

# **EXHIBIT 9**

**Case No. C 07 0943 WHA**

**Parrish v. National Football League Players Association, et al.**

Certified Copy

IN THE DISTRICT COURT OF THE UNITED STATES  
NORTHERN DISTRICT  
(SAN FRANCISCO DIVISION)

BERNARD PAUL PARRISH, HERBERT  
ANTHONY ADDERLEY, and WALTER  
ROBERTS, III, on behalf of  
themselves and all others  
similarly situated,

Plaintiffs,

v.

NATIONAL FOOTBALL LEAGUE  
PLAYERS ASSOCIATION, a  
Virginia Corporation, and  
NATIONAL FOOTBALL LEAGUE  
PLAYERS INCORPORATED, d/b/a  
PLAYERS, INC., a Virginia  
Corporation,

Defendants

Civil Action  
C07 0943 WHA

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VIDEOTAPED DEPOSITION OF HOWARD JAY SKALL

February 14, 2008  
9:00 a.m.

Sheraton - Rockville  
920 King Farm Boulevard  
Rockville, Maryland

Before Linda A. Crockett, a Notary Public

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1 APPEARANCES:

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13 and  
14 MOLLY DONOVAN, ESQUIRE  
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16 1301 Avenue of the Americas  
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18 (212) 259-7164  
19 On behalf of the Defendants  
20 and the Witness

21 ALSO PRESENT:

22 KEN NUZZI, Videographer

23 The deposition of HOWARD JAY SKALL,  
24 taken with simultaneous video recording on  
25 Thursday, February 14, 2008, commencing at  
9:00 a.m., at the Sheraton - Rockville, 920  
King Farm Boulevard, Rockville, Maryland,  
before Linda A. Crockett, a Notary Public.

**P A U L S O N**

1           A. I believe my first title was  
2 player marketing coordinator.

3           Q. And for how long did you hold that  
4 position?

5           A. Probably about three to four  
6 years.

7           Q. So until around 1995-1999?

8           A. Correct.

9           Q. And what were your job duties as  
10 player marketing coordinator?

11           A. I was responsible for running the  
12 player marketing department. And what we did  
13 in the player marketing department was a few  
14 different things. We procured players for our  
15 internal needs, whether it was an internal  
16 event that we were putting on, anything else  
17 that we were doing from a PLAYERS INC  
18 standpoint which we were looking to  
19 incorporate players, PLAYERS INC Radio, our  
20 radio property. We had things of that nature.  
21 And then the other main responsibility was  
22 procuring players for PLAYERS INC licensees  
23 and sponsors when they wanted to incorporate  
24 players to promote their products or services.

25           Q. And when you say players, do you

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1 mean to include active and retired NFL  
2 players?

3 A. Yes.

4 Q. You said you were in charge of the  
5 department. How many people were in the  
6 department?

7 A. In 1995, when I started, it was  
8 me. In 2006, when I left, I was running a  
9 department of 10 people.

10 Q. And when did the department expand  
11 from just you; when did it first expand from  
12 just you?

13 A. Within probably about a year we  
14 hired a second person, probably within 12  
15 months or so of when I was hired.

16 Q. Who was that person?

17 A. Angela Manolakas.

18 Q. And to whom did you report during  
19 this time?

20 A. To Pat Allen the entire time.

21 Q. The entire time you were employed  
22 by PLAYERS INC?

23 A. Correct.

24 Q. In 1998 or 1999 what did your  
25 title change to?

**P A U L S O N**

1 former players to sign retired player GLAs.

2 Q. In what way did you help them  
3 sign -- in what way did you help retired  
4 players sign GLAs?

5 MR. MEYER: Object to the form.

6 A. If we were at an event and, Hall  
7 of Fame weekend, we're speaking to them or  
8 trying to get them to potentially sign a GLA.

9 Q. Do you recall how many retired  
10 players signed GLAs each year while you were  
11 employed by PLAYERS INC?

12 A. I don't. We were not the main  
13 part of that process.

14 Q. And who was the main part of that  
15 process?

16 A. The Retired Players Department.

17 Q. And who was involved in the  
18 Retired Players Department?

19 A. Andre Collins was the gentleman  
20 that ran that department at the time that I  
21 left PLAYERS INC.

22 Q. Do you know who ran the department  
23 prior to Andre Collins?

24 A. Frank Woschitz ran the department  
25 before him.

**P A U L S O N**

1           A. I don't know. I didn't draft the  
2 e-mail. I don't know what she was referring  
3 to.

4           Q. Is PLAYERS INC precluded from  
5 representing retired players who are not on  
6 this list?

7           MR. MEYER: Object to form.

8           A. PLAYERS INC would work with any  
9 and all retired players that a company we do  
10 business with wanted to use. Again, it was  
11 our interest to increase opportunities for all  
12 players, including retired players. And we  
13 often did these one-off player marketing deals  
14 that we've talked about between us and retired  
15 players to give those rights to our licensees  
16 or sponsors.

17           Q. And the e-mail goes on to state,  
18 you mentioned Howard would be able to help us  
19 understand the various deal structures for  
20 individual or groups of players. We will  
21 follow up directly with Howard on this point.

22                   What were the various deal  
23 structures in place around this time in 2004?

24           A. I think it's what we talked about  
25 earlier. I mean, they can make any offer to

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1 STATE OF MARYLAND  
2 COUNTY OF BALTIMORE

3 I, Linda A. Crockett, a Notary  
4 Public of the State of Maryland, do hereby  
5 certify that the within named, HOWARD SKALL,  
6 was deposed at the time and place herein set  
7 out, and after having been duly sworn by me,  
8 was interrogated by counsel.

9 I further certify that the  
10 examination was recorded stenographically by  
11 me, and this transcript is a true record of  
12 the proceedings.

13 I further certify that the  
14 stipulations made herein were entered into by  
15 counsel in my presence.

16 I further certify that I am not of  
17 counsel to any of the parties, nor an employee  
18 of counsel, nor related to any of the parties,  
19 nor in any way interested in the outcome of  
20 this action.

21 As witness my hand and notarial  
22 seal this 15th day of February, 2008.

23 My commission expires: December 1, 2008

24 *Linda A. Crockett*

25 Notary Public

**P A U L S O N**