Ms. Cheryl Collins
Program Manager, Docket Operations
U.S. Department of Transportation
1200 New Jersey Avenue, SE
Room W12-140
Washington, DC 20590

Washington

700 13th Street, NW 10th Floor

Washington, DC 20005-3960 T +1 202 777 4500 (Switchboard)

+1 202 777 4596 (Direct)

 $F \ \ +1\ 202\ 570\ 5996$ 

 $E \quad amna. ar shad@freshfields.com$ 

www.freshfields.com

July 24, 2020

Re: Joint Application of Delta Airlines, Inc. and LATAM Airlines Group S.A. under

49 U.S.C. §§ 41308 and 41309 for Approval of and Antitrust Immunity for

Alliance Agreements, Docket DOT-OST-2020-0105

Dear Ms. Collins:

Enclosed for submission in the above-referenced docket are confidentiality affidavits executed by counsel for United Airlines, Inc., an interested party in this proceeding.

Respectfully submitted,

Amna Arshad

Counsel for

United Airlines, Inc.

# DEPARTMENT OF TRANSPORTATION

WASHINGTON, D.C.

Joint Application of	)
DELTA AIRLINES, INC. LATAM AIRLINES GROUP S.A., D/B/A LATAM AIRLINES TAM-LINHAS AEREAS S.A. D/B/A LATAM AIRLINES BRASIL LAN PERU, S.A. D/B/A LATAM AIRLINES PERU TRANSPORTES AEREOS DEL MERCOSUR S.A., D/B/A TAM MERCOSUR AEROVIAS DE INTEGRACION REGIONAL, AIRES S.A. D/B/A LATAM AIRLINES COLOMBIA under 49 U.S.C. §§ 41308 and 41309 for approval of and antitrust immunity for alliance agreements	) ) ) ) ) ) Docket DOT-OST-2020-0105 ) ) ) ) ) )
	_/

#### CONFIDENTIALITY AFFIDAVIT

- I, Mika Tupy, declare as follows:
- 1. I am Managing Counsel Antitrust & Global Competition at United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Mika Tupy

# DEPARTMENT OF TRANSPORTATION

WASHINGTON, D.C.

Joint Application of	)
DELTA AIRLINES, INC. LATAM AIRLINES GROUP S.A., D/B/A LATAM AIRLINES TAM-LINHAS AEREAS S.A. D/B/A LATAM AIRLINES BRASIL LAN PERU, S.A. D/B/A LATAM AIRLINES PERU TRANSPORTES AEREOS DEL MERCOSUR S.A., D/B/A TAM MERCOSUR AEROVIAS DE INTEGRACION REGIONAL, AIRES S.A. D/B/A LATAM AIRLINES COLOMBIA	) ) ) ) ) ) Docket DOT-OST-2020-0105 ) ) )
under 49 U.S.C. §§ 41308 and 41309 for approval of and antitrust immunity for alliance agreements	) ) ) _)

#### CONFIDENTIALITY AFFIDAVIT

- I, Mary Lehner, declare as follows:
- 1. I am an attorney at Freshfields Bruckhaus Deringer, LLP and counsel to United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

## Confidentiality Affidavit of Mary Lehner

6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Mary Lehner

# DEPARTMENT OF TRANSPORTATION

WASHINGTON, D.C.

	)
Joint Application of	)
DELTA AIRLINES, INC. LATAM AIRLINES GROUP S.A., D/B/A LATAM AIRLINES TAM-LINHAS AEREAS S.A. D/B/A LATAM AIRLINES BRASIL LAN PERU, S.A. D/B/A LATAM AIRLINES PERU TRANSPORTES AEREOS DEL MERCOSUR S.A., D/B/A TAM MERCOSUR AEROVIAS DE INTEGRACION REGIONAL, AIRES S.A. D/B/A LATAM AIRLINES COLOMBIA under 49 U.S.C. §§ 41308 and 41309 for approval	) ) ) ) ) ) ) Docket DOT-OST-2020-0105 ) ) ) )
of and antitrust immunity for alliance agreements	) ) )

#### CONFIDENTIALITY AFFIDAVIT

- I, Amna Arshad, declare as follows:
- 1. I am an attorney at Freshfields Bruckhaus Deringer, LLP and counsel to United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

## Confidentiality Affidavit of Amna Arshad

6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Amna Arshad

# DEPARTMENT OF TRANSPORTATION WASHINGTON, D.C.

Joint Application of

DELTA AIRLINES, INC.

LATAM AIRLINES GROUP S.A.,

D/B/A LATAM AIRLINES

TAM-LINHAS AEREAS S.A.

D/B/A LATAM AIRLINES BRASIL

LAN PERU, S.A. D/B/A LATAM AIRLINES PERU

TRANSPORTES AEREOS DEL MERCOSUR S.A.,

D/B/A TAM MERCOSUR AEROVIAS DE INTEGRACION REGIONAL,

AIRES S.A. D/B/A LATAM AIRLINES COLOMBIA

under 49 U.S.C. §§ 41308 and 41309 for approval of and antitrust immunity for alliance agreements

Docket DOT-OST-2020-0105

#### **CONFIDENTIALITY AFFIDAVIT**

Washington, D.C. ) ss:

I, Laura Collins, declare as follows:

- 1. I am an attorney at Freshfields Bruckhaus Deringer, LLP and counsel to United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

### Confidentiality Affidavit of Laura Collins

6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Laura B. Collins

Laura Collins

# DEPARTMENT OF TRANSPORTATION WASHINGTON, D.C.

Joint Application of	)
DELTA AIRLINES, INC. LATAM AIRLINES GROUP S.A., D/B/A LATAM AIRLINES TAM-LINHAS AEREAS S.A. D/B/A LATAM AIRLINES BRASIL LAN PERU, S.A. D/B/A LATAM AIRLINES PERU TRANSPORTES AEREOS DEL MERCOSUR S.A., D/B/A TAM MERCOSUR AEROVIAS DE INTEGRACION REGIONAL, AIRES S.A. D/B/A LATAM AIRLINES COLOMBIA	) ) ) ) ) ) Docket DOT-OST-2020-0105 ) ) )
under 49 U.S.C. §§ 41308 and 41309 for approval of and antitrust immunity for alliance agreements	) ) ) _)

#### CONFIDENTIALITY AFFIDAVIT

- I, Chahira Solh, declare as follows:
- 1. I am an attorney at Crowell & Moring, LLP and counsel to United Airlines, Inc., an interested party in this proceeding.
- 2. I need to examine certain information in this proceeding which is or may be deemed to be confidential.
- 3. I will use the confidential information in this docket only for the purpose of participating in this proceeding.
- 4. I will disclose such information only to other persons who have submitted valid confidentiality affidavits in this docket.
- 5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

6. Pursuant to Title 18 United States Code Section 1001, I have not in any manner knowingly and willfully falsified, concealed or failed to disclose any material fact or made any false, fictitious, or fraudulent statement or knowingly used any documents which contain such statements in connection with the preparation, filing or prosecution of this pleading. I understand that an individual who is found to have violated the provisions of 18 U.S.C. Section 1001 shall be fined or imprisoned not more than five years, or both.

Iralias

Chahira Solh

## **CERTIFICATE OF SERVICE**

I certify that I have this date served the foregoing document on the following persons in accordance with the Department's Rules of Practice:

ABX Air, Inc.	Robert Silverberg	rsilverberg@sgbdc.com
	Jeff Johnson	jjohnson@sgbdc.com
Alaska	David Heffernan	dheffernan@cozen.com
Allegiant	Aaron Goerlich	agoerlich@ggh-airlaw.com
American	Robert Wirick	robert.wirick@aa.com
	John Williams	john.b.williams@aa.com
Amerijet	Joan Canny	jcanny@amerijet.com
Atlas	Russell Pommer	rpommer@atlasair.com
	Naveen Rao	naveen.rao@atlasair.com
Delta	Alexander Krulic	alex.krulic@delta.com
	Chris Walker	chris.walker@delta.com
	Steve Seiden	steven.seiden@delta.com
FedEx	Anne Bechdolt	anne.bechdolt@fedex.com
	Sandra Lunsford	sllunsford@fedex.com
Frontier	Howard Diamond	howard.diamond@flyfrontier.com
JetBlue	Robert Land	robert.land@jetblue.com
	Reese Davidson	reese.davidson@jetblue.com
Hawaiian	Aaron Alter	aaron.alter@hawaiianair.com
	Parker Erkmann	perkmann@cooley.com
	Julia Renehan	jrenehan@cooley.com
Kalitta Air	Mark W. Atwood	matwood@cozen.com
National	Malcolm Benge	mlbenge@zsrlaw.com
	John Richardson	jrichardson@johnlrichardson.com
Polar Air Cargo	Kevin Montgomery	kevin.montgomery@polaraircargo.com
Southwest	Bob Kneisley	bob.kneisley@wnco.com
	Leslie Abbott	leslie.abbott@wnco.com
Spirit	David Kirstein	dkirstein@yklaw.com
•	Joanne Young	jyoung@yklaw.com
Suncountry	Brandon Carmack	brandon.carmack@suncountry.com
•	Kristen Peterson	kristen.peterson@suncountry.com
	Eric Levenhagen	eric.levenhagen@suncountry.com
UPS	Dontai Smalls	dsmalls@ups.com
	Anita Mosner	anita.mosner@hklaw.com
State/FAA/DOT	Aaron Forsberg	forsbergap@state.gov
	John Duncan	john.s.duncan@faa.gov
	Todd Homan	todd.homan@dot.gov
	Peter Irvine	peter.irvine@dot.gov
	Fahad Ahmad	fahad.ahmad@dot.gov
	Robert Finamore	robert.finamore@dot.gov
	Brett Kruger	brett.kruger@dot.gov
	Benjamin Taylor	benjamin.taylor@dot.gov
	Airlineinfo	info@airlineinfo.com

Amna Arshad