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Via U.S. Mail and Fax

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**Re: Shqeirat et al. v. U.S. Airways Group, Inc., et al.,
No. 0:07-cv-01513**

Prof. Douglas Kmiec
Pepperdine Law School

Dear Mr. Goetz,

Prof. Douglas Laycock
University of Texas Law School

On August 1, 2007, we filed an amicus brief in support of dismissal of your clients' claims against the "John Doe" passengers. Perhaps by coincidence, that afternoon press reports appeared claiming that your clients had "dropped" their claims against the John Does.¹

Rev. Richard John Neuhaus
President, Institute of Religion
and Public Life

Eunice Kennedy Shriver
Founder and Honorary Chairman,
Special Olympics International

As you know, these reports are entirely false. Your clients have not dismissed any claims against the John Does, nor does your latest proposed complaint remove them from the lawsuit—they're still right there on page 6:

Sargent Shriver
Chairman of the Board,
Special Olympics International

Dr. Ronald B. Sobel
Senior Rabbi, Congregation Emanu-El
of the City of New York

Defendants "John Does" were passengers at Minneapolis-St. Paul International Airport who contacted U.S. Airways to report the alleged "suspicious" behavior of Plaintiffs' performing their prayer at the airport terminal on November 20, 2006.²

John M. Templeton, Jr., M.D.
Bryn Mawr, Pennsylvania

By leaving the John Does in the complaint, your clients retain the right to name specific John Doe passengers as defendants at any time in the future. We understand from press reports that you claim to have "identified the people [you] think are responsible" and that no passengers are on that list *at this time*.³ This assurance is of course cold comfort to those passengers who are still as yet unnamed defendants in this lawsuit.

1350 Connecticut Avenue, NW
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Washington, DC 20036-1735
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If it is truly your clients' intent not to sue the John Doe passengers, there is

¹ See Gregg Aamot, "Imams drop passengers from lawsuit over removal from flight," <http://minnesota.publicradio.org/display/web/2007/08/01/imams>.

² Dkt No. 41, #1, ¶¶ 22-23.

³ See Aamot, *supra*.

Mr. Frederick J. Goetz
August 14, 2007
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one simple way to make that clear—file a Notice of Dismissal with the Court. To help you with this task, we've attached a Notice of Dismissal. If your clients really want to drop their claims against the John Doe passengers, you need only sign it and submit it to the Court.

Should your clients instead decide to continue with their lawsuit against the John Doe passengers, you should advise them that they are already incurring potential liability. Under legislation recently enacted in response to this lawsuit, costs and legal fees incurred by John Does may be recoverable from your clients.⁴ It is safe to assume that at least some John Does have incurred, and are continuing to incur, such costs and fees.

Finally, we are putting you on notice that should your clients choose to continue their claims against the John Doe passengers, we will seek leave from the Court to expand our role in this case, either with additional amicus filings, participation in oral argument, or other appropriate action. We strongly urge you to reconsider your current, ill-advised strategy of leaving the John Does in the complaint.

Very truly yours,



Kevin J. Hasson
President
Becket Fund for Religious Liberty
1350 Connecticut Ave. NW, Suite 605
Washington, D.C. 20036

cc: The Hon. Ann D. Montgomery
The Hon. Arthur J. Boylan
All counsel of record
Gerard M. Nolting, Esq.

⁴ Implementing Recommendations of the 9/11 Commission Act of 2007, Pub. L. No. 110-53, § 1206(c), 121 Stat. 266, 388-89 (Aug. 3, 2007). (“Any person or authorized official found to be immune from civil liability under this section shall be entitled to recover from the plaintiff all reasonable costs and attorney fees.”)

**IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MINNESOTA**

AHMED SHQEIRAT, MOHAMED)	
IBRAHIM, DIDMAR FAJA, OMAR)	
SHAHIN, MAHMOUD SULAIMAN,)	
and MARWAN SADEDDIN,)	Civil Action No.: 0:07-CV-01513
)	(ADM) (AJB)
Plaintiffs,)	
v.)	
)	
US AIRWAYS GROUP, INC.,)	
US AIRWAYS, INC., JOHN DOES, and))	
METROPOLITAN AIRPORTS)	
COMMISSION,)	
)	
Defendants.)	

PLAINTIFFS' NOTICE OF DISMISSAL PURSUANT TO RULE 41

Pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, Plaintiffs hereby provide notice of the voluntary dismissal with prejudice of all claims raised against all passenger John Doe Defendants, including specifically those referred to in the Verified Complaint (Dkt. No. 1, ¶¶ 21, 22, 37, 38, and referred to throughout as "Defendants"), the Civil Cover Sheet (Dkt. No. 1, #2), the First Amended Complaint (Dkt. No. 5, ¶¶ 21, 22, 36, 37, 38, and referred to throughout as "Defendants"), and the proposed Second Amended Complaint (Dkt. No. 41, #2, ¶¶ 22, 23, 43, 44, 45, and referred to throughout as "Defendants").

Respectfully submitted,

DATED: August 14, 2007

GOETZ & ECKLAND P.A.

By: _____
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ATTORNEYS FOR PLAINTIFFS