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12 *Attorneys for Plaintiffs*

13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
 15 SAN FRANCISCO DIVISION

17 HERBERT ANTHONY ADDERLEY, on  
 18 behalf of himself and all others similarly  
 situated,

19 Plaintiffs,

20 vs.

21 NATIONAL FOOTBALL LEAGUE  
 22 PLAYERS ASSOCIATION, a Virginia  
 corporation, and NATIONAL FOOTBALL  
 LEAGUE PLAYERS INCORPORATED  
 23 d/b/a PLAYERS INC., a Virginia  
 corporation,

24 Defendants.  
 25

CIVIL ACTION NO. C07 0943 WHA

**DECLARATION OF RONALD S. KATZ IN  
 SUPPORT OF CLASS COUNSELS'  
 RESPONSE TO OBJECTIONS AND  
 CLASS COUNSELS' OBJECTION TO  
 PARTICIPATION BY NON-CLASS  
 MEMBERS IN ANY PHASE OF THE  
 SETTLEMENT PROCEEDINGS**

Date: Thursday, November 19, 2009  
 Time: 2:00 p.m.  
 Judge: Honorable William H. Alsup  
 Place: Courtroom 9, 19th Floor

1 I, Ronald S. Katz, declare as follows:

2 1. I am an attorney duly licensed to practice law before the Courts of the State of  
3 California and am a counsel of record in this matter. I am a partner with the law firm of Manatt,  
4 Phelps and Phillips, LLP (“Manatt”), and I represented plaintiff Herbert Anthony Adderley and  
5 the certified class in this action from its onset. I am submitting this Declaration in support of  
6 Class Counsels’ Response to Objections and Class Counsels’ Objection to Participation by Non-  
7 Class Members in any Phase of the Settlement Proceedings. The following declaration is based  
8 upon my personal knowledge. If called as a witness I could and would competently testify to the  
9 facts set forth herein.

10 2. Attached as **Exhibit A** is a true and correct copy of the form letter Mr. Parrish  
11 made available for download on the Internet as early as September 20, 2009.

12 3. Attached as **Exhibit B** is a true and correct copy of the Report of the Third Circuit  
13 Task Force regarding the percentage of the fund approach.

14 4. Attached as **Exhibit C** is a true and correct copy of the draft settlement agreement  
15 Class Counsel submitted to the Court on July 13, 2009.

16 5. Attached as **Exhibit D** is a true and correct copy of the amicus brief that Manatt,  
17 Phelps & Phillips submitted on behalf of Herb Adderley and James “Jim” Brown in the matter of  
18 *Keller v. Electronic Arts, Inc.*, Case No. CV-09-1967 CW (N.D. Cal. 2009).

19 I declare under penalty of perjury under the laws of the United States of America that the  
20 foregoing is true and correct to the best of my knowledge.

21 Signed this 5th day of November, 2009, at Palo Alto, California.

22 /s/ Ronald S. Katz  
23 Ronald S. Katz