

UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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| In re: | Chapter 11 |
| AMR CORPORATION, <i>et. al.</i> , | Case No. 11-15463 (SHL) |
| Debtors. | Jointly Administered |

**ATTACHMENT TO AMENDED PROOF OF CLAIM SUBMITTED BY ALLIED
PILOTS ASSOCIATION ON ITS OWN BEHALF AND ON BEHALF OF ITS
INDIVIDUAL MEMBERS**

The Allied Pilots Association (“APA”) is the exclusive collective bargaining representative of the pilots employed by American Airlines, Inc. (“American” or “Debtor”). This Amended Proof of Claim is made and submitted on behalf of the APA itself, as well as each individual member pilot.

BACKGROUND

APA is an unincorporated association and labor union. It is the certified collective bargaining representative, under the Railway Labor Act, for airline pilots employed by American Airlines. On July 13, 2012, APA filed, on its own behalf and on behalf of its individual members, Proof of Claim #8331 against Debtor (the “Original Proof of Claim”). In the Original Proof of Claim, APA asserted claims, among others, on behalf of itself and its member pilots, for (i) claims related to the freeze of the pension plan, (ii) claims related to scope changes, (iii) claims related to Other Changes to Rates of Pay, Rules and Working Conditions and (iv) claims related to grievances involving APA and/or its member pilots that arise from conduct or breaches of the 2003-2008 CBA (including the Supplemental Agreements), other separate agreements between APA and American or violations of the RLA’s status quo provisions which occurred prior to the petition date, including certain listed litigation claims.

B, each Excluded Claim is for a currently unliquidated amount estimated to be no less than the figure listed on Exhibit B. These estimates are without prejudice to APA's right to assert at any time that the amounts owed are greater than the amounts set forth in this amended Proof of Claim. As further investigations warrant, APA expressly reserves the right to assert that all or a portion of the amounts listed on Exhibit B constitute a post-petition claim.

A. Captain Theodore Furland. *Furland v. American Airlines, inc.* . ARB Case Nos. 09-102, 10-130, ALJ Case No. 2008-AiR-OII (ARB July 27, 2011) (grievance for improper retaliation for safety whistleblowing):

On July 27, 2011, the Department of Labor ("DOL") determined that American Airlines, Inc. ("American") violated Captain Theodore Furland's right under the Wendell H. Ford Aviation Investment and Reform Act for the 21st Century ("AIR 21") to engage in protected whistleblowing activity by reporting air safety violations without suffering retaliation. *See Furland v. American Airlines, Inc.*, ARB Case Nos. 09-102, 10-130, ALJ Case No. 2008-AIR-011 (ARB July 27, 2011) ("Merits Decision"). Accordingly, the DOL awarded Furland \$915.64 plus interest in damages, \$38,711.25 in attorney's fees for work before the Administrative Law Judge, and an additional \$21,192.75 in attorney's fees for work before the Administrative Review Board ("ARB") ("Fee Decision"). *See id.* at 4 (damages, interest, and fees for AU work); *Furland v. American Airlines, Inc.*, ARB Case No. 09-102, 10-130, ALJ Case No. 2008-AIR-OII, slip op. at 5 (ARB Oct. 21, 2011) (fees for ARB work).

American has paid Furland the \$915.64 in damages, but has failed to pay him interest on those damages or the \$59,904 in attorney fees that the DOL has awarded. Instead, on September 23, 2011, American petitioned the United States Court of Appeals for the Eleventh Circuit for review of the DOL's decisions. *See American Airlines, Inc. v. Administrative Review Board,*

EXHIBIT B

| File # | Grievant | Level | Base | Section / Summary | Description | Value | Affected Pilots |
|---------------------|--|--------|------|--------------------|--|--------------|---|
| P-03-12 (11-067) | Sheehan, III, CA James E. (052349) | SYS | MIA | Termination | Grievance filed 11/18/11 protesting the Company's action in terminating the Grievant for the reasons cited by CA Scott Meade, Director of Flight - LGA, in his letter dated 10/28/2011. | \$113,123.00 | CA James E. Sheehan, III 169 Mason Street, Unit 4-C Greenwich, CT 06830 |
| 11-084 | American Independent Cockpit Alliance, Inc. (AICA) | Appeal | | 1 - Scope | Grievance filed directly by American Independent Cockpit Alliance, Inc. (AICA) on 11/15/11, protesting the Company's failure to secure flying slots / positions to those pilots on the Current American Airlines Pilot Seniority List and allowing pilots other than these to operate aircraft and bid on the positions. | \$95,000.00 | Outside counsel |
| 12-012 | DFW Base - McDaniels & Moore | Appeal | DFW | 11.D, Supp F(1) | Grievance filed 5/22/12 protesting the Company's failure to reinstate pilots to the Pilots' Seniority System List and for failing to provide pilots notice of termination prior to terminating employment status of pilots who have been on inactive status, unpaid sick, or disability for more than five years. | \$245,000.00 | Andrea B. Twitchell 896 West Safari Drive Tucson, AZ 85704- 2857 And any other DFW-based pilot(s) who was not reinstated to the Pilots' Seniority System List or was not provided notice of termination prior to terminating employment status of the pilot who had been on inactive status, unpaid sick, or disability for more than five years. |