

1 [Approval of Modification #9 to Lease and Use Agreement L-82-0120 with US Airways, Inc. at
2 Terminal 1 of San Francisco International Airport.]

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4 **Resolution approving and authorizing the execution of Modification # 9 to the Lease**
5 **and Use Agreement L-82-0120 with US Airways, Inc., to reduce terminal space in**
6 **Terminal 1 of San Francisco International Airport.**

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8 WHEREAS, US Airways, Inc. (“US Airways”) currently conducts its passenger
9 operations at Terminal 1 of the Airport, pursuant to Lease No. 82-0120 (the “Lease”) with a
10 thirty year lease term; and

11 WHEREAS, On August 11, 2002, US Airways filed a voluntary petition under Chapter
12 11 of the United States Bankruptcy Code and, as part of its re-organization plan, wishes to
13 assume the Lease **provided** the Lease is modified to remove certain premises no longer
14 necessary for US Airways’ operations; and

15 WHEREAS, Airport staff has negotiated a modification with US Airways which reduces
16 terminal space in Terminal 1 under the Lease; and

17 WHEREAS, On March 25, 2003, pursuant to Resolution No. 03-0039, the Airport
18 Commission approved Modification #9 to the Lease. A copy of the form of the Modification is
19 on file with the Clerk of the Board of Supervisors in File No. _____, which is hereby
20 declared to be a part of this resolution as if set forth fully herein; now, therefore, be it

21 **RESOLVED**, That this Board of Supervisors hereby approves and authorizes the
22 execution of Modification #9 to the Lease and Use Agreement L-82-0120 for terminal space in
23 Terminal 1 of the Airport, between US Airways, Inc., and the City and County of San
24 Francisco, acting by and through its Airport Commission.

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