.com

DECHERT LLP

1775 I Street, NW

Washington, D.C. 20006-2401

202.261.3300
202.261.3333 (Fax)

**ATTORNEYS FOR DEFENDANTS
TRAVELPORT LIMITED and
TRAVELPORT, LP**

Of Counsel to Travelport Defendants:

/s/ Walker C. Friedman

Walker C. Friedman
State Bar No. 07472500
wcf@fsclaw.com

Christian D. Tucker
State Bar No. 00795690
tucker@fsclaw.com

FRIEDMAN, SUDER & COOKE, P.C.

Tindall Square Warehouse No. 1
604 East 4th Street, Suite 200
Fort Worth, Texas 76102
817.334.0400
817.334.0401 (Fax)

John T. Schriver
JTSchriver@duanemorris.com
Paul E. Chronis
pechronis@duanemorris.com

DUANE MORRIS LLP

Suite 3700
190 South LaSalle Street
Chicago, Illinois 60603-3433
312.499.6700
312.499.6701 (Fax)

CERTIFICATE OF CONFERENCE

I hereby certify that on the 27th day of June, 2011, I attempted to confer with counsel for Plaintiff, including Michelle Hartmann, Paul Yetter, and Bill Bogle, regarding the merits of this Motion via email. As of the execution of this Certificate of Conference, I had not received a response to my email. Therefore this Motion is submitted to the Court for determination.

/s/ Christian D. Tucker

Christian D. Tucker

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of June, 2011, 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/ Walker C. Friedman

Walker C. Friedman