

IN THE UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

In re: ) Chapter 11  
ATA Holdings Corp., et al.,<sup>1</sup> ) Case No. 04-19866

**C8 AIRLINES, INC.'S OBJECTION TO CLAIMS OF UAL CORPORATION, UAL  
LOYALTY SERVICES, INC., AND UNITED AIRLINES, INC.  
AND NOTICE OF RESPONSE DEADLINE  
(Claim Nos. 520, 528, and 537)**

**RESPONSE DEADLINE: 25 DAYS FROM DATE OF FILING**

Debtor C8 Airlines, Inc. ("Debtor" or "C8") files this objection (the "Objection") to claims 520, 528, and 537 (collectively, the "Claims") as set forth on the official claims register in these cases ([www.bmccorp.net/ATA](http://www.bmccorp.net/ATA)), filed by UAL Corporation, UAL Loyalty Services, Inc., and United Airlines, Inc. (the "Claimant"), and request that the Claims be disallowed and expunged in their entirety.

1. This Court has jurisdiction over this Objection under 28 U.S.C. § 1334. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2)(B). Venue of this proceeding and this Objection is properly in this district pursuant to 28 U.S.C. §§ 1408 and 1409. The statutory bases for the relief requested herein are 28 U.S.C. § 502 and Rule 3007 of the Bankruptcy Rules.

2. The Debtor filed a voluntary petition for relief on October 26, 2004 (the "Petition Date"). The Second Amended Plan Of Liquidation Of C8 Airlines, Inc., f/k/a Chicago Express Airlines, Inc., (the "Plan") was confirmed June 12, 2006.

3. The Debtor objects to the Claims on the grounds that the Claims assert no actual debt owing in services or goods and no amounts. No liability exists on the part of the Debtor on these Claims.

4. The Debtor reserves the right to amend its objection to the Claims on any grounds other than the reasons given in this Objection and/or to object to any other claim filed or asserted by the Claimant.

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<sup>1</sup>The Debtors are the following entities: ATA Holdings Corp. (04-19866), ATA Airlines, Inc. (04-19868), Ambassadors Travel Club, Inc. (04-19869), ATA Leisure Corp. (04-19870), Amber Travel, Inc. (04-19871), American Trans Air Execujet, Inc. (04-19872), ATA Cargo, Inc. (04-19873), and C8 Airlines, Inc., formerly named Chicago Express Airlines, Inc. (04-19874).

5. **NOTICE.** Response to this Objection, if any, must be filed in writing or by means of the Court's electronic filing system with the Clerk's Office (PO Box 44978, Indianapolis, IN 46244) and served in writing by United States Mail or by electronic mail on (i) Debtor's counsel, Terry E. Hall, Baker & Daniels LLP, 300 N. Meridian St., Suite 2700, Indianapolis, IN 46204, terry.hall@bakerd.com, (ii) counsel for the Unsecured Creditors' Committee, Lisa G. Beckerman, Akin Gump Strauss Hauer & Feld LLP, 590 Madison Avenue, New York, NY 10022-2524, lbeckerman@akingump.com, and (iii) the U.S. Trustee, 101 W. Ohio St., Suite 1000, Indianapolis, IN 46204, so as to be received **no later than twenty-five (25) days** after the date this Objection is filed. **IF NO RESPONSE IS FILED THE COURT MAY SUSTAIN THE OBJECTION TO THE CLAIMS WITHOUT FURTHER NOTICE OR HEARING.**

6. **PRETRIAL CONFERENCE.** If a response is filed to this Objection, the Court will schedule a telephonic pretrial status hearing on the Objection and any response filed by separate notice.

WHEREFORE, the Debtor asks that the Claims be disallowed and expunged in their entirety.

BAKER & DANIELS LLP

By: /s/ Terry E. Hall

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### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing was served this 28<sup>th</sup> day of February, 2008, by (i) electronic mail via the Bankruptcy Court's CM/ECF system on the U.S. Trustee, counsel for the Unsecured Creditors' Committee, parties remaining on the post-confirmation service list, and by (ii) first class United States Mail, postage prepaid, on the Claimants UAL Corporation, UAL Loyalty Services, Inc., and United Airlines, Inc., c/o James Sprayregen, Kirkland & Ellis LLP, 200 East Randolph, Chicago, IL 60601.

/s/ Terry E. Hall