

BEFORE THE  
U.S. DEPARTMENT OF TRANSPORTATION  
WASHINGTON, D.C.

Joint Application of )  
 )  
US AIRWAYS, INC. )  
and )  
AIR NEW ZEALAND LIMITED )  
 )  
for statements of authorization under )  
14 C.F.R. Part 212 )  
(United States – New Zealand-Beyond )  
Code-Sharing) )  
 )

Docket OST-2007-29024

**MOTION OF US AIRWAYS, INC. FOR CONFIDENTIAL TREATMENT**

Communications with respect to this document should be sent to:

Howard Kass  
Managing Director and  
Associate General Counsel  
US Airways, Inc.  
1401 H Street, NW, Suite 1075  
Washington, DC 20005  
(202) 326-5153  
howard\_kass@usairways.com

Benjamin T. Slocum  
Director and Assistant General Counsel  
US Airways, Inc.  
111 West Rio Salado Parkway  
Tempe, Arizona 85281  
(480) 693-5782  
benjamin.slocum@usairways.com

August 29, 2007

BEFORE THE  
U.S. DEPARTMENT OF TRANSPORTATION  
WASHINGTON, D.C.

Joint Application of	)	
US AIRWAYS, INC.	)	
and	)	
AIR NEW ZEALAND LIMITED	)	Docket OST-2007-29024
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14 C.F.R. Part 212	)	August 29, 2007
(United States – New Zealand-Beyond	)	
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**MOTION OF US AIRWAYS, INC. FOR CONFIDENTIAL TREATMENT**

Pursuant to Rule 12 of the Department’s Rules of Practice, US Airways, Inc. (“US Airways”) respectfully moves to withhold from public disclosure the confidential versions of the Code Share Agreement between Air New Zealand Limited and US Airways, Inc. (“Agreement”) submitted to the Department today. In accordance with Rule 12, US Airways is submitting copies of the confidential documents to the Department separately in a sealed envelope bearing the caption for the cases and marked “Confidential Treatment Requested Under § 302.12.”

The information for which US Airways requests confidential treatment is confidential and competitively sensitive information. Subsection (b)(4) of the Freedom of Information Act (“FOIA”) exempts “trade secrets and commercial or financial information obtained from a person and privileged or confidential” from public disclosure. (See 5 U.S.C. § 552(b)(4).) This document meets the requisite standard for confidential treatment because it is: (1) commercial or financial information, (2) obtained from a person outside the government, and (3) privileged or confidential. (See *Gulf &*

*Western Industries, Inc. v. United States*, 615 F. 2d 527, 529 (D.C. Cir. 1980).) The public release of that information would cause US Airways substantial competitive and financial injury. Accordingly, the information should be withheld from public disclosure.

On August 14, 2007, US Airways submitted in this docket a copy of the Agreement with the confidential portions redacted, and served the redacted Agreement on all persons on the attached service list.

WHEREFORE, US Airways respectfully asks the Department to grant its Motion for Confidential Treatment.

Respectfully submitted,



Howard Kass  
Managing Director and  
Associate General Counsel  
US Airways, Inc.  
1401 H Street, NW, Suite 1075  
Washington, DC 20005  
(202) 326-5153  
howard\_kass@usairways.com

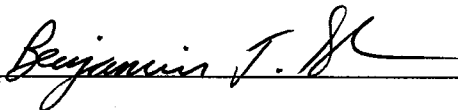
Benjamin T. Slocum  
Director and Assistant General Counsel  
US Airways, Inc.  
111 West Rio Salado Parkway  
Tempe, Arizona 85281  
(480) 693-5782  
benjamin.slocum@usairways.com

August 29, 2007

**CERTIFICATE OF SERVICE**

I certify that, on August 29, 2007, I caused to be served a copy of the foregoing Motion for Confidential Treatment by email upon those addressees listed below:

byerlyjr@state.gov  
jim.ballough@faa.gov  
carl.nelson@aa.com  
rbkeiner@crowell.com  
hkamen@coair.com  
dan.weiss@coair.com  
reohn@hhlaw.com  
prrizzi@hhlaw.com  
sascha.vanderbellen@nwa.com  
jonathan.moss@wilmerhale.com  
anbird@fedex.com  
nssparks@fedex.com  
dvaughan@kelleydrye.com



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Benjamin T. Slocum