

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	No. 21 MC 101 (AKH)
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	:	This document relates to :
IN RE SEPTEMBER 11 LITIGATION	:	<i>Bavis v. United Airlines Inc.et al.</i> ,
	:	02 CV 7154
	:	
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DECLARATION OF MARY SCHIAVO IN SUPPORT OF PLAINTIFF'S
MEMORANDUM OF LAW IN OPPOSITION TO THE MASSACHUSETTS PORT
AUTHORITY'S MOTION FOR SUMMARY JUDGMENT

MARY SCHIAVO declares as follows:

1. I submit this declaration under 28 U.S.C. §1746 in support of the motion of Plaintiff Mary Bavis on the applicable standard of care.
2. I am a member of Motley Rice LLC which represents Plaintiff Mary Bavis.
3. I attach as Exhibit 1 a copy of excerpts from the transcript of the Deposition of Joseph M. Lawless, dated March 30, 2007.
4. I attach as Exhibit 2 a copy of the Joseph M. Lawless memo to Virginia Buckingham, dated April 27, 2001.
5. I attach as Exhibit 3 a copy of excerpts from the transcript of the Deposition of Thomas J. Kinton, conducted on January 25, 2011.
6. I attach as Exhibit 4 a copy of excerpts from the transcript of the Deposition of Virginia Buckingham Lowey, conducted on December 15, 2006.
7. I attach as Exhibit 5 a copy of the letter from Virginia Buckingham Lowey and Thomas J. Kinton to Chip Barclay, dated September 25, 2001.

8. I attach as Exhibit 6 a copy of the Report of the Special Advisory Task Force on Massport, presented to Governor Jane Swift, dated December 04, 2001.

9. I attach as Exhibit 7 a copy of the Federal Aviation Administration's Recommended Security Guidelines for Airport Planning Design and Construction.

10. I attach as Exhibit 8 AVSEC Dep Exhibit 344, LAMCO Meeting Minutes, dated April 11, 2001, and various other Massport Logan International Airport, Security Consortium Meeting minutes.

11. I attach as Exhibit 9 a copy Counter Technology, Inc.'s Physical Security Assessment: Boston Logan International Airport, dated November 06, 2001.

12. I attach as Exhibit 10 a copy of the letter from Edward C. Freni to Ginny Buckingham, subject: Meeting with United Airlines, dated May 08, 2001.

13. I attach as Exhibit 11 a copy of an e-mail from Barbara Platt to Christopher Doria and Phillip Orlandella, subject: Update, dated Thursday, April 19, 2001.

14. I attach as Exhibit 12 a copy of the Memorandum for the Record, Interview with Joseph Lawless, dated November 05, 2003.

15. I attach as Exhibit 13 the letter from Edward C. Freni to Larry Aldrich, re: Customer Service Standards Program, dated March 02, 2001.

16. I attach as Exhibit 14 a copy of the Memorandum for the Record, Interview with Virginia Buckingham, dated November 05, 2003.

17. I attach as Exhibit 15 a copy of the transcript of the FOX News Report on Logan Airport, dated February, 2001.

18. I attach as Exhibit 16 a copy of the letter from Michael A. Canavan to Joseph M. Lawless, dated May 21, 2001 and Joseph M. Lawless' letter response to Michael A. Canavan, dated June 04, 2001.

19. I attach as Exhibit 17 a copy of the letter from Joseph M. Lawless to Michael A. Canavan, dated June 04, 2001.

20. I attach as Exhibit 18 a copy of the Logan International Airport Terminal Lease between the Massachusetts Port Authority and United Airlines, Inc., dated December 01, 1998.

21. I attach as Exhibit 19 a copy of relevant pages from the Massport Airport Security Program.

22. I attach as Exhibit 20 excerpts of the 9/11 Commission Report.

23. I attach as Exhibit 21 an excerpt of the Security Briefing Agenda, MP103636.

24. I attach as Exhibit 22 a copy of the Federal Bureau of Investigation's interview of Stephen Wallace, dated September 17, 2001.

25. I attach as Exhibit 23 excerpts from the transcript of the Deposition of Stephen J. Wallace, dated July 17, 2007.

26. I attach as Exhibit 24 a copy of the Federal Bureau of Investigation report on Theresa Spagnuolo, dated September 29, 2001.

27. I attach as Exhibit 25 a copy of excerpts from the transcript of the Deposition of James Miller, Jr., dated May 23, 2008.

28. I attach as Exhibit 26 a copy of "Hijackers' Ringleaders Scouted out Airports," Boston Herald, Dave Wedge, dated May 29, 2002.

29. I attach as Exhibit 27 relevant pages of the redacted and non-SSI Checkpoint Operations Guide, Standard Operating Procedures.

30. I attach as Exhibit 28 copy of the Memorandum for the Record, Interview with Thomas Kinton, dated November 06, 2003.

31. I attach as Exhibit 29 a collection of letters from Mary Carol Turano to Jack C. Bullard outlining violations of C.F.R. Air Carrier Standard Security Program.

32. I attach as Exhibit 30 an additional copy of excerpts from the transcript of the Deposition of Joseph M. Lawless, dated March 30, 2007.

33. I attach as Exhibit 31 AVSEC Dep Exhibit 221, Public Safety Staff Meeting Minutes, dated April 13, 2001.

34. I attach as Exhibit 32 14 C.F.R. §§107.1 – 107.3, §107.5, §107.9, §107.11, §§107.13 – 107.15, §107.17, §107.19, §107.20, §107.27, §107.29, and §107.31.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: June 24, 2011

/s/Mary Schiavo

Mary Schiavo