

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: **SEP 15 2016**

Sanrest, K.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

REPUBLIC AIRWAYS HOLDINGS INC., *et al.*

Debtors.

Chapter 11 Case No.
16-10429 (SHL)
(Jointly Administered)

AD HOC COMMITTEE OF EQUITY HOLDERS OF
REPUBLIC AIRWAYS HOLDINGS INC.,

Appellant,

vs.

REPUBLIC AIRWAYS HOLDINGS INC., *et al.*,

Appellees.

Case No.1:16-CV-03315 (KBF)

AD HOC COMMITTEE OF EQUITY HOLDERS OF
REPUBLIC AIRWAYS HOLDINGS INC.,

Appellant,

vs.

REPUBLIC AIRWAYS HOLDINGS INC., *et al.*,

Appellees.

Case No.1:16-CV-05252 (KBF)

**STIPULATION AND ORDER
DISMISSING APPEALS WITH PREJUDICE**

Pursuant to Rule 8023 of the Federal Rules of Bankruptcy Procedure, appellant Ad Hoc Committee of Equity Holders of Republic Airways Holdings Inc. (the "Ad Hoc Committee") and appellees Republic Airways Holdings Inc., et al., hereby agree that (a) the Ad Hoc Committee's Notice of Appeal in each of (i) the above-captioned case no. 1:16-CV-03315 (KBF), dated May 3, 2016, filed on this Court's docket on May 4, 2016 [ECF No. 1], and (ii) the above-captioned


case No. 1:16-CV-05252 (KBF), dated June 24, 2016, filed on this Court's docket on July 1, 2016 [ECF No. 1], is hereby withdrawn, with prejudice and (b) each such appeal is hereby dismissed with prejudice, with each party bearing its own costs and attorneys' fees.

Dated: New York, New York
September 12, 2016

Bruce R. Zirinsky
Sharon J. Richardson
Gary D. Ticol
ZIRINSKY LAW PARTNERS PLLC
375 Park Avenue, Suite 2607
New York, New York 10152
(212) 763-0192
bzirinsky@zirinskylaw.com
srichardson@zirinskylaw.com
gticol@zirinskylaw.com

Christopher K. Kiplok
Meaghan C. Gragg
Gregory C. Farrell
HUGHES HUBBARD & REED LLP
One Battery Park Plaza
New York, New York 10004
(212) 837-6000
chris.kiplok@hugheshubbard.com

*Attorneys for Republic Airways Holdings
Inc., et al.*

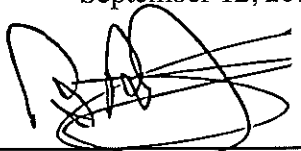


David M. Hillman
Adam C. Harris
Lawrence V. Gelber
SCHULTE ROTH & ZABEL LLP
919 Third Avenue
New York, New York 10022
(212) 756-2000
david.hillman@srz.com
adam.harris@srz.com
lawrence.gelber@srz.com

*Attorneys for the Ad Hoc Committee of
Equity Holders of Republic Airways
Holdings Inc.*

case No. 1:16-CV-05252 (KBF), dated June 24, 2016, filed on this Court's docket on July 1, 2016 [ECF No. 1], is hereby withdrawn, with prejudice and (b) each such appeal is hereby dismissed with prejudice, with each party bearing its own costs and attorneys' fees.

Dated: New York, New York
September 12, 2016



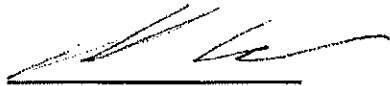
Bruce R. Zirinsky
Sharon J. Richardson
Gary D. Ticoll
ZIRINSKY LAW PARTNERS PLLC
375 Park Avenue, Suite 2607
New York, New York 10152
(212) 763-0192
bzirinsky@zirinskylaw.com
srichardson@zirinskylaw.com
gticoll@zirinskylaw.com

Christopher K. Kiplok
Meaghan C. Gragg
Gregory C. Farrell
HUGHES HUBBARD & REED LLP
One Battery Park Plaza
New York, New York 10004
(212) 837-6000
chris.kiplok@hugheshubbard.com

*Attorneys for Republic Airways Holdings
Inc., et al.*

David M. Hillman
Adam C. Harris
Lawrence V. Gelber
SCHULTE ROTH & ZABEL LLP
919 Third Avenue
New York, New York 10022
(212) 756-2000
david.hillman@srz.com
adam.harris@srz.com
lawrence.gelber@srz.com

*Attorneys for the Ad Hoc Committee of
Equity Holders of Republic Airways
Holdings Inc.*



Marshall S. Huebner
DAVIS POLK & WARDWELL LLP
450 Lexington Avenue
New York, New York 10017
(212) 450-4000
marshall.huebner@davispolk.com

Attorneys for Delta Air Lines Inc.

Bryan Krakauer
SIDLEY AUSTIN LLP
One South Dearborn
Chicago, Illinois 60603
(312) 853-7000
bkrakauer@sidley.com

Attorneys for United Airlines Inc.

Brett H. Miller
Todd M. Goren
MORRISON FOERSTER LLP
250 West 55th Street
New York, New York 10019
(212) 468-8000
brettmiller@mofocom
tgoren@mofocom

*Attorneys for the Official Committee of
Unsecured Creditors*

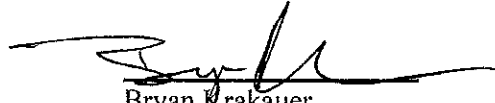
SO ORDERED this 14th day of Sept. 2016



Katherine B. Forrest
UNITED STATES DISTRICT JUDGE

Marshall S. Huebner
DAVIS POLK & WARDWELL LLP
450 Lexington Avenue
New York, New York 10017
(212) 450-4000
marshall.huebner@davispolk.com

Attorneys for Delta Air Lines Inc.



Bryan Krakauer
SIDLEY AUSTIN LLP
One South Dearborn
Chicago, Illinois 60603
(312) 853-7000
bkrakauer@sidley.com

Attorneys for United Airlines Inc.

Brett H. Miller
Todd M. Goren
MORRISON FOERSTER LLP
250 West 55th Street
New York, New York 10019
(212) 468-8000
brettmiller@mofocom
tgoren@mofocom

*Attorneys for the Official Committee of
Unsecured Creditors*

SO ORDERED this ____ day of _____ 2016

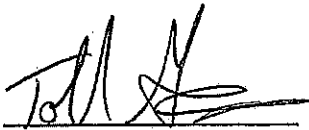
Katherine B. Forrest
UNITED STATES DISTRICT JUDGE

Marshall Huebner
DAVIS POLK & WARDWELL
450 Lexington Avenue
New York, New York 10017
(212) 450-4000
marshall.huebner@davispolk.com

Attorneys for Delta Air Lines Inc.

Bryan Krakauer
SIDLEY AUSTIN LLP
One South Dearborn
Chicago, Illinois 60603
(312) 853-7000
bkrakauer@sidley.com

Attorneys for United Airlines Inc.



Brett H. Miller
Todd M. Goren
MORRISON FOERSTER LLP
250 West 55th Street
New York, New York 10019
(212) 468-8000
brettmiller@mofocom
tgoren@mofocom

*Attorneys for the Official Committee of
Unsecured Creditors*

SO ORDERED this ___ day of _____ 2016

Katherine B. Forrest
UNITED STATES DISTRICT JUDGE

km