

AGREEMENT

This Agreement to Toll the Statute of Limitations (Agreement) is effective July 23, 2018, and is entered between The City of Los Angeles (the City), a municipal corporation, and the Federal Aviation Administration (FAA), collectively the Parties.

1. On May 24, 2018, the FAA published the HUULL TWO ARRIVAL (RNAV), IRNMN TWO ARRIVAL (RNAV), and RYDRR TWO ARRIVAL (RNAV) flight procedures, which the City alleges forms a basis for a petition for review under 49 U.S.C. § 46110(a).

2. The Parties wish to meet, exchange information, and explore informal resolution outside litigation. The FAA agrees that the City of Los Angeles has “reasonable grounds” for purposes of 49 U.S.C. § 46110(a) for waiting until no later than September 21, 2018, for seeking any potential judicial review under that statute of the three arrival flight procedures identified in Paragraph 1 above.

3. The Parties agree that the statute of limitations in 49 U.S.C. § 46110(a) will be tolled from July 23, 2018, through September 21, 2018 for the arrival flight procedures identified in Paragraph 1. Any claim, cause of action, or remedy barred before July 24, 2018, will be deemed barred notwithstanding this Agreement. No other claim, cause of action, or remedy will be affected by this Agreement.

4. All Parties continue to reserve all rights and defenses available to them, except as provided in this Agreement.


5. This Agreement may be modified, continued, amended, or supplemented by a written agreement signed by all Parties.

6. This Agreement is between the City and the FAA only and does not affect any other parties’ rights.

7. Each signatory to this Agreement represents that he or she is authorized to enter into this Agreement on behalf of the entity for which he or she is signing. This Agreement may be executed by the Parties in counterparts. Facsimile and pdf signatures are acceptable.

Dated: July __, 2018

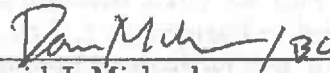
Counsel for the FEDERAL AVIATION
ADMINISTRATION



Lane McFadden
U.S. Department of Justice
Appellate Section
Environment & Natural Resources Division
Washington, D.C.

Dated: July 20, 2018

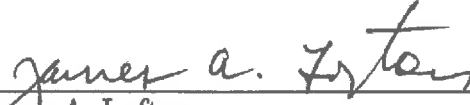
CITY OF LOS ANGELES



David J. Michaelson
Chief Assistant City Attorney

Dated: July 20, 2018

FEDERAL AVIATION ADMINISTRATION

A handwritten signature in cursive script that reads "James A. Lofton". The signature is written in black ink and is positioned above a horizontal line.

James A. Lofton
Assistant Chief Counsel for Airports &
Environmental Law
Federal Aviation Administration
Washington, D.C.