

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

In re:	)	
	)	Chapter 11
ATA AIRLINES, INC.	)	Case No. 08-03675-BHL-11
	)	
Debtor	)	

**SUPPLEMENTAL UNSWORN DECLARATION OF KENRIC D. KATTNER  
IN SUPPORT OF DEBTOR'S APPLICATION FOR EMPLOYMENT OF  
HAYNES AND BOONE, LLP AS ATTORNEYS FOR DEBTOR  
NUNC PRO TUNC TO THE PETITION DATE  
PURSUANT TO 11 U.S.C. § 329 AND FED.R.BANKR.P. 2014 AND 2016**

Kenric D. Kattner, pursuant to Federal Rule of Bankruptcy Procedure 2014 and 2016, makes this Supplemental Unsworn Declaration in support of the Debtor's Application for Employment of Haynes and Boone, LLP as Attorneys for Debtor *Nunc Pro Tunc* to the Petition Date Pursuant to 11 U.S.C. § 329 and Fed. R. Bankr. P. Rules 2014 and 2016 (the "Application"), and respectfully represents:

1. I am an attorney licensed to practice law in the State of Texas and have been a member in good standing of the Bar since 1988. I am also admitted to practice before the United States District Courts for the Northern, Southern, Eastern, and Western Districts of Texas, the Eastern and Western Districts of Arkansas; and the United States Bankruptcy Court for the Northern, Southern, Eastern, and Western Districts of Texas.

2. I am a partner in the law firm of Haynes and Boone, LLP ("Haynes and Boone," or the "Firm"). My office address is 1221 McKinney Street, Suite 2100, Houston, Texas 77010. My contact information is (713) 547-2000 (telephone), (713) 236-5490 (facsimile), and [kenric.kattner@haynesboone.com](mailto:kenric.kattner@haynesboone.com) (e-mail).

3. I make this declaration to supplement the Unsworn Declaration of Kenric D. Kattner in Support of Debtor's Application for Employment of Haynes and Boone, LLP as Attorneys for Debtor Nunc Pro Tunc to the Petition Date Pursuant to 11 U.S.C. § 329 and Fed.R.Bankr.P. 2014 and 2016 (the "Unsworn Declaration"). The Unsworn Declaration listed connections between the Firm and creditors and parties-in-interest in these bankruptcy cases.

4. Haynes and Boone has continued to monitor its conflict check process to determine whether additional disclosures are necessary. Haynes and Boone submits this Supplemental Unsworn Declaration to apprise the Court and other parties-in-interest of two additional connections revealed as part of this ongoing review process. Those connections are specifically outlined in the attached **Exhibit 1** to this Supplemental Unsworn Declaration. After diligent investigation, examination, and analysis, Haynes and Boone does not believe that a conflict of interest exists with respect to its representation of the Debtor and any of the connections described in **Exhibit 1**.

5. After a review of the additional connections described on **Exhibit 1**, I believe that Haynes and Boone (i) does not hold or represent an interest adverse to the estate, and (ii) is a "disinterested person" as that term is defined in section 101(14) of the Bankruptcy Code. Accordingly, I believe that Haynes and Boone remains eligible for employment by the Debtor pursuant to 11 U.S.C. §§ 327, 328 and 329.

6. The Firm recognizes its continuing responsibility to monitor, and to further disclose any relationship or connection between it and other parties-in-interest. Accordingly, the Firm reserves the right to, and shall, supplement this disclosure if necessary as more information becomes available.

7. The foregoing constitutes my statement and that of Haynes and Boone pursuant to sections 327, 328 and 329 of the Bankruptcy Code and Rules 2014(a) and 2016 of the Federal Rules of Bankruptcy Procedure.

8. I declare under penalty of perjury under the laws of the United States, that the foregoing statements are true and correct.

/s/ Kenric D. Kattner  
Kenric D. Kattner  
Partner, Haynes and Boone, LLP

**Exhibit 1**

Airbase Services, Inc. (“Airbase”) is a former Haynes and Boone client. Airbase is a general unsecured creditor in this case, and has moved to intervene as a co-plaintiff in the adversary proceeding styled San Antonio Aerospace v. ATA Airlines, Inc., et al. (Adv. No. 08-50226). Haynes and Boone last performed services for Airbase in 2006. Additionally, Haynes and Boone, LLP performed services for Dennis Faulkner, trustee for Airbase Services, Inc. in 2007. Both of these matters are unrelated to the Debtor’s bankruptcy case.

Mesirow Financial Corporation (“MFC”) has worked with Haynes and Boone in other Chapter 11 cases and has been retained by the Debtor as a consulting expert to assist with the Debtor’s litigation against Federal Express Corporation. A partner of Haynes and Boone is related to an employee of MFC. Further, another partner at Haynes and Boone is related through marriage to an employee who was hired by MFC on October 31, 2008.