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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

CIVIL ACTION NO. C07 0943 WHA

14 HERBERT ANTHONY ADDERLEY,
 15 on behalf of himself and all others
 16 similarly situated,

Plaintiff

vs.

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

Defendants.

**CLASS COUNSELS' FURTHER
 INTERIM REPORT
 REGARDING PAYMENTS TO
 THE GLA CLASS AND MOTION
 REGARDING IRREGULAR
 CLAIM FORMS**

1 Counsel for the GLA Class (“Class Counsel”) submit the following interim report
2 regarding payments to the GLA class and motion regarding irregular claim forms.

3 **I. REPORT OF ADDITIONAL CLAIM FORMS**

4 On Tuesday, October 12, 2010, this Court issued an Order (the “Final Order”) granting
5 Class Counsels’ October 5, 2010 motion for final approval with respect to payments to the GLA
6 Class. *See* Order Approving Final Round of Payments to the GLA Class, Docket No. 725.
7 Among other things, the Final Order authorized Class Counsel to “send final payments to each of
8 the Class Members who is entitled to a share of the Settlement Fund in the amount to which each
9 Class member is entitled, as detailed in Exhibit 5 to the Katz Declaration.”

10 In the course of acting on the Court’s authorization, Class Counsel discovered one Class
11 Member who should have been identified on Exhibit 5 to the Katz Declaration as having
12 returned a claim form and thus being entitled to funds, but who was incorrectly and inadvertently
13 not identified as such. *See* Declaration of Ronald S. Katz (“Katz Declaration”) ¶ 2.

14 Upon learning about this Class Member, Class Counsel contacted the Claims
15 Administrator to confirm that there were no other Class Members who were inadvertently
16 identified on Exhibit 5 to the Katz Declaration as not having returned a claim form. According
17 to the claims administrator, three additional Class Members had returned claim forms directly to
18 the Claims Administrator after the September 20, 2010 deadline for those 76 Class Members
19 with updated addresses to return third claim forms. Specifically, one of the claim forms was
20 returned on October 1, 2010, one on October 4, 2010 and one on October 6, 2010.

21 In its Final Order the Court stated that “*all* GLA class members for whom the claims
22 administrator currently has a valid claim form on file should be allowed to participate in the
23 settlement.” In compliance with that Order, Class Counsel will arrange to make payment for the
24 Class Member who was inadvertently excluded and the three additional Class Members who
25 submitted claim forms in October 2010 prior to the date of the Court’s Order. Attached as
26 **Exhibit 1** to the Katz Declaration is an updated spreadsheet, which shows how much each player
27

1 who has submitted a third claim form is expected to receive and which includes the four
2 additional class members.

3 **II. MOTION REGARDING IRREGULAR CLAIM FORMS**

4 In the course of working with the Claims Administrator on final payment issues, Class
5 Counsel learned that three separate players submitted claim forms to the Claims Administrator
6 even though they were not members of the GLA Class. Attached as **Exhibit 2** is a copy of these
7 claim forms. These players appear to have redacted the name of the player(s) who correctly
8 received the claim form and then added their own names in the “change of address” section.
9 They were identified because of the lack of a corresponding GLA Bates number. Pursuant to the
10 orders of the Court limiting payment to those with signed GLAs (*see, e.g.*, Order Granting
11 Motion for Final Approval of Settlement and Distribution Plan, Docket No. 670 and Order
12 Granting Motions to Dismiss, Docket No. 133), Class Counsel does not intend to pay these
13 players. Class Counsel hereby moves the court for an Order confirming that payment should not
14 be made. Defendants take no position on the relief requested.

15 **III. CONCLUSION**

16 Class Counsel respectfully request that the Court enter the order requested above.
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Dated: October 22, 2010

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Respectfully submitted,

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