

Fellow DAL Retired Pilots:

Attached is a copy of a letter I received today from Bill Whalen (my accountant) concerning the 2007 stock distribution to those who lost their retirement.

The letter is self explanatory, but basically saying after doing extensive research, he now feels that he cannot win the IRS case involving the "retirement" stock distribution (to differentiate from the "medical" stock distribution), which is a blow to many hopes.

Filing a 2007 Amended Tax Return to change the tax status from "Wages" to "Long Term Capital Gains" for medical plan loss is still quite viable.

HISTORICAL REFRESHER NOTE:

When we retirees lost our medical program during DAL's bankruptcy in 2007, we were issued DAL stock in the new company in lieu of the loss of our Medical Plan. DAL treated the stock issuance to us on the 2007 W-2 as "Wages".

My accountant (Bill Whalen) and I filed an Amended 2007 tax return and after a 2 ½ year battle was awarded a favorable decision by the IRS. The stock issuance income was changed from "Wages" to "Long Term Capital Gains" (Capital Gains was taxed at 15% for most in 2007).

My favorable IRS decision from the IRS should help all other DAL retired pilots who lost their medical plan recover monies that DAL incorrectly classified (the stock issuance) as "Wages". I have previously enclosed 2 letters from the IRS verifying my favorable IRS ruling for you to use in filing a 2007 Amended Tax Return.

I have already received an IRS refund check for \$5,799 and am expecting another IRS check for \$2,665 for the FICA and Medicare that was taken from me in DAL's 2007 W-2. Please be advised that there are many variables in each individuals status; so your results could vary from mine.

Jim Munton
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Attachment 1: Letter from Bill Whalen dated 15 Dec 2010

Attachment 2: Bill Whalen's original offer letter dated 28 Nov 2010