

ATTACHMENT NOT AVAILABLE ELECTRONICALLY

**PUBLISH**

**UNITED STATES COURT OF APPEALS**

**Filed 7/2/96**

**TENTH CIRCUIT**

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JEFF GULLICKSON, THOMAS A.  
MOSHER, CHARLES M. MOTZ, JR.,  
MICHAEL PRATT, GERALD  
PUCKETT, GARY JOSEPH SALLEE,  
GARY WINN, Individually, and as  
representatives of a class of all Morris  
Air Pilots; COREY HOLBERG and  
ROBERT R. MAY, II.,

Plaintiffs-Appellants,

v.

No. 95-4155

SOUTHWEST AIRLINES PILOT'S  
ASSOCIATION, SOUTHWEST  
AIRLINES COMPANY and MORRIS  
AIR CORPORATION,

Defendants-Appellees.

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Appeal from the United States District Court  
for the District of Utah  
(D.C. No. 94-CV-660)

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Daniel M. Katz (Louise P. Zonar with him on the brief), of Katz & Ranzman,  
P.C., Washington, D.C., for Plaintiffs-Appellants..

J. Joe Harris, Matthews & Branscomb, San Antonio, TX, and Marvin Menaker,  
Dallas, TX, for Defendants-Appellees..

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Before **HENRY, MURPHY, and LIVELY\***, Circuit Judges.

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**MURPHY**, Circuit Judge.

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After careful review of the record, we adopt the analysis of the district court's Memorandum Decision and Order Denying Plaintiffs' Motion for Partial Summary Judgment, Granting in Part Defendants' Motions for Summary Judgment, and Denying Plaintiffs' Motion for Class Certification. We therefore **AFFIRM** for substantially the reasons given by the district court and **ORDER** the district court's memorandum decision and order to be published.

Attachment

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\*Of the Sixth Circuit Court of Appeals, sitting by designation.