

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA

_____)	
GRANT O. ADAMS, et al.,)	
)	
Petitioners)	
)	
vs.)	Case No. 07-1180
)	(Consolidated with Cases Nos. 07-1194,
DEPARTMENT OF TRANSPORTATION)	and 07-1226).
AND FEDERAL AVIATION)	
ADMINISTRATION)	
Respondent.)	
_____)	

STATEMENT OF ISSUES

- I. Whether the categorical use of age 60 as the determinative fact for denying waivers violates the Age Discrimination in Employment Act (ADEA) because the use of age in this circumstance is not a bona fide occupational qualification under federal law.
- II. Whether the categorical use of age 60 as the determinative fact for denying waivers violates the Rehabilitation Act, 29 U.S.C. §794 by discriminating on the basis of a disability.
- III. Whether the categorical use of age 60 as the determinative fact for denying waivers violates the Administrative Procedure Act by barring pilots from individualized determination of eligibility.
- IV. Whether categorical use of age 60 as the determinative fact for denying waivers violates the due process rights of pilots under the United States Constitution.

- V. Whether the categorical use of age 60 as the determinative fact for denying waivers violates the equal protection clause of the United States Constitution.

Respectfully submitted,



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