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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

BERNARD PAUL PARRISH, HERBERT  
ANTHONY ADDERLEY, WALTER  
ROBERTS III,

Plaintiffs,

v.

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

Defendants.

Case No. C 07 0943 WHA

**STIPULATION REGARDING  
DISMISSING BERNARD PAUL  
PARRISH'S CLAIMS WITH  
PREJUDICE**

1 Defendants National Football League Players Association and National Football  
2 League Players Incorporated d/b/a/ Players Inc (collectively, “Defendants”), and Plaintiffs  
3 Bernard Paul Parrish, Herbert Anthony Adderley, and Walter Roberts III (collectively,  
4 “Plaintiffs”), hereby file this Stipulation regarding dismissing Bernard Paul Parrish’s claims with  
5 prejudice.

6 **JOINT STIPULATION**

7 WHEREAS on April 29, 2008, the Court issued an Order Granting in Part and  
8 Denying in Part Plaintiffs’ Motion for Class Certification which denied Plaintiffs’ motion to  
9 certify a retired-member class for whom Bernard Paul Parrish would serve as class  
10 representative;

11 WHEREAS on August 13, 2008, Plaintiffs filed a Motion to Dismiss Parrish’s  
12 Individual Claim Without Prejudice for Lack of Jurisdiction;

13 WHEREAS on August 28, 2008, Defendants filed their Opposition to Motion to  
14 Dismiss Plaintiff Parrish’s Individual Claim Without Prejudice;

15 NOW THEREFORE the parties, through their respective counsel, having resolved  
16 the dispute, hereby stipulate that:

- 17 (1) Plaintiff Bernard Paul Parrish shall file a motion and proposed order to  
18 dismiss his claims with prejudice;
- 19 (2) Bernard Paul Parrish shall not attempt to appeal any decision arising from  
20 this case, including but not limited to the Court’s Order Granting in Part  
21 and Denying in Part Plaintiffs’ Motion for Class Certification;
- 22 (3) No Plaintiff, including Mr. Adderley, will seek to appeal any claims  
23 asserted by Mr. Parrish or the purported Parrish class;
- 24 (4) Defendants shall not oppose Mr. Parrish’s motion to dismiss his individual  
25 claims with prejudice;
- 26 (5) Except for the terms of Paragraph 3 above, this Stipulation concerns only  
27 Mr. Parrish and no other Plaintiff.

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Date: September 4, 2008

Respectfully Submitted,

Dewey & LeBoeuf LLP

BY: /s/Jeffrey L. Kessler

Jeffrey L. Kessler  
*Attorneys for Defendants*

Date: September 4, 2008

Manatt, Phelps & Phillips, LLP

BY: /s/Ronald S. Katz

Ronald S. Katz  
*Attorneys for Plaintiffs*

*Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures, Ronald S. Katz hereby attests that concurrence in the filing of this document has been obtained.*

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