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1 2 3 4 5 6 7 8 9	MANATT, PHELPS & PHILLIPS, LLP RONALD S. KATZ (Bar No. CA 085713) E-mail: rkatz@manatt.com RYAN S. HILBERT (California Bar No. 210 E-mail: rhilbert@manatt.com NOEL S. COHEN (California Bar No. 21964 E-mail: ncohen@manatt.com 1001 Page Mill Road, Building 2 Palo Alto, CA 94304-1006 Telephone: (650) 812-1300 Facsimile: (650) 213-0260 MCKOOL SMITH, P.C. LEWIS T. LECLAIR (Bar No. CA 077136) E-mail: lleclair@mckoolsmith.com JILL ADLER NAYLOR (Bar No. CA 15078 E-mail: jnaylor@mckoolsmith.com 300 Crescent Court Dallas, TX 75201 Talephone: (214) 978, 4984	45)	
11	Telephone: (214) 978-4984 Facsimile: (214) 978-4044		
12	Attorneys for Plaintiffs		
13	LINITED STATES DISTRICT COLIRT		
14	NORTH	ERN DISTRICT	
15	SAN FRANCISCO DIVISION		
16			
17 18	BERNARD PAUL PARRISH, HERBERT ANTHONY ADDERLEY, and WALTER ROBERTS III, on behalf of themselves and	CIVIL ACTION NO. C07 0943 WHA PLAINTIFFS' OBJECTIONS TO	
19	all others similarly situated,	DEFENDANTS' TRIAL EXHIBITS	
20	Plaintiffs,		
21	NATIONAL FOOTBALL LEAGUE		
22	PLAYERS ASSOCIATION, a Virginia corporation, and NATIONAL FOOTBALL		
23	LEAGUE PLAYERS INCORPORATED d/b/a PLAYERS INC, a Virginia		
24	corporation,		
25	Defendants.		
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Dallas 266289v1

PLAINTIFFS' OBJECTIONS TO DEFENDANTS' TRIAL EXHIBITS

Plaintiffs expressly reserve the right to augment, or otherwise modify their objections to Defendants' exhibits based on circumstances as they may evolve prior to the commencement of trial, including but not limited to Motions *in limine* or any other pre-trial motions or objections. Per the parties' agreement, Plaintiffs further reserve their right to object to Defendants' exhibits under Fed. R. Evid. 402 and 403 and for lack of foundation.

Ex. No.	Description	Objections	Response	Court's Ruling
151	03/08/2006 Email	Hearsay: This exhibit		
	from Wyman to	contains statements of		
	Moore re FW: H.	Defendants' employees.		

	from Wyman to	contains statements of	
	Moore re FW: H.	Defendants' employees.	
	Adderley (Skall	Those statements are	
	Deposition, Ex.	hearsay that do not fall	
	151) [No Bates]	within an exception.	
160	00/00/0000	403: This exhibit	
	"About Us," from	referencing the Retired	
	RPFPJ Website	Professional Football	
	(Adderley	Players for Justice includes	
	Deposition, Ex.	references to class counsel	
	160)	and Bernie Parrish, and has	
	[CLASS000331-	no probative value.	
	CLASS000332	Referencing this exhibit	
		would be a waste of time,	
		and may require Plaintiffs	
		to present argument on	
		collateral issues to rebut	
		any inferences raised by	
		this exhibit.	
161	00/00/0000	402/403: The Retired	
	RPFPJ Articles of	Professional Football	
	Incorporation	Players for Justice Articles	
	(Adderley	of Corporation is not	
	Deposition, Ex.	relevant to any issues in	
	161)	this lawsuit, and has no	
	[CLASS000317 -	probative value.	
	CLASS000332]	Referencing this exhibit	
		would be a waste of time,	
		and may require Plaintiffs	
		to present argument on	
		collateral issues to rebut	
		any inferences raised by	
		this exhibit.	

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Ex. No.	Description	Objections	Response	Court's Ruling
162	03/09/2007 Email from Adderley to HeroesofFootball re: Check Out Our Website – www.playersforju stice.org (Adderley Deposition, Ex. 162) [CLASS002722 - CLASS002723]			
164	06/09/2007 Email String between Adderley, Parrish, and HeroesofFootball re: Retired NFL Players, More from Profootballtalk.co m (Adderley Deposition, Ex. 164) [CLASS002847 - CLASS002848]	Hearsay: Neither J. Turney nor Bernie Parrish is a class representative, and their statements are hearsay that do not fall within an exception. 403: This document contains inflammatory statements that should be excluded, considering the minimal probative value of this exhibit.		

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	166	00/00/0000	This exhibit consists of		Kuiiig
3		Communication from Parrish re RPFPJ (Adderley	multiple documents, which Plaintiffs will address separately:		
4		Deposition, Ex.			
5		166) [CLASS002713 - CLASS0002718]	CLASS2713-2716: Hearsay: This document includes statements of		
6		-	Bernie Parrish.		
7			403: This document includes inflammatory		
8			statements with no probative value, and should		
9			be excluded.		
10			CLASS2717: No objection.		
11					
12			CLASS2718: Hearsay: This document includes statements of		
13			Bernie Parrish.		
14			403: This document includes inflammatory		
15			statements with no probative value, and should		
16			be excluded.		
17	169	11/15/2007 Third Amended	403: This document includes references to claims that have been		
18		Complaint (Adderley	dismissed by the Court,		
19		Deposition, Ex. 169) [No Bates]	including those brought by Bernie Parrish, which will		
20			confuse the jury. Plaintiffs will withdraw the objection if Defendants redact any		
21			references to claims that have been dismissed by the		
22			Court.		
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	Ex.	Description	Objections	Response	Court's
_	No.				Ruling
1	76	02/04/2008 Plaintiffs' Objections and Responses to Defendants' First Set of Interrogatories, with Parrish Verification (Adderley Deposition, Ex. 176) [No Bates]	403: This exhibit contains numerous legal objections to the scope of content of the interrogatories, which could confuse the jury. Plaintiffs will withdraw this objection if those objections are redacted. Parrish Verification: As Parrish is no longer a party to this action, the inclusion of Bernie Parrish's verification could confuse the jury, and Plaintiffs object to that part of this exhibit under rule 403. Furthermore, Bernie Parrish's verification of these interrogatories is hearsay.		
	77	02/13/2008 Verification of Adderley for Plaintiffs' Objections and Responses to First Set of Interrogatories (Adderley Deposition, Ex. 177) [No Bates] 02/23/2007 First Amended Complaint (Adderley Deposition, Ex. 179) [No Bates]	403: This document includes references to claims that have been dismissed by the Court, including those brought by Bernie Parrish, which will confuse the jury. Plaintiffs		
			will withdraw the objection if Defendants redact any references to claims that have been dismissed by the Court.		

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Ex. No.	Description	Objections	Response	Court's Ruling
180	06/21/2007 Second Amended Complaint (Adderley Deposition, Ex. 180) [No Bates]	403: This document includes references to claims that have been dismissed by the Court, including those brought by Bernie Parrish, which will confuse the jury. Plaintiffs will withdraw the objection if Defendants redact any references to claims that have been dismissed by the Court.		· ·
181	02/04/2008 Plaintiffs' Responses to Defendants' First Set of Requests for Admission (Adderley Deposition, Ex. 181) [No Bates]	403: This exhibit contains numerous legal objections to the scope of content of the interrogatories, which could confuse the jury. Plaintiffs will withdraw this objection if those objections are redacted.		
307	00/00/0000 RPFPJ Website: Press Releases (M. Parrish Deposition, Ex. 307) [JUSTICE000207 - JUSTICE000209]	402/403: This exhibit is a press release about the lawsuit generally, and is not relevant to the merits of the class's claims. The press release references class counsel and Bernie Parrish, and has no probative value. Referencing this exhibit would be a waste of time, and may require Plaintiffs to present argument on collateral issues to rebut any inferences raised by this exhibit.		

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Ex. No.	Description	Objections	Response	Court's Ruling
310	03/22/2007 Email from Parrish re: Chance to Vote Against Gene Upshaw et al., Join Today (M. Parrish Deposition, Ex. 310) [JUSTICE000182 - JUSTICE000185]	Hearsay: Bernie Parrish is not a class representative, and his statements are hearsay that do not fall within an exception. 402/403: This exhibit includes inflammatory statements about Defendants' employees (referencing "Gene Upshaw and his gang"), and should be excluded, especially in light of its lack of probative value to		Runng
311	00/00/0000 RPFPJ Membership Form (M. Parrish Deposition, Ex. 311) [JUSTICE000064]	the merits of this case. 402/403: This exhibit is a membership form for the Retired Professional Players for Justice group, and is wholly irrelevant to the issues in this litigation. This exhibit includes inflammatory statements about Defendants' employees (referencing "Gene Upshaw and his gang"), and should be excluded, especially in light of its lack of probative value to the merits of this case.		

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	315	02/14/2007 Letter	Hearsay: Mr. Mutch is		
3		from Mutch to Marquez re:	not a class representative, and his statements are		
5		Retired	hearsay.		
4		Professional	402/402 551		
5		Football Players For Justice, Inc.	402/403: The content of this letter is about the		
5		(M. Parrish Ex.	incorporation of The		
6		315)	Retired Professional		
7		[JUSTICE000018	Football Players for Justice Articles, and is not relevant		
]	to any issues in this		
8			lawsuit. Referencing this		
9			exhibit would be a waste of time, and may require		
			Plaintiffs to present		
10			argument on collateral		
11			issues to rebut any inferences raised by this		
10			exhibit.		
12			Authentication: The letter		
13			must be authenticated		
1.4			before Defendants can		
14	316	RPFPJ Articles of	admit this into evidence. 402/403: The Retired		
15	310	Incorporation (M.	Professional Football		
16		Parrish	Players for Justice Articles		
10		Deposition, Ex. 316) [No Bates]	of Corporation is not relevant to any issues in		
17			this lawsuit, and has no		
18			probative value.		
10			Referencing this exhibit would be a waste of time,		
19			and may require Plaintiffs		
20			to present argument on collateral issues to rebut		
			any inferences raised by		
21		00/00/0000	this exhibit.		
22	321	00/00/0000 RPFPJ Website:	403: There is minimal probative value in		
22		Officers and	understanding the		
23		Directors (M.	membership structure of the RPFPJ. This exhibit		
24		Parrish Deposition, Ex.	may confuse the jury, as it		
25		321)	lists class counsel on its		
25		[JUSTICE000218	membership page. In light of its minimal probative		
26		JUSTICE000219]	value, the Court should		
27		_	exclude this exhibit under		
<i>∠1</i>			Rule 403.		
20	11				

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	350	07/24/2006 Email	Hearsay: Mr. Parrish's		
3		from Parrish to Retired Players	statements are hearsay.		
4		re: A Few Complaints That	403: This exhibit includes inflammatory statements		
5		Have Been Sent	(referencing "actuarial bull		
3		to Government Agencies, State	shit," "goon squad," and "Gene Upshaw and his		
6		Attorney	gang"), and should be		
7		Generals, and	excluded, especially in		
7		Congressman (Parrish	light of its lack of probative value to the		
8		Deposition, Ex.	merits of this case.		
		350) [No Bates]			
9	351	07/17/2007 Email from Arnett to	Hearsay: Mr. Arnett is		
10		Parrish re: Lets	not a class representative, and his statements are		
		Join Forces on	hearsay.		
11		Class Action Suit	403: This exhibit includes		
12		(Parrish Deposition, Ex.	inflammatory statements		
		351)	(referencing "kick their		
13		[CLASS003220]	asses," "puppet," and "they		
14			drink at the same trough"), and should be excluded,		
			especially in light of its		
15			lack of probative value to		
16	352	08/14/2006 Email	the merits of this case. Hearsay: Mr. Parrish's		
10	352	from Parrish to	statements are hearsay.		
17		Retired Players	·		
18		re: Original Open	403: This exhibit includes		
		Letter to Troy Vincent NFLPA	inflammatory statements (referencing "man of		
19		Pres. (Parrish	color" and other racial		
20		Deposition, Ex. 352) [No Bates]	statements), and should be excluded, especially in		
		332) [NO Bates]	light of its lack of		
21			probative value to the		
22	252	40/0/00001 -#	merits of this case.		
	353, 353A	10/9/2006 Letter from Mutch to	Hearsay: Mr. Parrish's and Mr. Mutch's		
23		Yablonski re:	statements are hearsay.		
24		Addendum to	402/402. Mr. D.: 112		
∠ +		Parrish Response to 8/29/2006	402/403: Mr. Parrish's position regarding any		
25		Letter (Parrish	lawsuits filed against him		
26		Deposition, Ex.	is irrelevant to any issues		
20		353, 353A) [No Bates]	remaining in this lawsuit.		
27		_ Datesj		<u> </u>	

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	354	00/00/0000	Hearsay: Mr. Parrish's		
3		NFLPA	statements are hearsay.		
3		Understating Income ??	403: This exhibit includes		
4		Prevaricating and	inflammatory statements		
_		Covering Tracks	(including professional		
5		(Parrish	attacks on Defendants'		
6		Deposition, Ex. 354)	attorneys), and should be excluded, especially in		
		[CLASS002703 -	light of its lack of		
7		CLASS002711]	probative value to the		
8	355	08/2/2006 Email	merits of this case.		
O	333	from Smith to	Hearsay: Mr. Pivec, Mr. Smith, and Mr. Parrish are		
9		Retired Players	not class representatives,		
10		re: Here Is an	and their statements are		
10		Email I Sent to Andre Collins	hearsay.		
11		When I Started	403: This exhibit includes		
10		Back in 2006	inflammatory statements		
12		(Parrish	(including comparisons		
13		Deposition, Ex. 355) [No Bates]	between Mr. Upshaw and Saddam Hussein,		
		(No Build)	Milosevic, and Stalin), and		
14			should be excluded,		
15			especially in light of its		
13			lack of probative value to the merits of this case.		
16	356	02/20/2007 Email	Hearsay: Mr. Dobler and		
17		from Parrish to	Mr. Parrish are not class		
17		Dobler re: Be On Our Board Would	representatives, and their statements are hearsay.		
18		(Parrish	statements are hearsay.		
1.0		Deposition, Ex.	402/403: This exhibit		
19		356)	references the filing of the		
20		[CLASS003718 - CLASS9003719]	lawsuit itself, and is irrelevant to the merits of		
		02/1000000110]	the remaining claims. This		
21			exhibit includes		
22			inflammatory statements		
			(including "Upshaw is dead meat" and calling Mr.		
23			Upshaw "garbage"), and		
24			should be excluded,		
∠ '1			especially in light of its lack of probative value to		
25			the merits of this case.		
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Ex. No.	Description	Objections	Response	Court's Ruling
357	11/18/2007 Email from Charles Parrish to Parrish re: NFLPA RICO Racket? (Parrish Deposition, Ex. 357) [CLASS003053 - CLASS003093]	Hearsay: Mr. Charles Parrish, Mr. Buoniconti, and Mr. Bernie Parrish are not class representatives, and their statements are hearsay. 402/403: This exhibit includes inflammatory statements (including calling Mr. Upshaw a "thuggish dictator"), and should be excluded, especially in light of its lack of probative value to the merits of this case.		
358	10/13/2007 Email from Charles Parrish to Parrish re: NFLPA (Parrish Deposition, Ex. 358) [CLASS003172 - CLASS003173]	Hearsay: Mr. Charles Parrish and Mr. Bernie Parrish are not class representatives, and their statements are hearsay. 402/403: This exhibit includes inflammatory statements (including references to Defendants' employees as "thugs" and references to brainwashing), and should be excluded, especially in light of its lack of probative value to the merits of this case.		
359	09/18/2007 Article Entitled "Victims of Self Neglect" by Jason Cole (Parrish Deposition, Ex. 359) [[No Bates]	Third-party news article: This article contains statements that are hearsay. The article must be authenticated before Defendants can admit this into evidence.		

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	360	10/28/2007 Email	Hearsay: Mr. Bernie		
2		from Parrish to	Parrish is not a class		
3		Retired Players	representative, and his		
4		re: The Retired	statements are hearsay.		
7		Player Issue Are Not Going Away	402/403: This exhibit		
5		(Parrish	includes inflammatory		
		Deposition,	statements (including		
6		Exhibit 360) [No	threats of potential		
7		Bates]	lawsuits, and a		
7			characterization of Mr.		
8			Upshaw as a "bible- thumping money grubbing		
O			hypocrite"), and should be		
9			excluded, especially in		
			light of its lack of		
10			probative value to the		
1 1			merits of this case.		
11	362	11/07/2007 Email	Hearsay: Mr. Parrish's		
12		from Lynch to Parrish re: Parrish	and Mr. Lynch's statements are hearsay.		
12		Documents	statements are nearsay.		
13		(Parrish	402/403: This exhibit		
		Deposition, Ex.	references documents filed		
14		362)	in this lawsuit, and does		
1.5		[CLASS003160]	not include admissible		
15			evidence relating to the		
16			merits of the remaining claims.		
	363	12/15/2007 Email	Hearsay: Mr. Parrish's		
17		from Lynch to	and Mr. Lynch's		
1.0		Parrish re: Does	statements are hearsay.		
18		This Come	402/402 771 1 111		
19		Through As One	402/403: This exhibit		
17		Document Or Does The Audit	includes inflammatory statements (including a		
20		Overlay It (Parrish	characterization of Mr.		
		Deposition, Ex.	Upshaw as a "control		
21		363)	freak," and characterizing		
22		[CLASS003152 -	those that work for him as		
22		CLASS003158]	"scurry[ing] around" and		
23			"licking [him],"), and should be excluded,		
			especially in light of its		
24			lack of probative value to		
2 -			the merits of this case.		
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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	366	11/20/2006 Email	Hearsay: Mr. Parrish's,		Itums
3		from Pyle to Retired Players re: Bernie Parrish	Mr. Pyle's, and Mr. Stabler's statements are hearsay.		
4		Stuff (Parrish			
5		Deposition, Ex. 366) [No Bates]	402/403: This exhibit references documents		
6			gathered for this lawsuit, and does not include		
7			admissible evidence relating to the merits of the		
8	369	01/24/2007 Email	remaining claims. Hearsay: Mr. Parrish's		
9		from Parrish to Dobler re: Great	and Mr. Dobler's statements are hearsay.		
10		Job (Parrish Deposition, Ex.	402/403: This exhibit		
11		369) [CLASS004139 -	references addresses a potential unrelated lawsuit, and also includes		
12		CLASS004169]	inflammatory racial		
13			comments in relation to Mr. Uphsaw, and does not		
14			include admissible evidence relating to the		
15			merits of the remaining claims. In light of its lack		
16			of probative value, the Court should exclude this exhibit.		
17	370	01/29/2007 Email	Hearsay: Mr. Parrish's		
18		from Parrish to Toner re: I	statements are hearsay.		
19		Believe Item #9 Is a Criminal	402/403: This exhibit includes inflammatory		
20		Offense That Occurred in the	statements (including a characterization of an		
21		Hockey Union's Case Against	employee as a "leashed pet," and various racial		
22		Eagelson (Parrish Deposition, Ex.	statements), and should be excluded, especially in		
23		370) [CLASS004220 -	light of its lack of probative value to the		
24		CLASS004250]	merits of this case.		

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Ex.	Description	Objections	Response	Court's
No.				Ruling
371	02/14/2007	403: This exhibit includes		
	Complaint	references to claims that		
	(Parrish	have been dismissed by the		
	Deposition, Ex.	Court, including those		
	371) [No Bates]	brought by Bernie Parrish,		
		which will confuse the		
		jury. Plaintiffs will		
		withdraw the objection if		
		Defendants redact any		
		references to claims that		
		have been dismissed by the		
		Court.		
373	00/00/0000	Hearsay: Mr. Parrish's		
	Photocopy of	statements are hearsay.		
	They Call It A	•		
	Game (Parrish	402/403: This exhibit is an		
	Deposition, Ex.	excerpt from Mr. Parrish's		
	373) [No Bates]	book They Call it a Game.		
		This book has no probative		
		value to the merits of the		
		remaining claims in this		
		lawsuit, and should be		
		excluded.		
374	00/00/0000 Note	Hearsay: Mr. Parrish's		
	Stating Parrish	statements are hearsay.		
	Will Run for			
	Executive	402: This exhibit purports		
	Director (Parrish	to show Mr. Parrish's		
	Deposition, Ex.	proposed platform for a		
	374)	potential candidacy for		
	[CLASS003426]	Executive Director of the		
		NFLPA. This platform has		
		no probative value to the		
		remaining claims in this		
		lawsuit, and should be		
075	E 11.6	excluded.		
375	Email from	Hearsay: Mr. Parrish's		
	Rhoden to Parrish	and Mr. Bill Roden's		
	re: Bernie Call Me	statements are hearsay.		
	IMP! (Parrish	402/403. This authibit		
	Deposition, Ex.	402/403: This exhibit addresses issues collateral		
	375) [CLASS003133]	to this lawsuit, and has no		
	[CLASSUUS ISS]	probative value to the		
		merits of the remaining		
		claims in this lawsuit, and		
		should thus be excluded.		
		should thus be excluded.		

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1	Ex.	Description	Objections	Response	Court's
	No.	2000.19.10.11		response	Ruling
2	376	11/28/2007 Email	Hearsay: Mr. Parrish's		
3		from DeLamielleure to	and Mr. Joe Delamielleure's statements		
3		Parrish re:	are hearsay.		
4		Approval of			
_		Bylaws of RPFPJ	402/403: This exhibit		
5		(Parrish	addresses the bylaws of the Retired Professional		
6		Deposition, Ex. 376)	Football Players for		
		[CLASS003164 -	Justice, which is an issue		
7		CLASS003165]	that is collateral to this		
8			lawsuit. This exhibit has		
0			no probative value to the merits of the remaining		
9			claims in this lawsuit, and		
			would result in a waste of		
10			time, and should be		
11	377	11/24/2007Email	excluded. Hearsay: Mr. Parrish's		
11	377	from Lynch to	and Mr. Lynch's		
12		Parrish re: What	statements are hearsay.		
10		Do You Think?	·		
13		(Parrish	402/403: This exhibit		
14		Deposition, Ex. 377)	purports to show Mr. Parrish's proposed		
		[CLASS003161]	platform for a potential		
15			candidacy for Executive		
16			Director of the NFLPA.		
16			This platform has no probative value to the		
17			remaining claims in this		
			lawsuit, and should be		
18			excluded.		
19	378	12/9/2007 Email	Hearsay: Mr. Parrish's		
1)		from Romano to Parrish re:	and Mr. Oben's statements are hearsay.		
20		Endorsement by	are nearsay.		
21		NYTmes Bill	402/403: This exhibit		
21		Rhoden (Parrish	contains Mr. Oben's		
22		Deposition, Ex. 378)	opinion that Mr. Parrish would not be an effective		
		[CLASS003103 -	leader for the NFLPA, and		
23		CLASS003106]	includes personal attacks		
24			on Mr. Parrish. This		
24			exhibit has no probative		
25			value to the remaining claims in this lawsuit, and		
			should be excluded.		
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Ex.	Description	Objections	Response	Court's
No.				Ruling
379	00/00/0000 Dave	Hearsay: Mr. Parrish's		
	Pear's Official	and Mr. Pear's statements		
	Blog: Parrish	are hearsay.		
	Entry (Parrish			
	Deposition, Ex.			
	379) [No Bates]			
380	02/14/2007 Letter	Hearsay: Mr. Mutch is		
	from Mutch to	not a class representative,		
	Marquez re:	and his statements are		
	Retired	hearsay.		
	Professional			
	Football Players	402/403: The content of		
	For Justice, Inc.	this letter is about the		
	(Parrish	incorporation of The		
	Deposition, Ex.	Retired Professional		
	380, M. Parrish	Football Players for		
	Deposition, Ex.	Justice, and is not relevant		
	315)	to any issues in this		
	[CLASS000330]	lawsuit. Referencing this		
	[CLASSUUSSU]	exhibit would be a waste of		
		time, and may require		
		Plaintiffs to present		
		argument on collateral		
		issues to rebut any		
		inferences raised by this		
		exhibit.		
		Authentication: The letter		
		must be authenticated		
		before Defendants can		
		admit it into evidence.		

20202979.1 Dallas 258080v3 Dallas 266289v1

Los Angeles

1		Ex.	Description	Objections	Response
	<u> </u>	No.	-	Ţ.	
2	38	32	02/06/2007	Hearsay: Mr. Parrish's	
3			Parrish Blog Entry Entitled "Bizarre	statements are hearsay.	
4			Gene Upshaw Email" (Parrish	403: This exhibit is a 130-page printout of what	
5			Deposition, Ex. 382) [No Bates]	appears to be excerpts from Bernie Parrish's weblog,	
6			50 <u>1</u> , [2 5]	"Parrish the Thought." Numerous statements	
				found in this weblog do not	
7				relate to the issues in this lawsuit whatsoever.	
8				Introduction of a document	
9				of this length, peppered with irrelevant information,	
10				is a waste of time, and should be excluded under	
11				rule 403. Additionally,	
11				many statements found within this weblog are	
12				inflammatory, and should	
13				be excluded in light of their	
13	38	33	01/09/2008	minimal probative value. Hearsay: Mr. Parrish's	
14			Parrish the	statements are hearsay.	
15			Thought Blog Entry (Parrish	403: This exhibit is a 24-	
16			Deposition, Ex. 383) [No Bates]	page printout of what appears to be excerpts from	
17				Bernie Parrish's weblog, "Parrish the Thought."	
10				Numerous statements	
18				found in this weblog do not relate to the issues in this	
19				lawsuit whatsoever.	
20				Additionally, many statements found within	
21				this exhibit are inflammatory, and should	
22				be excluded in light of their minimal probative value.	
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Court's Ruling

1	Ex.	Description	Objections	Response
2	No. 388	03/01/2008 Email	Hearsay: Mr. Parrish's	
	000	from Henderson	statements are hearsay.	
3		to Upshaw re: The Pellman-Aon-	403: This exhibit includes	
4		Goodell Alliance	inflammatory statements	
_		(Parrish	(including a	
5		Deposition, Ex. 388) [No Bates]	characterization of Mr. Upshaw as a "leashed pet,"	
6		300) [NO Dates]	and characterizing Mr.	
7			Parrish as a "madman"),	
7			and should be excluded, especially in light of its	
8			lack of probative value to	
0			the merits of this case.	
9	418	00/00/0000 Letter from Goodstadt to	Authentication: This letter must be authenticated	
10		Haza (Friss	before Defendants can use	
11		Deposition, Ex.	it as evidence.	
11		418) [PI108056 - PI108060]	Hearsay: If this draft	
12		11100000]	letter was never sent to	
1.2			Topps, it would be used for	
13			the truth of the matters listed therein, and would	
14			constitute hearsay.	
1.5	622	06/13/2008	Hearsay: This is the	
15		Expert Report of G. Steven	expert report of Defendants' retained	
16		Jizmagian	expert, Mr. Jizmagian.	
17		(Jizmagian	This report is hearsay.	
17		Deposition, Ex. 622) [No Bates]		
18	624	06/12/2008	Hearsay: This is the	
10		Expert Report of	expert report of	
19		Roger G. Noll (Noll Deposition,	Defendants' retained expert, Mr. Noll. This	
20		Ex. 624) [No	report is hearsay.	
21		Bates]	1	
21	2000	8/29/2007 STATS LLC License		
22		Agreement,		
23		Effective		
23		03/01/2007 [PI101842 -		
24		PI101856]		
25	2001	03/24/2005 Upper		
23		Deck - Ottis Anderson Ad Hoc		
26		[PI016913 -		
27		PI016914]		
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Court's Ruling

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Ex. No.	Description	Objections	Response	Court's Ruling
2002	03/30/2005 Upper			
	Deck - Tony			
	Dorsett Ad Hoc			
	[PI017012 -			
0000	PI017013]			
2003	03/24/2005 Upper			
	Deck - Chuck Foreman Ad Hoc			
	[PI017040 -			
	PI017040 -			
2004	03/14/2005 Upper			
2004	Deck - Harold			
	Jackson Ad Hoc			
	[PI017109 -			
	PI017110]			
2005	03/31/2005 Upper			
	Deck - Don			
	Maynard Ad Hoc			
	[PI017194]			
2006	03/14/2005 Upper			
	Deck - Mark Van			
	Eeghan Ad Hoc			
	[PI017316 -			
0007	PI017317]			
2007	03/20/2005 Upper			
	Deck - Troy Aikman Ad Hoc			
	[PI016900 -			
	PI016901]			
2008	03/10/2005 Upper			
	Deck - Marcus			
	Allen Ad Hoc			
	[PI016906 -			
	PI016907]			
2009	03/31/2005 Upper			
	Deck - Joe			
	Montana Ad Hoc			
	[PI017203 -			
2010	PI017204]			
2010	03/24/2005 Upper Deck - Raymond			
	Berry Ad Hoc			
	[PI016929 -			
	PI016930]			
2011	03/24/2005 Upper			
	Deck - Len			
	Dawson Ad Hoc			
	[PI016981 -			
	PI016982]			

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Ex. No.	Description	Objections	Response	Court's Ruling
2012	03/31/2005 Upper			
	Deck - Cris			
	Collinsworth Ad			
	Hoc [PI016971 -			
	PI016972]			
2013	03/31/2005 Upper			
	Deck - Dan Fouts			
	Ad Hoc			
	[PI017047 -			
	PI017048]			
2014	03/11/2005 Upper			
	Deck - Russ			
	Francis Ad Hoc			
	[PI017050 -			
	PI017051]			
2015	03/11/2005 Upper			
	Deck - L.C.			
	Greenwood Ad			
	Hoc [PI017062 -			
	PI017063]			
2016	03/14/2005 Upper			
	Deck - Jack Ham			
	Ad Hoc			
	[PI017073 -			
	PI017074]			
2017	03/14/2005 Upper			
	Deck - Franco			
	Harris Ad Hoc			
	[PI017082 -			
0040	PI017083]			
2018	03/22/2005 Upper Deck - Paul			
	Hornung Ad Hoc [Pl017094 -			
	-			
2019	PI017095]			
2019	03/31/2005 Upper Deck - Bo			
	Jackson Ad Hoc			
	[PI017104			
	PI017105]			
2020	03/30/2005 Upper			
2020	Deck - Deacon			
	Jones Ad Hoc			
	[PI017120]			
2021	03/17/2005 Upper			
2021	Deck - Steve			
	Largent Ad Hoc			
	[PI017152 -			
Ī	PI017153]			
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Ex.	Description	Objections	Response	Court's
No.				Ruling
2022	03/30/2005 Upper			
	Deck - James			
	Lofton Ad Hoc			
	[PI017162 -			
	PI017163]			
2023	03/31/2005 Upper			
	Deck - Jim			
	Marshall Ad Hoc			
	[PI017183]			
2024	03/14/2005 Upper			
	Deck - Joe			
	Theismann Ad			
	Hoc [PI017287 -			
	PI017288]			
2025	03/14/2005 Upper			
	Deck - Lenny			
	Moore Ad Hoc			
	[PI017205 -			
	PI017206]			
2026	03/14/2005 Upper			
	Deck - Ozzie			
	Newsome Ad Hoc			
	[PI017215 -			
	PI017216]			
2027	03/31/2005 Upper			
	Deck - Jim			
	Plunkett Ad Hoc			
	[PI017235 -			
	PI017236]			
2028	03/22/2005 Upper			
	Deck - Merlin			
	Olson Ad Hoc			
	[PI017219 -			
0000	PI017220]			
2029	03/14/2005 Upper			
	Deck - Charley			
	Taylor Ad Hoc			
	[PI017277 -			
2030	PI017278] 05/24/2006	Authentication: This		
2030	Financial Records	exhibit must be		
	Regarding HOF	authenticated before		
	Deal [PI051532 -	Defendants can admit it		
	PI051542]	into evidence.		
2031	05/28/2004 EA -	mio evidence.		
2001	Joe Green Ad			
	Hoc [Pl009619]			
2032	06/15/2004 EA -			
2002	Cris Carter Ad			
	Hoc [PI067232]			
	1100 [1 1007 232]	<u> </u>		

1		Ex.	Description	Objections	Response
2		No.	07/27/2004 EA -		
_	-	.033	Eric Dickerson Ad		
3			Hoc [PI067235]		
	2	2034	09/28/2004 EA -		
4			Darrell Green Ad		
_			Hoc [PI067250]		
5	2	035	07/28/2004 EA -		
6			Bo Jackson Ad		
U		2036	Hoc [PI067241] 05/28/2004 EA -		
7		.036	Anthony Munoz		
			Ad Hoc		
8			[PI067223]		
	2	2037	05/28/2004 EA -		
9			Mike Singletary		
10			Ad Hoc		
10			[PI009632]		
11	2	2038	06/01/2004 EA -		
11			Jack Lambert Ad		
12		2039	Hoc [PI067229] 08/03/2004 EA -		
	-	.039	Sterling Sharpe		
13			Ad [PI067244]		
1.4	2	2040	07/28/2004 EA -		
14			Joey Browner Ad		
15			Hoc [PI067238]		
13	2	2041	07/28/2004 EA -		
16			Bo Jackson Ad		
			Hoc [EA000003 - EA000004]		
17	2	042	07/27/2004 EA -		
1.0		.0	Eric Dickerson Ad		
18			Hoc [EA000009 -		
19			EA0000010]		
17	2	2043	07/28/2004 EA -		
20			Joey Browner Ad Hoc [EA000013 -		
			EA000014]		
21	2	2044	08/03/2004 EA -		
22		.0 1 1	Sterling Sharpe		
22			Ad Hoc		
23			[EA000021 -		
23			EA000022]		
24	2	2045	05/28/2004 EA -		
			Randall		
25			Cunningham Ad Hoc [PI067217]		
26	2	2046	06/00/2004 June	Hearsay: Defendants'	
26			2004 Touchback	statements as made in this	
27			[PI140852 -	Touchback newsletter are	
۷ /			PI140855]	hearsay.	
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Court's Ruling

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Ex. No.	Description	Objections	Response	Court's Ruling
2047	00/00/0000 Attachment A to EA License Agreement - Active Player GLA Form [PI000070]	Authentication: The agreement must be authenticated before Defendants can admit it into evidence.		
2048	04/01/2003 Racing Champions ERTL Corp. License Agreement, Effective 03/01/2001 [Pl006374 - Pl006385]			
2049	06/13/2008 Table I to the Report of G. Stephen Jizmagian: Comparison of Retired Player Licensing Revenue and Active Player Shared Pool Revenue [No Bates]	Demonstrative: Plaintiffs object to this exhibit because it is demonstrative evidence that should not be admitted into evidence. Hearsay: This is a portion the expert report of Defendants' retained expert, Mr. Jizmagian. Any analysis from this report is hearsay. 403: improperly juxtaposes retired players licensing payments with active player licensing payments, which could mislead the jury, and should be excluded.		

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2050	06/13/2008 Table	Demonstrative: Plaintiffs		- Runng
3		II to the Report of	object to this exhibit		
3		G. Stephen Jizmagian:	because it is demonstrative evidence that should not be		
4		Comparison of	admitted into evidence.		
5		Actual Pool [No Bates]	Hearsay: This is a portion		
3		Dates	the expert report of		
6			Defendants' retained		
7			expert, Mr. Jizmagian. Any analysis from this		
			report is hearsay.		
8			403: this exhibits focuses		
9			on active player payments,		
10			which is not materially		
10			probative to the merits of Plaintiffs' remaining		
11			claims, and should be		
12	2051	06/12/2008 Table	excluded. Demonstrative: Plaintiffs		
	2031	1 to the Expert	object to this exhibit		
13		Report of Roger	because it is demonstrative		
14		G. Noll: Distribution of	evidence that should not be admitted into evidence.		
1.5		Licensing			
15		Revenues among Members of the	Hearsay: This is a portion the expert report of		
16		GLA Class, 2003	Defendants' retained		
17		- early 2008 [No	expert, Mr. Noll. Any		
1 /		Bates]	analysis from this report is hearsay.		
18					
19			Improper Rule 1006 Summary: this exhibit		
			does not list the documents		
20			relied on to create this summary; thus, the		
21			underlying documents have		
22			not been "made available"		
22			under Rule 1006. As a result, this exhibit should		
23			be excluded under Rule		
24			1006.		
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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2052	06/12/2008 Table	Demonstrative: Plaintiffs		
3		2 to the Expert Report of Roger	object to this exhibit because it is demonstrative		
4		G. Noll: Distribution of	evidence that should not be admitted into evidence.		
5		Licensing Revenues among	Hearsay: This is a portion		
6		Members of the GLA Class [No	the expert report of Defendants' retained		
7		Bates]	expert, Mr. Noll. Any analysis from this report is hearsay.		
8			·		
9			Improper Rule 1006 Summary: this exhibit does not list the documents		
10			relied on to create this summary; thus, the		
11			underlying documents have not been "made available"		
12			under Rule 1006. As a result, this exhibit should		
13			be excluded under Rule 1006.		
14	2053	06/12/2008 Table	Demonstrative: Plaintiffs		
15		3 to the Expert Report of Roger	object to this exhibit because it is demonstrative		
16		G. Noll: Estimates of	evidence that should not be admitted into evidence.		
17		Licensing Revenues, Disbursements to	Hearsay: This is a portion the expert report of		
18		Players and Share of Gross	Defendants' retained expert, Mr. Noll. Any		
19		Revenues Paid to Players [No	analysis from this report is hearsay.		
20		Bates]	•		
21	2054	06/12/2008 Table 4 to the Expert	Demonstrative: Plaintiffs object to this exhibit		
22		Report of Roger G. Noll:	because it is demonstrative evidence that should not be		
23		Percentage of Licensing Income	admitted into evidence.		
24		Paid to Players [No Bates]	Hearsay: This is a portion the expert report of		
25			Defendants' retained expert, Mr. Noll. Any		
26			analysis from this report is hearsay.		
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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2055	00/00/0000	Authentication: This		Rumg
		Escrow	exhibit must be		
3		Agreement Form	authenticated before		
		from Sun Trust	Defendants can admit this		
4		Bank [No Bates]	into evidence.		
5	2056	00/00/0000	Authentication: This		
3		Federal Rule of Evidence 1006	compilation must be authenticated before		
6		Compilation:	Defendants can admit this		
		Class Members'	into evidence.		
7		Royalties (From			
		PI051545-	Hearsay: Defendants'		
8		PI051550,	statements regarding fees		
9		PI135609-	paid to various players are		
9		PI139710, PI139723-	hearsay, and should be excluded.		
10		PI140368) [No	excluded.		
		Bates]	403: this document		
11			appears to be a summary of		
			"video game fees" paid to		
12			certain players. Evidence		
13			of payments pursuant to		
13			other agreements may confuse the jury as to		
14			whether the class members		
			have been properly paid		
15			under the GLA, and has		
			minimal probative value to		
16			the merits of the remaining		
17			claims, and should be		
1 /	2057	Various Dates -	excluded. Authentication: This		
18	2057	Federal Rule of	compilation must be		
		Evidence 1006	authenticated before		
19		Compilation:	Defendants can admit this		
20		Class Members'	into evidence.		
20		GLAs [No Bates]	D		
21	2059	00/00/0000	Demonstrative: Plaintiffs		
21		Royalty and Credited Seasons	object to this exhibit because it is demonstrative		
22		Data.xls prepared	evidence that should not be		
		for the Expert	admitted into evidence.		
23		Report of Roger			
2.4		G. Noll [No	Hearsay: This is a portion		
24		Bates]	the expert report of		
25			Defendants' retained		
23			expert, Mr. Noll. Any analysis from this report is		
26			hearsay.		
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Ex.	Description	Objections	Response	Court's
No.		-	_	Ruling
2060	06/29/2007 AOL			
	LLC License			
	Agreement,			
	Effective			
	03/01/2007			
	[PI101946 -			
	PI101961]			
2061	00/00/0000 CBS			
	Interactive Inc.			
	License			
	Agreement,			
	Effective			
	03/01/2007			
	[PI101670 -			
	PI101680]			
2062	01/20/2000 EA			
	License			
	Agreement,			
	Effective			
	03/01/1998			
	[PI132982 -			
	PI132992]			
2063	08/08/2006 EA			
	License			
	Agreement,			
	Effective			
	03/01/2006			
	[PI000042 -			
	PI000054]			
2064	01/12/2006 EA			
	License			
	Agreement,			
	Effective			
	03/01/2006			
	[PI000022 -			
	PI000041]			
2065	00/00/0000 Epic			
	Cycle License			
	Agreement,			
	Effective			
	03/01/2004			
	[PI104550 -			
2000	PI104561]			
2066	09/06/2007			
	Fathead License			
	Agreement,			
	Effective			
	03/01/2007			
	[PI101962 -			
	PI101975]			

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2067	08/07/2007 Fox			Kuing
		Sports Interactive			
3		Media License			
4		Agreement,			
4		Effective 03/01/2007			
5		[PI101897 -			
		PI101920]			
6	2068	07/07/2004 Game			
_		Time LLC License			
7		Agreement,			
8		Effective			
o		03/01/2004 [PI008034 -			
9		PI008046]			
	2069	00/00/0000 GSI			
10		License			
11		Agreement,			
11		Effective			
12		03/01/2006 [PI126542 -			
		PI126554]			
13	2070	09/30/2007			
		Head2Head			
14		Sports License			
15		Agreement,			
13		Effective 3/1/2007 [PI101870 -			
16		PI101883]			
	2071	00/00/0000 Joy			
17		Athletic License			
18		Agreement,			
10		Effective 03/01/2003			
19		[PI105182 -			
		PI105194]			
20	2072	12/19/2006 MBI			
21		Incorporated			
41		License			
22		Agreement Effective			
		03/01/2007			
23		[PI101829 -			
24		PI101841]			
24	2073	00/00/0000 MJM			
25		Sports License			
		Agreement, Effective			
26		03/01/2004			
27		[PI099443 -			
27		PI099455]			
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1	Ex.	Description	Objections	Response	Court's
2	No. 2074	00/00/0000 MJM			Ruling
2	2074	Sports License			
3		Agreement,			
		Effective			
4		03/01/2006			
_		[PI111645 -			
5		PI111657]			
6	2075	07/31/2007 MVP			
U		Galleries License Agreement,			
7		Effective			
		03/01/2007			
8		[PI101816 -			
		PI101828]			
9	2076	00/00/0000 NBC			
10		Sports License			
10		Agreement, Effective			
11		03/01/2007			
		[PI101857 -			
12		PI101869]			
10	2077	00/00/0000 No			
13		Huddle License			
14		Agreement,			
14		Effective			
15		03/01/2004 [PI117826 -			
		PI117839]			
16	2078	11/03/2004			
17		Onfield Apparel			
17		License			
18		Agreement,			
10		Effective 03/01/2001			
19		[Pl006429 -			
		PI006532]			
20	2079	10/08/2004			
21		Riddell, Inc.			
21		License			
22		Agreement,			
		Effective 03/01/2004			
23		[Pl126283 -			
		PI126296]			
24	2080	00/00/0000			
25		Screenlife LLC			
25		License			
26		Agreement,			
		Effective 03/01/2005			
27		[PI099742 -			
• •		PI099754]			
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1	Ex.	Description	Objections	Response	Court's
2	No. 2081	07/27/2004			Ruling
_	2001	Stahls' Special			
3		Projects, Inc.			
		License			
4		Agreement,			
		Effective			
5		03/01/2004			
_		[PI006758 -			
6		PI006769]			
7	2082	10/16/2007 Upper			
7		Deck License			
8		Agreement,			
0		Effective 03/01/2007			
9		[Pl134286 -			
		PI134300]			
10	2083	11/30/2007 VF			
		Imagewear			
11		License			
		Agreement,			
12		Effective			
12		03/01/2007			
13		[PI134987 -			
14	0004	PI135000]			
17	2084	03/18/2007 Topps Service			
15		Agreement,			
		Effective			
16		03/01/2007			
		[PI007383 -			
17		PI007396]			
1.0	2085	10/16/2007 Upper			
18		Deck Service			
19		Agreement,			
19		Effective			
20		03/01/2007 [PI101787 -			
		PI101802]			
21	2086	03/10/2005 Upper			
	2000	Deck - Adderley			
22		Ad Hoc			
2.0		[PI088509 -			
23		PI088511]			
24	2087	07/08/2005 Upper			
24		Deck - Adderley			
25		Ad Hoc			
23	0000	[P1087805]			
26	2088	07/08/2005 Upper Deck - Adderley			
		Ad Hoc			
27		[PI087803 -			
• -		PI087804]			
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Ex.	Description	Objections	Response	Court's
No.				Ruling
2089	08/15/2005 Upper			
	Deck - Adderley			
	Ad Hoc			
	[PI088054 -			
	PI088055]			
2090	08/15/2005 Upper			
	Deck - Adderley			
	Ad Hoc			
	[PI088052 -			
2224	PI088053]			
2091	08/15/2005 Upper			
	Deck - Vernand			
	Morency Ad Hoc			
	[PI087974 -			
2002	PI087975]			
2092	08/15/2005 Upper Deck - Vernand			
	Morency Ad Hoc [Pl087976]			
2093	04/08/2003 Letter			
2093	Agreement			
	between Adderley			
	and PI re:			
	Reebok Deal			
	[CLASS001746]			
2094	06/14/2004 EA -			
	Joe Greene Ad			
	Hoc [PI067218 -			
	PI067219]			
2095	06/14/2004 EA -			
	Randall			
	Cunningham Ad			
	Hoc [Pl067215 -			
	PI067216]			
2096	01/28/2007 EA -			
	Willis McGahee			
	Ad Hoc			
	[PI053615 -			
	PI053617]			
2097	08/03/2007 TMP -			
	Jack Lambert Ad			
2000	Hoc [PI032952]			-
2098	08/06/2007 TMP -			
	Jack Lambert Ad			
	Hoc [PI032971 - PI032972]			
2099	08/01/2007 TMP -			
2099	Howie Long Ad			
	Hoc [Pl032957]			
	1100 [1 1002301]			

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2100	08/01/2007 TMP -			
		Howie Long Ad			
3		Hoc [PI032974 -			
4	0404	PI032975]			
4	2101	08/03/2007 TMP - Warren Moon Ad			
5		Hoc [PI032959]			
	2102	08/06/2007 TMP -			
6		Warren Moon Ad			
_		Hoc [Pl032977 -			
7		PI032978]			
8	2103	08/03/2007 TMP -			
0		John Riggins Ad			
9	2104	Hoc [PI032962] 08/06/2007 TMP -			
	2104	John Riggins Ad			
10		Hoc [Pl032980 -			
		PI032981]			
11	2105	08/09/2007 TMP -			
10		Fran Tarkenton			
12		Ad Hoc			
13	0400	[PI032965]			
13	2106	08/09/2007 TMP - Fran Tarkenton			
14		Ad Hoc			
		[PI032953]			
15	2107	08/09/2007 TMP -			
1.6		Frank Tarkenton			
16		Ad Hoc			
17		[PI032983 -			
1 /	0400	PI032984]			
18	2108	08/03/2007 TMP - Steve Young Ad			
		Hoc [PI032967]			
19	2109	08/06/2007 TMP -			
20		Steve Young Ad			
20		Hoc [PI032986 -			
21		PI032987]			
	2110	07/06/2006 TMP -			
22		Roger Staubach Ad Hoc			
		[PI014531]			
23	2111	07/06/2006 TMP -			
24		Bo Jackson Ad			
24		Hoc [PI014517]			
25	2112	00/00/0000 TMP -			
		Ronnie Lott Ad			
26	0440	Hoc [PI014519]			
~ -	2113	07/06/2006 TMP - Dan Marino Ad			
27		Hoc [PI014521]			
20		1.00 [1.101-1021]		1	1
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Ex.	Description	Objections	Response	Court's
No.	-	ū	_	Ruling
2114	00/00/0000 TMP -			
	Joe Montana Ad			
	Hoc [PI014523]			
2115	00/00/0000 TMP -			
	Walter Payton Ad			
	Hoc [PI014525]			
2116	07/06/2006 TMP -			
	Earl Campbell Ad			
	Hoc [PI054235 -			
	PI054236]			
2117	07/06/2006 TMP -			
	John Elway Ad			
	Hoc [PI014515]			
2118	07/06/2006 TMP -			
	Reggie White Ad			
	Hoc [PI014529]			
2119	08/02/2004 TMP -			
	Jim Brown Ad			
0400	Hoc [PI018659]			
2120	05/27/2004 TMP -			
	Johnny Unitas Ad			
2121	Hoc [PI018743]			
2121	05/27/2004 TMP -			
	Lawrence Taylor Ad Hoc			
	[PI018762]			
2122	05/27/2004 TMP -			
2122	Barry Sanders Ad			
	Hoc [PI018760]			
2123	05/27/2004 TMP -			
2120	Joe Greene Ad			
	Hoc [PI018750]			
2124	05/27/2004 TMP -			
	Franco Harris Ad			
	Hoc [PI018752]			
2125	11/09/2004 Topps			
	- Roger Craig Ad			
	Hoc [PI021560 -			
	PI021561]			
2126	03/16/2006 Topps			
	- Troy Aikman Ad			
	Hoc [PI054053 -			
	PI054054]			
2127	04/03/2006 Topps			
	- Sammy Baugh			
	Ad Hoc			
	[PI054058 -			
	PI054059]			

Los Angeles

1	Ex.	Description	Objections	Response
2	No. 2128	09/18/2006 Topps		
3		- Chuck Bednarik Ad Hoc		
4		[PI054063 - PI054064]		
5	2129	01/09/2007 Topps - Fred Biletnikoff		
		Ad Hoc		
6		[PI054069 - PI054070]		
7	2130	07/05/2006 Topps - Terry Bradshaw		
8		Ad Hoc [Pl054074 -		
9		PI054075]		
10	2131	01/07/2007 Topps - Jim Brown Ad		
11		Hoc [PI054079 - PI054080]		
12	2132	04/03/2006 Topps - Earl Campbell		
13		Ad Hoc		
14		[PI054088 - PI054089]		
	2133	09/26/2006 Topps - Eric Dickerson		
15		Ad Hoc [PI054097 -		
16	2134	PI054098]		
17	2134	08/17/2006 Topps - Art Donovan Ad		
18		Hoc [PI054104 - PI054105]		
19	2135	01/04/2007 Topps - Tony Dorsett Ad		
20		Hoc [PI054109 - PI054110]		
21	2136	12/11/2006 Topps		
22		- John Elway Ad Hoc [PI054111 - PI054112]		
23	2137	12/05/2006 Topps - Frank Gifford Ad		
24		Hoc [PI054118 - PI054119]		
25	2138	10/23/2006 Topps		
26		- Paul Hornung Ad Hoc [Pl054122 -		
27		PI054123]		
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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2139	05/08/2006 Topps			Kumg
3		- Bo Jackson Ad Hoc [PI054132 - PI054133]			
4	2140	06/20/2006 Topps			
5		- Jim Kelly Ad Hoc [PI054137 - PI054138]			
6	2141	08/10/2006 Topps			
7		- Gino Marchetti Ad Hoc			
8		[PI054142 - PI054143]			
9	2142	01/04/2007 Topps - Dan Marino Ad			
10		Hoc [PI054148 - PI054149]			
11	2143	10/24/2006 Topps - Joe Theismann			
12		Ad Hoc [Pl054210 - Pl054211]			
13	2144	07/05/2006 Topps			
14		- Joe Montana Ad Hoc [Pl054160 - Pl054161]			
15	2145	04/03/2006 Topps			
16		- Bronko Nagurski Ad Hoc			
17		[PI054165 - PI054166]			
18	2146	08/01/2006 Topps - Joe Namath Ad			
19		Hoc [PI054167 - PI054168]			
20	2147	07/11/2006 Topps - Emmitt Smith Ad			
21		Hoc [PI054208 - PI054209]			
22	2148	04/26/2006 Topps - Walter Payton			
23		Ad Hoc [PI054179 -			
24	2149	PI054180] 10/24/2006 Topps			
25		- Jim Plunkett Ad Hoc [Pl054181 -			
26	2150	PI054182] 12/11/2006 Topps			
27		- Jerry Rice Ad Hoc [Pl054192 -			
28		PI054193]			

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2151	11/29/2006 Topps			Kunng
3		- Barry Sanders Ad Hoc			
3		[PI054199 -			
4	0.450	PI054200]			
5	2152	08/30/2006 Topps - Plaxico Burress			
6		Ad Hoc			
U		[PI053933 - PI053934]			
7	2153	10/20/2005			
8		Fathead - Jack Lambert Ad Hoc			
		[PI055108]			
9	2154	11/08/2005 Fathead - Boomer			
10		Esiason Ad Hoc			
11		[PI055109]			
11	2155	10/26/2005 Fathead - Marcus			
12		Allen Ad Hoc			
13	0450	[PI055110]			
	2156	10/20/2005 Fathead - Barry			
14		Sanders Ad Hoc			
15	2157	[PI055111] 10/26/2005			
16	2107	Fathead - Emmitt			
16		Smith Ad Hoc			
17	2158	[PI055112] 10/26/2005			
18		Fathead - John			
		Elway Ad Hoc [PI055113]			
19	2159	11/22/2005			
20		Fathead - Lawrence Taylor			
21		Ad Hoc			
21	0400	[PI055114]			
22	2160	11/08/2005 Fathead - Dan			
23		Marino Ad Hoc			
	2161	[PI055116] 11/07/2005			
24	2101	Fathead - Jerry			
25		Rice Ad Hoc			
26	2162	[PI055117] 11/07/2005			
26		Fathead - Troy			
27		Aikman Ad Hoc [PI055118]			
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Ex. No.	Description	Objections	Response	Court's Ruling
2163	12/12/2005			
	Fathead - Walter			
	Payton Ad Hoc			
	[PI055121]			
2164	11/08/2005			
	Fathead - Bernie			
	Kosar Ad Hoc			
	[PI055122]			
2165	12/21/2005			
	Fathead - Joe			
	Montana Ad Hoc			
	[PI055123]			
2166	01/10/2006			
	Fathead -			
	Shannon Sharpe			
	Ad Hoc			
	[PI055124]			
2167	05/10/2005			
	Fathead - Ben			
	Roethlisberger Ad			
	Hoc [PI055128 -			
	PI055130]			
2168	05/04/2004			
	USAopoly - Dan			
	Marino Ad Hoc			
0400	[PI020982]			
2169	05/04/2004			
	USAopoly - Dan			
	Marino Ad Hoc			
	[PI056601 - PI056602]			
2170	05/27/2004 TMP -			
2170	Ray Nitschke Ad			
	Hoc [PI018754]			
2171	08/16/2005			
2171	Motorola - Willie			
	Lanier Ad Hoc			
	[PI016593]			
2172	07/31/2007			
	Playoff			
	Corporation -			
	Willie Lanier Ad			
	Hoc [PI031947 -			
	PI031948]			
2173	09/21/2006 Sprint			
	- Willie Lanier Ad			
	Hoc [PI062205 -			
	PI062207]			
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No. 2174			Ruling
2174			Kuiiiig
	09/09/2005		
	Motorola - Willie		
	Lanier Ad Hoc		
	[PI070613 -		
	PI070615]		
2175	09/09/2005		
	Motorola - Willie		
	Lanier Ad Hoc		
	[PI070616]		
2176	09/21/2006 Sprint		
	- Willie Lanier Ad		
	Hoc [PI071275 -		
0477	PI071277]		
2177	07/31/2007		
	Playoff Corporation -		
	Willie Lanier Ad		
	Hoc [Pl080481 -		
	Pl080482]		
2178	09/21/2006 Sprint		
	- Willie Lanier Ad		
	Hoc [PI062068 -		
	PI062070]		
2179	09/21/2006 Sprint		
	- Willie Lanier		
	Marketing Memo		
	[PI004694]		
2180	07/25/2007 Gallo		
	- Willie Lanier		
	Marketing Memo		
	[PI031088]		
2181	08/25/2003 NFL -		
	Willie Lanier		
	Marketing Form		
	and Terms of Agreement		
	[PI048342]		
2182	07/20/2006 Gallo		
2102	- Willie Lanier		
	Marketing Memo		
	[PI060586]		
2183	07/25/2007 Gallo		
	- Willie Lanier		
	Marketing Memo		
	[PI063973]		
2184	10/21/2002 Oscar		
	Mayer - Willie		
	Lanier Marketing		
	Form [PI064146]		

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2185	09/01/2003 NFL -			Kunng
		Willie Lanier			
3		Marketing Form			
4	0.100	[PI068246]			
4	2186	09/21/2006 Sprint			
5		- Willie Lanier Marketing Memo			
		[PI071278]			
6	2187	06/20/2006 Press			
_		Pass - Tim Brown			
7		Ad Hoc			
8		[PI005179 -			
0	0400	PI005180]			
9	2188	04/20/2007 Playoff			
		Corporation - Tim			
10		Brown Ad Hoc			
		[PI013029]			
11	2189	04/30/2007 Topps			
12		- Tim Brown Ad			
12	0400	Hoc [PI013290]			
13	2190	09/20/2005 EA - Tim Brown			
		Marketing Memo			
14		[PI013416]			
15	2191	08/29/2005 NFL -			
13		Tim Brown			
16		Marketing Memo			
	2192	[PI013528] 08/30/2005 NFL -			
17	2192	Tim Brown			
1.0		Marketing Memo			
18		[PI013529]			
19	2193	09/21/2004 ESPN			
17		- Tim Brown			
20		Marketing Memo [PI021883]			
	2194	04/20/2007			
21		Playoff			
22		Corporation - Tim			
22		Brown Ad Hoc			
23		[PI031560 -			
	2195	PI031561] 04/30/2007 Topps			
24	2195	- Tim Brown Ad			
25		Hoc [PI033007 -			
25		PI033008]			
26	2196	09/23/2003 Upper			
20		Deck - Tim Brown			
27		Ad Hoc			
• •		[PI044246 - PI044247]			
28		· 1077471]			

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2197	09/23/2003			Kuinig
3		Playoff Corporation - Tim			
4		Brown Ad Hoc [PI049393 -			
5	2198	PI049394] 03/11/2003			
6		Playoff			
6		Corporation - Tim Brown Ad Hoc			
7		[PI049866 - PI049867]			
8	2199	06/20/2006 RC2			
9		Brands - Tim Brown Ad Hoc			
10		[PI052930 -			
10	2200	PI052931] 01/05/2007 Topps			
11	2200	- Tim Brown Ad			
12		Hoc [PI054043 -			
	2201	PI054044] 01/05/2007 Topps			
13		- Tim Brown Ad			
14		Hoc [PI054086 - PI054087]			
15	2202	12/18/2006			
		Reebok - Tim Brown Ad Hoc			
16		[PI055364 -			
17	2203	PI055366] 10/25/2004 Upper			
18		Deck - Tim Brown			
10		Ad Hoc [Pl055542 -			
19		PI055543]			
20	2204	09/21/2004 ESPN			
		- Tim Brown Marketing Memo			
21		[PI065944]			
22	2205	09/20/2005 EA - Tim Brown			
23		Marketing Memo [Pl066756]			
24	2206	08/30/2005 NFL -			
		Tim Brown Marketing Memo			
25		[PI068364]			
26	2207	08/29/2005 NFL - Tim Brown			
27		Marketing Memo			
27		[PI068396]			
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Ex.	Description	Objections	Response	Court's
No.				Ruling
2208	00/00/0000 Visa -			
	Tim Brown			
	Marketing Form			
	[PI068843]			
2209	00/00/0000 Visa -			
	Tim Brown			
	Marketing Form			
	[PI068844]			
2210	04/17/2007 NFL -			
	Tim Brown			
	Marketing Memo			
	[PI071354]			
2211	02/08/2007 NFL -			
	Tim Brown			
	Marketing Memo			
0010	[PI071765]			
2212	01/24/2006 News			
	America - Tim			
	Brown Ad Hoc			
	[PI073726 - PI073728]			
2213	01/24/2006 News			
2213	America - Tim			
	Brown Marketing			
	Memo [PI073729]			
2214	04/20/2007			
	Playoff			
	Corporation - Tim			
	Brown Ad Hoc			
	[PI080382 -			
	PI080383]			
2215	04/20/2007			
	Playoff			
	Corporation - Tim			
	Brown Ad Hoc			
	[PI080384]			
2216	06/22/2007 Topps			
	- Tim Brown Ad			
	Hoc [Pl084072 -			
	PI084073]			
2217	04/27/2007 Topps			
	- Tim Brown Ad			
	Hoc [PI084074]			ļ
2218	01/05/2007 Topps			
	- Tim Brown Ad			
	Hoc [PI083997 -			
	PI083998]			

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Ex.	Description	Objections	Response	Court's
No.				Ruling
2219	00/00/0000 GMC			
	- Walter Payton,			
	Lynn Swann, Otis			
	Taylor Ad Hocs			
	[PI004446 -			
	PI004451]			
2220	10/04/2003 Mike			
	McBath GLA			
	[PI028917]			
2221	11/17/2004 Andre			
	Collins GLA			
	[PI027801]			
2222	12/19/2002 Willie			
	Lanier GLA			
	[PI028749]			
2223	08/03/2001 Willie			
	Lanier GLA			
	[PI028750]			
2224	03/29/2000 Dan			
	Goich GLA			
	[PI030312]			
2225	09/18/2003 Tim			
	Brown GLA			
	[PI002819]			

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2226	Various Dates - Raider Reports	Hearsay: This are spreadsheets generated by		
3		[PI135609 - PI139710]	Defendant that purport to show payments made to		
4			retired players from third- party licenses.		
5			Defendants' statements regarding the amounts		
6			earned by retired players are hearsay.		
7			Authentication: The		
8			exhibit must be authenticated before		
9			Defendants can admit it into evidence.		
10			403: this exhibit provides		
11			the amounts that retired players were paid pursuant		
12			to ad hoc agreements, which does not affect		
13			whether retired players are entitled to an equal share		
14			royalty under the GLA. As a jury may be confused		
15			when faced with evidence of amounts retired players		
16			were paid under separate third-party agreements, the		
17			Court should exclude this exhibit.		
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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2227	Various Dates -	Hearsay: This are		
3		Raider Reports [PI139723 -	spreadsheets generated by Defendant that purport to		
4		PI140217]	show payments made to retired players from third-		
5			party licenses. Defendants' statements regarding the amounts		
6			earned by retired players		
7			are hearsay.		
8			Authentication: The exhibit must be authenticated before		
9			Defendants can admit it into evidence.		
10					
11			403: this exhibit provides the amounts that retired		
12			players were paid pursuant to <i>ad hoc</i> agreements,		
13			which does not affect whether retired players are		
14			entitled to an equal share royalty under the GLA. As		
15			a jury may be confused when faced with evidence		
16			of amounts retired players were paid under separate		
17			third-party agreements, the Court should exclude this		
18			exhibit.		
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1	Ex. No.	Description	Objections	Response
2	2228	Various Dates -	Hearsay: This are	
3		Raider Reports [PI140218 - PI140368]	spreadsheets generated by Defendant that purport to show payments made to	
4		11140300]	retired players from third- party licenses.	
5			Defendants' statements regarding the amounts	
6			earned by retired players are hearsay.	
7			Authentication: The	
8			exhibit must be authenticated before	
9			Defendants can admit it into evidence.	
10			403: this exhibit provides	
11			the amounts that retired players were paid pursuant	
12			to ad hoc agreements, which does not affect	
13			whether retired players are entitled to an equal share	
14			royalty under the GLA. As a jury may be confused	
15			when faced with evidence of amounts retired players	
16			were paid under separate third-party agreements, the	
17			Court should exclude this exhibit.	
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Court's Ruling

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2229	Various Dates -	Hearsay: This are		
3		Raider Reports [PI091026 -	spreadsheets generated by Defendant that purport to		
4		PI094483]	show payments made to retired players from third-		
5			party licenses. Defendants' statements regarding the amounts		
6			earned by retired players are hearsay.		
7			•		
8			Authentication: The exhibit must be authenticated before		
9			Defendants can admit it into evidence.		
10					
11			403: this exhibit provides the amounts that retired		
12			players were paid pursuant to <i>ad hoc</i> agreements, which does not affect		
13			whether retired players are		
14			entitled to an equal share royalty under the GLA. As a jury may be confused		
15			when faced with evidence		
16			of amounts retired players were paid under separate		
17			third-party agreements, the Court should exclude this exhibit.		
18			CAIHUIL.		
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1	Ex. No.	Description	Objections	Response
2	2230	Various Dates -	Hearsay: This are	
3		Raider Reports [Pl094484 -	spreadsheets generated by Defendant that purport to	
4		PI094955]	show payments made to retired players from third-	
5			party licenses. Defendants' statements regarding the amounts	
6			earned by retired players are hearsay.	
7			Authentication: The	
8			exhibit must be	
9			authenticated before Defendants can admit it into evidence.	
10			403: this exhibit provides	
11			the amounts that retired	
12			players were paid pursuant to <i>ad hoc</i> agreements,	
13			which does not affect whether retired players are	
14			entitled to an equal share royalty under the GLA. As	
15			a jury may be confused when faced with evidence	
16			of amounts retired players were paid under separate	
17			third-party agreements, the Court should exclude this exhibit.	
18	<u> </u>		exmon.	
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Court's Ruling

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MANATT, PHELPS & PHILLIPS, LLP
ATTORNEYS AT LAW
LOS ANGELES

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2231	Various Dates -	Hearsay: This are		Rumg
3		Raider Reports [Pl094956 - Pl095073]	spreadsheets generated by Defendant that purport to show payments made to		
4 5			retired players from third- party licenses. Defendants' statements		
6			regarding the amounts earned by retired players		
7			are hearsay.		
8			Authentication: The exhibit must be authenticated before		
9			Defendants can admit it into evidence.		
10			403: this exhibit provides		
11			the amounts that retired players were paid pursuant		
12			to ad hoc agreements, which does not affect		
13 14			whether retired players are entitled to an equal share		
15			royalty under the GLA. As a jury may be confused when faced with evidence		
16			of amounts retired players were paid under separate		
17			third-party agreements, the Court should exclude this exhibit.		
18	2232	00/00/0000 EA	Authentication: This		
19		Video Game Fee List [PI051545 - PI051550]	exhibit must be authenticated before Defendants can admit this		
20		F1031330]	into evidence.		
21	2242	03/01/2007 - 02/29/2008	Hearsay: Defendants' statements about their own		
22		NFLPA Annual Financial Report: 2007-2008	financial positions are hearsay, and should be excluded.		
23		[PI140387 - PI140443]	CACIUGO.		
24	2243	03/01/2004 -	Hearsay: Defendants'		
25		02/28/2005 NFLPA Financial	statements about their own financial positions are		
26		Statement: 2004- 2005 [PI096088 - PI096150]	hearsay, and should be excluded.		
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Ex. No.	Description	Objections	Response	Court's Ruling
2244	03/01/2003 - 02/29/2004 NFLPA Financial Statement: 2003- 2004 [PI096151 - PI096214]	Hearsay: Defendants' statements about their own financial positions are hearsay, and should be excluded.		
2245	03/01/2002 - 02/28/2003 NFLPA Financial Statement: 2002- 2003 [Pl096215 - Pl096276]	Hearsay: Defendants' statements about their own financial positions are hearsay, and should be excluded.		
2246	11/03/1994 Amended Bylaws of PI [PI139711 - PI139721]			
2247	03/18/1991 Minutes of NFLPA Board of Player Directors' Meeting [PI096277]	Hearsay: Any statements attributable to Defendants or third parties, including minutes from NFLPA board meetings, are hearsay and should be excluded. Authentication: This		
		exhibit must be authenticated before Defendants can admit this into evidence.		

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Ex. No.	Description	Objections	Response	Court's Ruling
2248	03/31/2008	Hearsay: These are		8
	Credited Seasons	spreadsheets generated by		
	Listing [No	Defendants that purport to		
	Bates]	show pension-credited		
		seasons of active players. Defendants' statements		
		regarding the number of		
		seasons played by certain		
		active players are hearsay.		
		Authentication: The		
		exhibit must be authenticated before		
		Defendants can admit it		
		into evidence.		
		403: this exhibit focuses		
		on active players. The		
		number of seasons credited		
		to active players, for pension purposes, is not		
		materially relevant to the		
		merits of the remaining		
		claims.		
2249	00/00/0000	Authentication: This		
	Reebok -	exhibit must be authenticated before		
	DeAngelo Hall Advertisement	Defendants can admit this		
	[PI141252 -	into evidence.		
	PI141253]			
2250	00/00/0000	Authentication: This		
	Reebok - NFL	exhibit must be		
	Zone Advertisement	authenticated before Defendants can admit this		
	[PI141254]	into evidence.		
2251	00/00/0000	Authentication: This		
	Reebok - William	exhibit must be		
	Henderson, Najeh	authenticated before		
	Davenport Advertisement	Defendants can admit this into evidence.		
	[PI141255 -	into evidence.		
	PI141258]			
2252	00/00/0000	Authentication: This		
	EA/Madden '06	exhibit must be		
	Advertisement	authenticated before		
	(video)	Defendants can admit this into evidence.		
2253	[PI141259] 00/00/0000	Authentication: This		
2200	Reebok	exhibit must be		
	Advertisement	authenticated before		
	(video)	Defendants can admit this		
	[PI141260]	into evidence.		

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Ex. No.	Description	Objections	Response	Court's Ruling
2254	00/00/0000	Authentication: This		Rums
	Fathead	exhibit must be		
	Advertisement	authenticated before		
	[PI141261]	Defendants can admit this		
	-	into evidence.		
2255	00/00/0000 NFL	Authentication: This		
	Players.com	exhibit must be		
	Advertisement	authenticated before		
	[PI141262 -	Defendants can admit this		
	PI141263]	into evidence.		
2256	00/00/0000 NFL	Authentication: This		
	Players.com	exhibit must be		
	Advertisement	authenticated before		
	[PI14I264 -	Defendants can admit this		
	PI141265]	into evidence.		
		Hearsay: Any statements		
		attributable to a third party		
		are hearsay.		
2257	00/00/0000	Authentication: This		
	Reebok/Modell's	exhibit must be		
	Advertisement	authenticated before		
	(video)	Defendants can admit this		
	[PI141266]	into evidence.		
2258	01/00/2006	Authentication: This		
	Players Inc	exhibit must be		
	Brochure	authenticated before		
	[PI140980 -	Defendants can admit this		
	PI140983]	into evidence.		
		Hoomson, Any statements		
		Hearsay: Any statements attributable to Defendants		
		or third parties are hearsay and should be excluded.		
2259	09/00/2006	Authentication: This		
2259		exhibit must be		
	Players Inc Brochure	authenticated before		
	[PI140996 -	Defendants can admit this		
	PI140999]	into evidence.		
	11170333]	into evidence.		
		Hearsay: Any statements		
		attributable to Defendants		
		or third parties are hearsay		
		and should be excluded.		
	1	and bloom of cheludes.	I	l

1	Ex.	Description	Objections	Response
2	No. 2260	00/00/0000	Authentication: This	
3		Players Inc Brochure [No	exhibit must be authenticated before	
4		Bates]	Defendants can admit this into evidence.	
5			Hearsay: Any statements attributable to Defendants	
6			or third parties are hearsay and should be excluded.	
7	2261	00/00/0000 Players Inc	Authentication: This exhibit must be	
8		Brochure [No Bates]	authenticated before Defendants can admit this	
9		Datesj	into evidence.	
10			Hearsay: Any statements attributable to Defendants	
11			or third parties are hearsay and should be excluded.	
12	2262	09/01/2003 Street & Smith's Sports	Authentication: This exhibit must be	
13		Business Journal Special	authenticated before Defendants can admit this	
14		Advertising Feature [No	into evidence.	
15		Bates]	Hearsay: Any statements attributable to Defendants	
16			or third parties are hearsay and should be excluded.	
17	2263	00/00/01000 Hard-	Authentication: This exhibit must be	
18		Hitting Marketing Brochure [No	authenticated before Defendants can admit this	
19		Bates]	into evidence.	
20			Hearsay: Any statements attributable to Defendants	
21			or third parties are hearsay and should be excluded.	
22	2264	00/00/0000 Hard-	Authentication: This exhibit must be	
23		Hitting Marketing Brochure [No	authenticated before Defendants can admit this	
24		Bates]	into evidence.	
25			Hearsay: Any statements attributable to Defendants	
26			or third parties are hearsay and should be excluded.	
27		l	and should be excluded.	

Court's Ruling

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Los Angeles

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2265	00/00/0000	Authentication: This		Kuing
3		Retired Players Video Game	compilation must be authenticated before		
4		Payments [PI095700 - PI095716]	Defendants can admit this into evidence.		
5		F10937 10]	Hearsay: Defendants' statements regarding fees		
6			paid to various players are hearsay, and should be		
7			excluded.		
8			403: this document appears to be a summary of		
9			"video game payments" for certain players. Evidence		
10			of payments pursuant to other agreements may		
11			confuse the jury as to whether the class members		
12			have been properly paid under the GLA, and has		
13			minimal probative value to the merits of the remaining		
14			claims, and should be excluded.		
15	2266	00/00/0000 Madden 2007			
16		Screenshot Player			
17		Management 66 Packers CB#32			
18	2227	[No Bates]			
19	2267	00/00/0000 Madden 2007 Screenshot			
20		Player Management 66			
21		Packers CB#27 [No Bates]			
22	2268	00/00/0000			
23		Madden 2007 Screenshot			
24		Player Management 66			
25		Packers CB#20 [No Bates]			
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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2269	00/00/0000			Kumg
		Madden 2007			
3		Screenshot			
		Player			
4		Management 66			
5		Packers CB#29			
3	2270	[No Bates}			
6	2270	Madden 2007			
		Screenshot			
7		Player			
0		Management 66			
8		Packers CB#18			
9	2271	[No Bates]			
	22/1	Madden 2007			
10		Screenshot			
		Player			
11		Information Hall			
12		of Fame Herb			
12		Adderley [No			
13	2272	Bates] 00/00/0000			
	2212	Madden 2007			
14		Screenshot			
1.5		Player			
15		Information			
16		Raiders Shane			
10		Lechler [No Bates]			
17	2273	00/00/0000			
1.0		Madden 2007			
18		Screenshot			
19		Player			
17		Information Raiders Randy			
20		Moss [No Bates]			
	2274	00/00/0000			
21		Madden 2007			
22		Screenshot			
22		Player Information			
23		Raiders Rod			
		Smart [No Bates]			
24	2275	00/00/0000			
25		Madden 2007			
25		Screenshot			
26		Player Information 49ers			
		Derek Smith [No			
27		Bates]			
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Ex. No.	Description	Objections	Response	Court's Ruling
2276	00/00/0000			S
	Madden 2007			
	Screenshot			
	Player			
	Information 49ers			
	Bryant Young [No			
	Bates]			
2277	00/00/0000			
	Madden 2007			
	Screenshot			
	Player			
	Information 49ers			
	Frank Gore [No			
	Bates]			
2279	00/00/0000 Pro-			
	Football-			
	Reference.com			
	Entry for Grady			
	Richardson [No			
	Bates]			
2280	00/00/0000 Pro-			
	Football-			
	Reference.com			
	Entry for Shawn			
	Hollingsworth [No			
	Bates]			
2281	00/00/0000 Pro-			
	Football-			
	Reference.com			
	Entry for John			
	Covington [No			
	Bates]			
2282	00/00/0000 Pro-			
	Football-			
	Reference.com			
	Entry for Lamont			
	Burns [No Bates]			
2283	00/00/0000 Pro-			
	Football-			
	Reference.com			
	Entry for Leland			
	Douglas [No			
	Bates}			
2284	00/00/0000 Pro-			
	Football-			
	Reference.com			
	Entry for Marvin			
	Marshall [No			
	Bates]			

Los Angeles

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2285	00/00/0000 Pro-			Kunng
3		Football- Reference.com			
4		Entry for Wally Richardson [No			
5	0000	Bates]			
3	2286	00/00/0000 Pro- Football-			
6		Reference.com			
7		Entry for Don Gulseth [No			
,		Bates]			
8	2287	00/00/0000 Pro-			
9		Football- Reference.com			
		Entry for Jason			
10		Carthen [No			
11	0000	Bates]			
11	2288	00/00/0000 Pro- Football-			
12		Reference.com			
12		Entry for Gene			
13	2200	Felker [No Bates]	Hoovey Defendants'		
14	2289	12/01/2003 2003 Players Inc	Hearsay: Defendants' statements in the form of a		
		Monthly Report	monthly report are hearsay,		
15		[PI102114 -	and should be excluded.		
16	2290	PI102116] 03/01/2004	Hearsay: Defendants'		
	2290	February 2004	statements in the form of a		
17		Players Inc	monthly report are hearsay,		
18		Monthly Report	and should be excluded.		
10		[PI102212 - PI102214]			
19	2291	04/13/2004 March	Hearsay: Defendants'		
20		2004 Players Inc	statements in the form of a		
20		Monthly Report [PI102268 -	monthly report are hearsay, and should be excluded.		
21		PI102270]	and should be excluded.		
22	2292	09/02/2004	Hearsay: Defendants'		
22		August 2004	statements in the form of a		
23		Players Inc Monthly Report	monthly report are hearsay, and should be excluded.		
24		[PI102182 -	and should be entireded.		
24		PI102184]			
25	2293	10/02/2004 -	Hearsay: Defendants' statements in the form of a		
0.5		September 2004 Players Inc	monthly report are hearsay,		
26		Monthly Report	and should be excluded.		
27		[PI102310 -			
		PI102311]			
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Ex. No.	Description	Objections	Response	Court's Ruling
2294	11/09/2004 - October 2004 Players Inc Monthly Report [PI102296 - PI10298]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		
2295	01/11/2004 - November 2004 Players Inc Monthly Report [PI102196 - PI102198]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		
2296	12/06/2004 - November 2004 Players Inc Monthly Marketing Report [PI134301 - PI134303]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		
2297	02/16/2005 - January 2005 Players Inc Monthly Report [PI102380 - PI102382]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		
2298	06/06/2005 - May 2005 Players Inc Monthly Report [PI102403 - PI102404]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		
2299	12/23/2005 - December 2005 Players Inc Monthly Report [PI102353 - PI102355]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		
2300	01/31/2006 - January 2006 Players Inc Monthly Report [PI102562 - PI102564]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		
2301	02/28/2006 - February 2006 Players Inc Monthly Report [PI102542 - PI102545]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		

Los Angeles

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Ex.	Description	Objections	Response	Court's Ruling
No. 2302	05/31/2006 - May	Hearsay: Defendants'		Kunng
2302	2006 Players Inc	statements in the form of a		
	-	monthly report are hearsay,		
	Monthly Report	and should be excluded.		
	[PI102620 - PI102623]	and should be excluded.		
2303	06/30/2006 - June	Hearsay: Defendants'		
2000	2006 Players Inc	statements in the form of a		
	Monthly Report	monthly report are hearsay,		
	[PI102601 -	and should be excluded.		
	PI102603]	and should be excluded.		
2304	07/31/2006 - July	Hearsay: Defendants'		
	2006 Players Inc	statements in the form of a		
	Monthly Report	monthly report are hearsay,		
	[PI102579 -	and should be excluded.		
	PI102581]	and should be energed.		
2305	08/31/2006 -	Hearsay: Defendants'		
	August 2006	statements in the form of a		
	Players Inc	monthly report are hearsay,		
	Monthly Report	and should be excluded.		
	[PI103560 -			
	PI103561]			
2306	09/30/2006 -	Hearsay: Defendants'		
	September 2006	statements in the form of a		
	Players Inc	monthly report are hearsay,		
	Monthly Report	and should be excluded.		
	[PI102676 -			
	PI102677]			
2307	10/31/2006 -	Hearsay: Defendants'		
	October 2006	statements in the form of a		
	Players Inc	monthly report are hearsay,		
	Monthly Report	and should be excluded.		
	[PI102656 - PI102657]			
2308	01/05/2007 -	Hearsay: Defendants'		
2300	December 2006	statements in the form of a		
	Players Inc	monthly report are hearsay,		
	Monthly Report	and should be excluded.		
	[PI102513 -	and should be excluded.		
	PI102514]			
2309	02/01/2007 -	Hearsay: Defendants'		
	January 2007	statements in the form of a		
	Players Inc	monthly report are hearsay,		
	Monthly Report	and should be excluded.		
	[Pl102754 -			
	PI102755]			
2310	06/01/2007 - May	Hearsay: Defendants'		
	2007 Players Inc	statements in the form of a		
	Monthly Report	monthly report are hearsay,		
	[PI102839 -	and should be excluded.		
	PI102840]			

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Ex. No.	Description	Objections	Response	Court's Ruling
2311	08/01/2007 - July 2007 Players Inc Monthly Report [PI102790 - PI102792]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		
2312	09/01/2007 - August 2007 Players Inc Monthly Report [PI102709 - PI102710]	Hearsay: Defendants' statements in the form of a monthly report are hearsay, and should be excluded.		
2313	04/03/2008 Email from Rascher to Kessler re: Sports Consulting and Expert Witness Services [No Bates]	Hearsay: Mr. Rascher's statements are hearsay, and should be excluded.		
2314	10/19/2005 Email from Krzesny to Castillon PI097411 - PI097413]	Authentication: This exhibit must be authenticated before Defendants can admit this into evidence. Hearsay: This exhibit contains statements that are hearsay and should be		
2315	00/00/0000 New License Overview Letter Template [PI131102 - PI131104]	excluded. Authentication: this exhibit must be authenticated before Defendants can admit this into evidence. Hearsay: This exhibit contains statements that are hearsay and should be excluded.		
2316	00/00/0000 Template Letter from Goodstadt to Licensee [PI131225 - PI131230]	Authentication: This exhibit must be authenticated before Defendants can admit this into evidence. Hearsay: This exhibit contains statements that are hearsay and should be excluded.		

1	Ex No		Objections	Response
2	2317	7 05/20/1999 Email	Authentication: This	
3		from Lawsun to Kennedy	exhibit must be authenticated before	
4		[PI131576 -	Defendants can admit this	
4		PI131577]	into evidence.	
5			Hearsay: This exhibit	
6			contains statements that are hearsay and should be	
			excluded.	
7	2318	3 11/07/2006 Email from Parrish to	Hearsay: This exhibit contains statements that are	
8		Laird re: What do	hearsay and should be	
9		you think? [CLASS003725]	excluded.	
	2319		Authentication: This	
10		Madden Hall of	exhibit must be authenticated before	
11		Fame Opt-In Form [PI113786]	Defendants can admit this	
12			into evidence.	
12	2320	10/27/2005 Letter from Bankert to	Authentication: This exhibit must be	
13		Hunt [PI126889]	authenticated before	
14			Defendants can admit this into evidence.	
1.5	232		mito evidence.	
15		from Manolakas to Tim Brown		
16		[PI013526]		
17	2322	2 03/10/2006- 03/17/2006 -	Hearsay: These reports	
		2006 Retired	contain hearsay statements attributable to Defendants	
18		Players	and third parties, and should be excluded.	
19		Department Report [PI140685	should be excluded.	
20	0000	- PI140695]	IIThere was not	
	2323	3 03/10/2005 - 03/17/2005 -	Hearsay: These reports contain hearsay statements	
21		2005 Retired	attributable to Defendants	
22		Players Department	and third parties, and should be excluded.	
23		Report [PI140569 - PI140582]		
24	2324	-	Hearsay: These reports	
24		04/02/2004 - 2004 Retired	contain hearsay statements attributable to Defendants	
25		Players	and third parties, and	
26		Department	should be excluded.	
		Report [PI140497 - PI140503]		
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Court's Ruling

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2325	03/00/2005	Hearsay: These reports		Kumg
2		NFLPA Retired	contain hearsay statements		
3		Players Chapter Regulations	attributable to Defendants and third parties, and		
4		[PI135449 -	should be excluded.		
_		PI135487]			
5	2326	05/00/2006	Hearsay: These reports		
6		NFLPA Retired Players Chapter	contain hearsay statements attributable to Defendants		
J		Regulations	and third parties, and		
7		[PI135488 - PI135526]	should be excluded.		
8	2327	10/00/2006	Hearsay: These reports		
9		NFLPA Retired	contain hearsay statements		
		Players Chapter Regulations	attributable to Defendants and third parties, and		
10		[PI135568 -	should be excluded.		
11		PI135608]			
11	2328	00/00/0000 Form			
12		Letter from Becker to NFLPA			
		Retired Member			
13		[PI134544]			
14	2329	03/31/2004 Form Letter from D.			
		Allen and Becker			
15		[PI134537]			
16	2330	00/00/0000	Hearsay: This exhibit		
10		NFLPA - Retired Player	contains hearsay statements attributable to		
17		Association	third parties, and should be		
10		Program Benefits	excluded.		
18		with Budget			
19		[PI134529 - PI134530]			
20	2331	00/00/0000	Hearsay: This exhibit		
		NFLPA - Retired Player	contains hearsay statements attributable to		
21		Association	third parties, and should be		
22		Program Benefits	excluded.		
		with AVIS [PI134527 -			
23		PI134528]			
24	2332	00/00/0000	Hearsay: This exhibit		
24		NFLPA - Retired	contains hearsay		
25		Player Association	statements attributable to third parties, and should be		
		Program Benefits	excluded.		
26		with Chase			
27		[PI134524 -			
		PI134525]			
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Ex. No.	Description	Objections	Response	Court's Ruling
2333	00/00/0000 NFLPA 2004 Retired Player Member Programs [PI134522 - PI134523]	Hearsay: This exhibit contains hearsay statements attributable to third parties, and should be excluded.		g
2334	03/15/2006 Letter from NFLPA Retired Players Steering Committee to Bernard Parrish [CLASS000019 - CLASS000020]	Hearsay: This exhibit contains hearsay statements attributable to third parties, and should be excluded.		
2335	00/00/0000 They Call It A Game [No Bates]	Hearsay: This exhibit presumably contains excerpts from Bernie Parrish's book, <i>They Call It A Game</i> . As such, this exhibit contains hearsay statements attributable to Bernie Parrish, and should be excluded. As Defendants have failed to produce this exhibit to Plaintiffs, Plaintiffs reserve their right to further object to this exhibit.		
2336	03/10/2005 Adderley Ad Hoc with Upper Deck (Adderley Deposition, Ex. 171) [Pl088512 - Pl088513]	to ans exmore.		
2337	01/16/2007 Email from Adderley to Parrish re: Update (Adderley Deposition, Ex. 170) [CLASS002717]			

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2338	05/21/2008	403: This exhibit contains		
3		Plaintiffs' Supplemental	numerous legal objections to the scope of content of		
4		Responses and Objections to	the interrogatories, which could confuse the jury.		
5		Defendants First Set of Requests	Plaintiffs will withdraw this objection if those		
6		for Admission [No Bates]	objections are redacted.		
7	2339	02/15/2008 Verification of Charhon for	403: This exhibit is a verification signed by counsel for the Plainitffs		
8		Plaintiffs' Objections and	and should be excluded because it is likely to could		
9		Responses to First Set of	confuse the jury.		
10		Interrogatories [No Bates]			
11	2340	05/23/2008 Plaintiffs'	403: This exhibit contains numerous legal objections		
12		Supplemental Objections and	to the scope of content of the interrogatories, which		
13		Responses to Defendants' First	could confuse the jury. Plaintiffs will withdraw		
14		Set of Interrogatories,	this objection if those objections are redacted.		
15		with Hilbert Verification [No	ocjections are reducted.		
16	2341	Bates]	403: This exhibit contains		
17	2541	Plaintiffs' Objections and	numerous legal objections to the scope of content of		
18		Responses to Defendants'	the interrogatories, which could confuse the jury.		
19		Second Set of Interrogatories,	Plaintiffs will withdraw this objection if those		
20		with Rowley Verification [No	objections are redacted.		
21		Bates]	403: This document includes references to		
22			claims that have been dismissed by the Court,		
23			including those brought by		
24			Bernie Parrish, which will confuse the jury. Plaintiffs will withdraw this		
25			objection if those		
26			references are redacted.		
27					

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2342	05/21/2008	403: This exhibit contains		
3		Plaintiffs' Supplemental	numerous legal objections to the scope of content of		
4		Objections and Responses to	the interrogatories, which could confuse the jury.		
5		Defendants' Second Set of	Plaintiffs will withdraw this objection if those		
6		Interrogatories, with Rowley	objections are redacted.		
7		Verification [No Bates]	403: This document includes references to claims that have been		
8			dismissed by the Court,		
9			including those brought by Bernie Parrish, which will		
10			confuse the jury. Plaintiffs will withdraw this objection if those		
11			references are redacted.		
12	2343	05/19/2008 Plaintiffs'	403: This exhibit contains numerous legal objections		
13		Responses and Objections to	to the scope of content of the interrogatories, which		
14		Defendant's Third Set of	could confuse the jury. Plaintiffs will withdraw		
15		Interrogatories, with Franco	this objection if those objections are redacted.		
16		Verification [No Bates]	objections are reducted.		
17	2344	05/21/2008 Plaintiffs'	403: This exhibit contains		
18		Responses and	numerous legal objections to the scope of content of		
19		Objections to Defendants' Fourth Set of	the interrogatories, which could confuse the jury. Plaintiffs will withdraw		
20		Interrogatories,	this objection if those		
21		with Hilbert Verification [No	objections are redacted.		
22	2345	Bates] 06/03/2008	403: This exhibit contains		
23		Plaintiffs' Supplemental	numerous legal objections to the scope of content of		
24		Responses and Objections to	the interrogatories, which could confuse the jury.		
25		Defendants' Fourth Set of	Plaintiffs will withdraw this objection if those		
26		Interrogatories [No Bates]	objections are redacted.		
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1	Ex. No.	Description	Objections	
2	2346	03/16/2008	Hearsay: Defendants'	
2		Annual Report:	statements, as found in	
3		2008 [PI141527 -	their annual report, are	
4		PI141893]	hearsay and should be excluded.	
·	2347	07/10/2007	excluded.	
5		ESPN/Starwave		
		Partners License		
6		Agreement,		
7		Effective 03/01/2006		
·		[PI101921 -		
8		PI101934]		
0	2348	02/24/2007 Email	Hearsay: statements	
9		to Parrish re:	attributable to third parties	
10		Breaking Away from the Neglect	are hearsay, and should be excluded.	
10		and Abuse of the	excluded.	
11		NFLPA (Adderley	Authentication: From the	
10		Deposition, Ex.	face of the document, the	
12		163)	sender is not identified.	
13		[CLASS000017]	Defendants will need to authenticate this document	
10			before it should be	
14			admitted into evidence.	
1.5				
15			402/403: This email is an	
16			announcement about the lawsuit, and does not affect	
			the merits of the remaining	
17			claims, and should be	
18			excluded.	
10	2349	12/22/03 NFL Players		
19		Association		
20		Retired Player		
20		Group Licensing		
21		Authorization		
21		Form signed by Dan Goich		
22		[PI028203]		
22	2350	6/27/07 Email		
23		from Bunz to		
24		Bolinger re: Attn. Bruce Laird-		
		Baltimore Colts		
25		Alumni		
26		[LAIRD000789-		
26		LAIRE000790]		
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Court's Ruling

Response

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2351		Hearsay: Mr. Parrish's		
3			statements are hearsay, and should be excluded.		
4			402/403: This exhibit includes inflammatory		
5			statements (characterizing Mr. Upshaw as a		
6		3/4/07 Email from	"racketeer") and references to Plaintiffs' counsel's		
7		Parrish to Laird	contingent interest in the		
8		re: I'm after the same bastard	case ("The class action law suit is a \$2 million risk on		
9		today that I told you I was	the part of the law firms."), and should be excluded,		
10		after months ago [LAIRD001535- LAIRD001538]	especially in light of its lack of probative value to the merits of this case.		
11	2352	EARCOOTOOO	Hearsay: John Wooten's		
12			statements are hearsay, and should be excluded.		
13			403: This email references		
14			a purported group, NFL Alumni, which does not		
15			seem to be an active group. The formation or existence		
16		7/12/07 Email to All Retired NFL	of NFL Alumni seems to be a collateral issue that		
17		Players re: It is time to organize	would engender a waste of time, and should be		
18	2353	[LAIRD000795] 9/2/07 Email from	excluded under Rule 403.		
19		Laird to Bernard Parrish re:			
20		FW:ALLIANCE [CLASS 003163]			
21	2354	10/4/07 Email from Laird to			
22		Haynes re: [Retired NFL			
23		Players] McElhenny to			
24		Serve as Honorary			
25		TeamCaptain [CLASS 003170-			
26		CLASS 003171]			

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2355	11/2/07 Email	Hearsay: Maureen		3
3		from Laird to Parrish re: Brent	Kilcullen's statements are hearsay, and should be		
4		Boyd new group [CLASS 003022-	excluded.		
5	2356	CLASS 003025] 4/9/08 Email from	Hearsay: This press		
6		Tamarkin to Parrish re: FW:	release by John Conyers, Jr., which was transmitted		
7		Congressional Report: NFL	by Jonathan Godfrey and Eric Tamarkin, contains		
8		Players' Serious Health Concerns	hearsay statements which should be excluded.		
9		Not Addressed by NFL and NFLPA			
10		[LAIRD000507- LAIRD000509]			
11	2357		Hearsay: This email from Sylvia Mackey to Bernard Parrish is hearsay, and		
12		8/16/06 Email from Mackey to	should be excluded. The email attaches a third-party		
13		Parrish re: bernie, please read the	article about football concussions promoting		
14		attached [LAIRD001232-	dementias in retired players, which is also		
15	2358	LAIRD1234] 5/28/08 Email	hearsay.		
16	2356	from Parrish to various players	Hearsay: Mr. Parrish's statements are hearsay, and should be excluded.		
17		and political figure	403: Mr. Parrish purports		
18		you are asking for solution, you	to speak for all retired players, but is not a		
19		might ask those who know the	member of this class. The introduction of his		
20		problems through years of research	statements unduly prejudices the class, as he		
21		rather than owner beholden	does not speak as their representative.		
22		individuals some of whom just	r		
23		showed up in the last few month,			
24		your 145 page CRS report is			
25		repleat with words			
26		[LAIRD000946]			
27					

1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2359		Hearsay: Maureen		
3		1/20/08 Email from Baltimore	Kilcullen's statements are hearsay, and should be		
4		Colts to Laird and others re:	excluded. This email also attaches an article by Gus		
5		Forgotten Forefathers	Garcia-Roberts regarding the abandonment of retired		
6		[LAIRD000242- LAIRD000249]	players by their union, which is also hearsay.		
7	2360	Minutes of Board of Player	Hearsay: Any statements attributable to Defendants		
8		Representatives'	or third parties are hearsay and should be excluded.		
9		Meeting February 2-4, 1981 [No	and should be excluded.		
9	2361	Bates] Minutes of Board	Hearsay: Any statements		
10		of Player Representatives'	attributable to Defendants or third parties are hearsay		
11		Meeting February 2-4, 1982 [No	and should be excluded.		
12	0000	Bates]	Haansan This subibit		
13	2362	10/29/06 Email from Laird to	Hearsay: This exhibit contains hearsay		
14		Allen re: players inc. retired	statements from Doug Allen, and those statements		
15		players and amounts of	should be excluded.		
16		money received [PI095550- PI095551]			
17	2363	2/6/07 Email from Baltimore Colts to	Hearsay: This exhibit contains hearsay		
18		Parrish re: FW: players inc.	statements from Doug Allen, purporting to		
19		retired players and amounts of	establish the total amount paid to retired players, and		
20		money received	should be excluded.		
21		[LAIRD000419- LAIRD000420]			
22	2364	2/6/07 Email from Baltimore Colts to	Hearsay: This exhibit contains hearsay		
23		Parrish (cc: Laird) re: FW: players	statements from Doug Allen, purporting to		
24		inc. retired players and	establish the total amount paid to retired players, and		
25		amounts of money received	should be excluded.		
26		[CLASS 000367- CLASS 000368]			
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Ex.	Description	Objections	Response	Court's
No.	-	· ·	_	Ruling
2365	6/18/07 Email			· ·
	from Baltimore			
	Colts to Laird and			
	"BadBoy40@veri			
	zon.net" re:			
	Message to			
	Andre Collins and			
	Matt Stover sent			
	May 2			
	[LAIRD001579-			
	LAIRD001581]			
2366	1/17/08 Email			
2300	from Baltimore			
	Colts to Laird and			
	"BadBoy40@veri			
	zon.net" re:			
	Message to			
	Andre Collins and			
	Matt Stover sent			
	May 2			
	[LAIRD000050-			
	LAIRD000053]			
2367	1/21/07 Email	Hearsay: Sharon		
	from Baltimore	Hawkins's statements on		
	Colts to Laird and	the first page of this		
	"BadBoy40@veri	exhibit, which purport to		
	zon.net" re: FW:	show Wayne Hawkins's		
	Re: [Retired NFL	medical expenses, are		
	Players]	hearsay and should be		
	Announcement	excluded.		
	[LAIRD000066-			
	LAIRD000068]			
2368	Undated letter			
	from Laird to			
	Fellow retired			
	players re: 2007			
	goals and events			
	[LAIRD001588-			
	LAIRD001590]			
2369	Undated	Authentication:		
	document re:	Defendants must		
	Fourth & Goal	authenticate this document		
	[LAIRD001569-	before admitting it into		
	LAIRD001576]	evidence.		
	_ == ==================================	1	1	1

Los Angeles

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2 3	2370		402/403: Any precatory statements in the NFLPA constitution regarding the		3
4			role of retired players does not affect whether the NFLPA breached their		
5			contracts with the plaintiff class, or breached their		
6 7		NFLPA Constitution, March 1994	fiduciary duty with the plaintiff class. Thus, the Court should exclude the		
8		[LAIRD001239- LAIRD001259]	NFLPA constitution as irrelevant.		
9	2371	10/25/06 Email from Rentzel to Laird re: FW:			
10		Players, Inc. [LAIRD000605]			
11	2372	Fourth & Goal One Vision/One			
12		Voice Baltimore, Maryland March			
13 14		1, 2007 [LAIRD000724- LAIRD000725]			
	2373	LAIND000723]	Hearsay: This email		
15 16			thread includes numerous hearsay statements including (1) a Baltimore		
17			Sun article relating to the Baltiome Ravens' NFLPA		
18			representative, authored by Ken Murray, which contains statements from		
19			Matt Stover; (2) statement by Lucious and Kathy		
20		4/20/07 Baltimore	Smith regarding media attention; (3) statements		
21		Sun article	from "Turney," regarding		
22		entitled "Ravens' NFLPA rep tying	pension and disability issues for retired players;		
23		to bridge divide with retired	and (4) statements from Joe DeLamielleure		
24		players" & email chain between Baltimore Colts	regarding the need to bring attention to the issue of pension and disability		
25		Alumni	benefits for retired players.		
26		[LAIRD001197- LAIRD001202]	These hearsay statements should be excluded.		
27					

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2	2374		Authentication: The		
			email on the first page of		
3			this exhibit is unsigned,		
4			and Defendants will need to authenticate this exhibit		
•			before they can admit it.		
5					
			Hearsay: The email on		
6			the first page of this exhibit is from an unidentified		
7		Undated email	party, and discusses a		
		from Laird to	foundation set up a John		
8		various players	Mackey and a need to		
9		re: support for	organize retired players further. These statements		
7		retired players [LAIRD001514-	are likely hearsay, and		
10		LAIRD001515]	should be excluded.		
	2375	-	Hearsay: Jim Green's		
11			statements are hearsay, and		
12			should be excluded.		
12			403: This email references		
13			a meeting with the		
14			Commerce Committee,		
14		8/25/07 Email	focusing on the disability process for retired players,		
15		from Green to	and does not materially		
		Parrish, Green,	affect the merits of the		
16		Laird and Huff re:	remaining claims, and		
17		Hearing issues	should be excluded under Rule 403.		
1 /	2376	[LAIRD001415]	Hearsay: Jennifer Smith's		
18	20,0		statements are hearsay, and		
10			should be excluded.		
19			402. This amail references		
20			403: This email references a purported decision by the		
		9/11/07 Email	Gridiron Greats to decline		
21		from Kilcullen to	to enter into an "alliance"		
22		Laird re: FW:	of organizations. This		
44		FROM THE GRIDIRON	decision does not materially affect the merits		
23		GREATS	of the remaining claims,		
		[LAIRD001387-	and should be excluded		
24		LAIRD001388]	under Rule 403.		

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Ex. No.	Description	Objections	Response	Court's Ruling
2377	1/29/08 Email			
	from Baltimore			
	Colts to alumni re:			
	Fourth & Goal			
	Talking Points for			
	Super Bowl Week			
	[LAIRD000933- LAIRD000937]			
2378	10/25/06 Email	Hearsay: Mr. Parrish's		
	from Parrish to	email is itself hearsay, but		
	Laird re: Is this	also includes various facts		
	one	and figures he purportedly		
	understandable?	gleaned from other		
	Call me 352-378-	sources, which are		
	6348 [CLASS	themselves hearsay. The		
	003759-CLASS	entirety of the email should		
	003761]	be excluded.		
2379		Hearsay: Mr. Parrish's		
		statements are hearsay, and		
		should be excluded.		
		Additionally, Mr. Parrish		
		includes references to		
		many other factual sources,		
	3/5/07 Email from	which are also hearsay.		
	Parrish to	The entirety of this email should be excluded.		
	Baltimore Colts	should be excluded.		
	Alumni re:	402/403: This exhibit		
	[Retired NFL	includes inflammatory		
	Players] NFLPA	statements (characterizing		
	claim they spend	the NFLPA as a "cabal"		
	\$28 million on	and insinuating that the		
	"grass roots youth	organization lies in its		
	football initiatives"	accounting) and should be		
	21% players Inc.	excluded, especially in		
	income. [CLASS	light of its lack of		
	002950-CLASS	probative value to the		
	002956]	merits of this case.		

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Ex.	Description	Objections	Response	Court's Ruling
No. 2380		Hearsay: Mr. Parrish's statements are hearsay, and should be excluded. Additionally, Mr. Parrish includes references to many other factual sources, which are also hearsay. The entirety of this email should be excluded.		Kunng
	5/7/07 Email from Parrish to Roberts re: Excellent article, gutsy, but you just scratched the surface [CLASS 003666- CLASS 003672]	402/403: This exhibit includes inflammatory statements (characterizing attorney fees as "outrageous" and insinuating that Mr. Upshaw should have been prosecuted by the Department of Labor) and should be excluded, especially in light of its lack of probative value to the merits of this case.		
2381	7/7/07 Email from Baltimore Colts to Laird and "BadBoy40@veri zon.net" re: FW:Re: Retired NFL Players [LAIRD000796]			

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1	Ex. No.	Description	Objections	Response	Court's Ruling
2 3	2382		Hearsay: Mr. Parrish's statements are hearsay, and		
3 4			should be excluded. Additionally, Mr. Parrish includes references to		
5			many other factual sources, which are also hearsay.		
6			The entirety of Mr. Parrish's email should be excluded.		
7					
8			402/403: Mr. Parrish's email, at the beginning of this exhibit includes		
9			references to Plaintiffs'		
10			counsel contingent interest ("These two law firms are gambling up to \$2 million		
11			on this."). Additionally, this email is about the fact		
12		Lindated amail to	of the lawsuit itself, and		
13		Undated email to Laird from Parrish re: press release	does not materially affect the merits of any of the remaining claims. As a		
14		and partnership [LAIRD000707]	result, it should be excluded.		
15	2383	9/28/07 Email from Nixon to	Hearsay: This exhibit consists of emails from Jeff		
16		Parrish re:	Nixon and Bernie Parrish,		
17		[Retired NFL Players] Fwd:	both of which are hearsay, and should be excluded.		
18		Wording on 2003, 2004, 2005, 2006			
19		Group Licensing Agreement			
20		[CLASS 003197- CLASS 003198]			
21	2384		403: Bernie Parrish is not a class member, and this		
22			email asking Mr. Laird about his opinion regarding		
23		11/7/06 Email	the Steering Committee and Madden EA video		
24		from Parrish to Laird re: Fwd: Re:	games does not materially affect the merits of any		
25		What do you think? [CLASS	remaining claims, and should be excluded as a		
26		003725]	waste of time.		

Los Angeles

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Ex. No.	Description	Objections	Response	Court's Ruling
2385		Hearsay: This exhibit		- Tuning
2000		mostly consists of Mr.		
		Parrish's statements, which		
		are hearsay, and should be		
		excluded. Additionally,		
		Mr. Parrish includes		
		references to many other		
		factual sources, which are		
		also hearsay. The entirety		
		of Mr. Parrish's email		
	Undated email	should be excluded.		
	from Laird to			
	Parrish re: Plan	402/403: This email		
	English	exchange regards the		
	explanation of our	existence and progress of		
	class action	the instant lawsuit, and		
	Parrish v.	does not include any		
	NFLPA/Players,	evidence that materially		
	Inc.	affects the merits of the		
	[LAIRD000925-	remaining claims, and		
	LAIRD000926]	should be excluded.		
2386	Oct. 2003 Players	Hearsay: NFLPA's		
	Inc Newsletter	newsletters contain hearsay		
	[LAIRD001121-	statements of Defendants,		
	LAIRD001124]	and should be excluded.		
2387	July 2004 Players	Hearsay: NFLPA's		
	Inc Newsletter	newsletters contain hearsay		
	[LAIRD001125-	statements of Defendants,		
0000	LAIRD00128]	and should be excluded.		
2388	Sep. 2006 NFL	Hearsay: NFLPA's		
	Players	newsletters contain hearsay statements of Defendants,		
	Newsletter	and should be excluded.		
	[LAIRD001542-	and should be excluded.		
	LAIRD001545]			

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Ex. No.	Description	Objections	Response	Court's Ruling
2389	11/20/2006 Email from Parrish to Stabler re: [Retired NFL Players] Re: Players, Inc. retired players agreements [CLASS003722-CLASS003723]	Hearsay: This exhibit consists of Mr. Parrish's and Mr. Ken Stabler's statements, which are hearsay, and should be excluded. Additionally, Mr. Parrish includes references to many other factual sources, which are also hearsay. The entirety of this exhibit should be excluded. 402/403: This email exchange is regarding the existence and progress of the instant lawsuit, and does not include any evidence that materially affects the merits of the remaining claims, and should be excluded.		
2390	03/01/2001 License Agreement between Upper Deck Co. and NFLPA [PI007088- PI007144]			

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MANATT, PHELPS & PHILLIPS, LLP ATTORNEYS AT LAW

Los Angeles

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1		Respectfully submitted,
2	Dated: 25.5EPT, 2008	MANATT, PHELPS & PHILLIPS, LLP
3		
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