

Exhibit 5

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March 28, 2008

BY FEDERAL EXPRESS

Ryan S. Hilbert
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Re: Parrish, et al. v. NFLPA, et al. (N.D. Cal. No. C07 0943 WHA)

Dear Ryan:

Enclosed please find a disc ("NFLPI013") bearing TIFF files for the following Bates range with a corresponding Concordance load-file: PI131053 — PI133023.

By making this production, Defendants do not waive any objection that Defendants may assert as to the relevance, admissibility or other aspect of these documents. Defendants reserve their prior objections to Plaintiffs' requests for production of documents, and this production is made subject to and without waiver of Defendants' written objections and responses thereto.

Finally, I remind you that we are producing these documents pursuant to the terms of the Stipulated Protective Order entered on July 30, 2007. Please note that if we have produced any documents that are non-responsive to Plaintiffs' requests or privileged communications or attorney work-product, the production of those documents was inadvertent and should not be construed as a waiver of privilege on our part.

Very truly yours



Roy Taub

Enclosure