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21 Attorneys for Plaintiffs

22 UNITED STATES DISTRICT COURT
 23 NORTHERN DISTRICT OF CALIFORNIA
 24 SAN FRANCISCO DIVISION

25 BERNARD PAUL PARRISH, HERBERT
 26 ANTHONY ADDERLEY, and Walter
 27 Roberts III, on behalf of themselves and all
 28 others similarly situated,

Plaintiffs

vs.

29 NATIONAL FOOTBALL LEAGUE
 30 PLAYERS ASSOCIATION, a Virginia
 31 corporation, and NATIONAL FOOTBALL
 32 LEAGUE PLAYERS INCORPORATED
 33 d/b/a PLAYERS INC, a Virginia
 34 corporation,

Defendants.

CIVIL ACTION NO. C07 0943 WHA

**DECLARATION OF LAURA M. FRANCO
IN SUPPORT OF JULY 30, 2008 LETTER
BRIEF**

1 I, Laura M. Franco, declare as follows:

2 1. I am a partner at Manatt, Phelps & Phillips, LLP, counsel for Plaintiffs Herbert
3 Adderley, Bernard Parrish, and Walt Roberts (collectively, "Plaintiffs") in this matter. I make
4 this declaration in support of Plaintiffs' July 30, 2008 supplemental letter brief to the Court. I
5 have sufficient knowledge of the facts stated herein to make this declaration and, if called upon to
6 do so, I could and would testify competently thereto.

7 2. Attached hereto as Exhibit A is a true and correct copy of a May 31, 2001 letter
8 from LaShun Lawson of Players Inc to Jeremy Strauser of EA, produced by Defendants in this
9 action at Bates No. PI131529-30.

10 3. According to Pat Allen, Players Inc's Executive Vice President and Chief
11 Operating Officer, Ms. Lawson was the Assistant Vice President of Multimedia at Players Inc.
12 See, the February 28, 2008 Deposition Transcript of Pat Allen at 36:20 – 37:2, attached hereto as
13 Exhibit B.

14 4. My review of the GLAs produced by Defendants in this case show that at the time
15 LaShun Lawson's letter was written, 162 Class members had GLAs in effect that remained in
16 effect until at least after February 14, 2003, when the statute of limitations period began.
17 Attached hereto as Exhibit C is a true and correct list identifying each of these Class members.

18 5. I have reviewed the summaries attached as Exhibits A and B to Plaintiffs' July 30,
19 2008 supplemental letter brief to the Court (a list of the vintage teams in the Madden 2007 (PC
20 edition) video game and a list of the Adderley Class members contained in that game whose
21 images have been "scrambled"), submitted therewith under Federal Rule of Evidence 1006.
22 Exhibit B, the list of Adderley Class members with scrambled identities, was specifically
23 requested by the Court at the July 24, 2008 hearing (*see* Hearing Transcript at 56:3-13).

24 I declare under penalty of perjury and the laws of the United States that the foregoing is
25 true and correct and that this declaration was executed on July 30, 2008.

26
27 /s/ Laura M. Franco

28 Laura M. Franco