

**Exhibit C**  
**to**  
**Plaintiffs' Letter Brief Striking**  
**Statements by Defendants' Witnesses**

1 UNITED STATES DISTRICT COURT  
 2 NORTHERN DISTRICT OF CALIFORNIA  
 3 SAN FRANCISCO DIVISION

3 BERNARD PAUL PARRISH,  
 4 HERBERT ANTHONY ADDERLEY  
 5 WALTER ROBERTS, III,  
 Plaintiffs,

vs.

CASE NO.:  
 C 07 00943

6 NATIONAL FOOTBALL LEAGUE  
 PLAYERS ASSOCIATION and  
 7 NATIONAL FOOTBALL LEAGUE  
 PLAYERS INCORPORATED d/b/a  
 8 PLAYERS INC,  
 Defendants.

9 ~~~~~

10 DEPOSITION OF  
 11 STEPHEN SAXON, ESQ.

12  
 13 October 1, 2008  
 14 9:00 a.m.

15  
 16 700 12th Street, N.W.  
 17 Washington, D.C.

18  
 19 Linda Ann Crockett, a Notary Public  
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 21  
 22  
 23  
 24  
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1 BY MR. LeCLAIR:

2 Q. If you look at the first page,  
3 Mr. Saxon, there's questioning here about the  
4 independent assessment of the \$8 million  
5 reallocation that occurred in 2006. And we  
6 will talk about it in detail. I'm not meaning  
7 to go into it right now. I'm simply asking  
8 whether Mr. Berthelsen's testimony that you  
9 gave advice about that subject is correct?

10 MR. FEHER: Objection to form. You  
11 can answer.

12 A. What was your question?

13 Q. Was Mr. Berthelsen correct that you  
14 did provide legal advice about the \$8 million  
15 reallocation that occurred in 2006?

16 A. That's correct.

17 Q. If you look at Page 3 of Exhibit 3 to  
18 your deposition?

19 A. Exhibit 3.

20 Q. Page 3. There's a statement at the  
21 top that, quote, Steve Saxon, who I mentioned  
22 previously, appears at every player rep  
23 meeting, and I'm sure he would have talked  
24 about it, most certainly. Closed quote. Is  
25 it accurate that you appeared at every player

1 rep meeting?

2 A. I've been at every player rep meeting  
3 since about 1993 or so.

4 Q. And is that Board of Player  
5 Representatives?

6 A. That's correct.

7 Q. That runs the NFLPA?

8 A. That's correct.

9 Q. What is your role at such meetings?

10 MR. FEHER: Objection. You can  
11 answer.

12 A. I'm outside tax counsel.

13 Q. Are you responsible in any way for  
14 keeping minutes of such meetings?

15 A. No.

16 Q. Are minutes kept of such meetings?

17 A. Yes.

18 Q. Who keeps them?

19 A. Richard Berthelsen.

20 Q. Are agendas prepared for such  
21 meetings?

22 A. My understanding is that, yes, there  
23 are.

24 Q. And are presentations made at such  
25 meetings?

1 REPORTER'S CERTIFICATION

2 STATE OF MARYLAND

3 COUNTY OF BALTIMORE

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

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

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

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

21 As witness my hand and notarial seal  
22 this 3rd day of October, 2008.

23 My commission expires: December 1, 2008

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\_\_\_\_\_  
Linda A. Crockett, Notary Public

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