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July 2, 2001

VIA HAND DELIVERY

Mark J. Langer, Clerk
United States Court of Appeals
for the District of Columbia Circuit
E. Barrett Prettyman U.S. Courthouse
333 Constitution Avenue, N.W.
Washington, D.C. 20001 - 2866

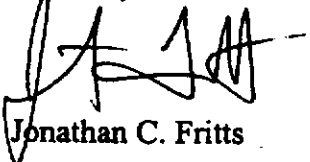
Re: General Committee of Adjustment GO-386, et al. v. Burlington Northern and Santa Fe Railway Company, et al. No. 01-7068 (Consolidated with 01-7069)

Dear Mr. Langer:

Enclosed for filing in the above-captioned case are the original and four copies of an Unopposed Motion for Leave to Participate as Amicus Curiae in Support of Appellants and the Rule 26.1 Disclosure Statement. Also enclosed are extra copies to be date-stamped and returned to me in the enclosed envelope.

Please call with any questions.

Sincerely,



Jonathan C. Fritts

Enclosures

cc: Counsel of Record

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

GENERAL COMMITTEE OF ADJUSTMENT)
GO-386, et al.,)

Plaintiffs-Appellees,)

v.)

BURLINGTON NORTHERN AND SANTA FE)
RAILWAY COMPANY, et al.,)

Defendants-Appellants.)

No. 01-7068
Consolidated with 01-7069

**UNOPPOSED MOTION FOR LEAVE TO PARTICIPATE
AS *AMICUS CURIAE* IN SUPPORT OF APPELLANTS**

The Airline Industrial Relations Conference ("AIRCON"), through its undersigned counsel, hereby moves pursuant to Rule 29 of the Federal Rules of Appellate Procedure and Circuit Rule 29(b) for leave to participate as *amicus curiae* in support of Appellants.

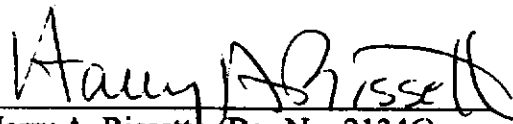
Appellants consent to this motion. Appellees General Committees of Adjustment GO-386, GO-245, and GO-291, Appellees in No. 01-7068, and the United Transportation Union, Appellee in No. 01-7069, also consent to this motion.

AIRCON is an unincorporated voluntary association of twenty United States air carriers formed to facilitate the exchange of ideas and information concerning personnel and labor relations issues, and to represent its member carriers in these areas with respect to legislative, judicial, and administrative matters. AIRCON regularly submits amicus briefs in support of positions important to its members. See, e.g., Northwest Airlines, Inc. v. Airline Pilots Ass'n, Int'l, Nos. 98-7196 & 98-7202, (D.C. Cir. 2000); ABX Air, Inc. v. Airline Prof. Ass'n, Int'l Bhd. of Teamsters, Nos. 99-4499 & 99-4540 (6th Cir. 2000).

AIRCON has a substantial interest in ensuring that the Railway Labor Act is interpreted in a manner that meets the goals of the Act and the mission of its members – i.e., to provide uninterrupted transportation service to the public. The questions before the Court of Appeals in this case present fundamental issues about the structure of collective bargaining under the Railway Labor Act. Airlines and railroads are the two principal industries covered by the Railway Labor Act. The issues presented to the Court in this case could affect collective bargaining in the airline industry and the public's interest in the system of collective bargaining that optimizes the likelihood of peacefully-negotiated labor agreements and minimizes the possibility of disruptions to vital air carrier service. The Court's consideration of these issues will benefit from an amicus brief by AIRCON setting forth an explanation and analysis of the system of collective bargaining in the airline industry under the Railway Labor Act.

The undersigned counsel for AIRCON has been involved over the past three months in an ongoing collective bargaining dispute in the airline industry, which delayed the arrangements to undertake representation of AIRCON in this case. AIRCON's amicus brief, if accepted by the Court, will be submitted in accordance with the briefing schedule set by the Court on June 18, 2001 and the time allowed by Rule 29(e) and Circuit Rule 29(c).

Respectfully submitted,



Harry A. Rissetto (Bar No. 21346)
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Dated: July 2, 2001

Counsel for *Amicus Curiae*
Airline Industrial Relations Conference

CERTIFICATE OF SERVICE

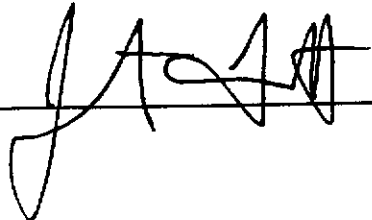
I hereby certify that on this 2nd day of July, 2001, I caused a true and correct copy of the foregoing Unopposed Motion for Leave to Participate as *Amicus Curiae* in Support of Appellants, and the accompanying Rule 26.1 Disclosure Statement to be served by overnight delivery upon the following:

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A handwritten signature in black ink, appearing to read 'R. S. Clayman', is written over a horizontal line.