

MANDATE

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT



FRONTIER AIRLINES, INC.,

Appellant,

-against-

TEAMSTERS AIRLINE DIVISION,

Appellee.

09-3164-bk

STIPULATION OF
VOLUNTARY DISMISSAL OF
APPEAL WITH PREJUDICE

STIPULATION VOLUNTARILY DISMISSING APPEAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the respective parties, that pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure, the above-captioned appeal is dismissed with prejudice, each party to bear its own costs and attorneys' fees.

Dated: August 20, 2009
DAVIS POLK & WARDWELL LLP

PREVIANT, GOLDBERG, UELMEN,
GRATZ, MILLER &
BRUEGGEMAN, S.C.

By: [Signature]
Elliot Moskowitz

450 Lexington Avenue
New York, New York 10017
Telephone: (212) 450-4241
Facsimile: (212) 450-6501

Attorney for Appellant

By: [Signature]
Marianne Goldstein Robbins

1555 N. RiverCenter Dr., # 202
P.O. Box 12993
Milwaukee, Wisconsin 53212
Telephone: (414) 271-4500
Facsimile: (414) 271-6308

Attorney for Appellee

A TRUE COPY
Catherine O'Hagan Wolfe, Clerk
by [Signature]
DEPUTY CLERK

SO ORDERED

SO ORDERED:

8/25/09
Date

FOR THE COURT:
CATHERINE O'HAGAN WOLFE

By: [Signature]
Joy Fallick, Administrative Attorney

CERTIFIED:

8/25/09