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 National Collegiate Athletic Association

15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA  
 17 OAKLAND DIVISION

19 EDWARD C. O'BANNON, JR. on behalf  
 of himself and all others similarly situated,

21 Plaintiffs,

22 v.

23 NATIONAL COLLEGIATE ATHLETIC  
 ASSOCIATION (NCAA); ELECTRONIC  
 24 ARTS, INC.; and COLLEGIATE  
 LICENSING COMPANY,

25 Defendants.

Case No. 4:09-cv-3329 CW

**STIPULATION AND [PROPOSED]  
 ORDER REGARDING THE ADMISSION  
 OF EXHIBITS**

Judge: The Honorable Claudia Wilken  
 Courtroom: 2, 4th Floor

28 STIPULATION AND [PROPOSED] ORDER  
 REGARDING THE ADMISSION OF EXHIBITS  
 CASE NO. 09-CV-3329-CW

1           WHEREAS the parties have met and conferred regarding the admission certain trial  
2 exhibits used during trial or in designated witness depositions;

3           WHEREAS the parties have further met and conferred regarding naming conventions for  
4 certain trial exhibits:

5           **IT IS HEREBY STIPULATED AND AGREED THAT** the following materials shall be  
6 admitted into evidence:

- 7           1. DX 62;
- 8           2. DX 73;
- 9           3. DX 75;
- 10          4. DX 112;
- 11          5. DX 160;
- 12          6. DX 181;
- 13          7. PX 248;
- 14          8. PX 275;
- 15          9. PX 283;
- 16          10. DX 293;
- 17          11. DX 300;
- 18          12. DX 303;
- 19          13. DX 308;
- 20          14. DX 332;
- 21          15. DX 336;
- 22          16. DX 339;
- 23          17. DX 498;
- 24          18. DX 552;
- 25          19. DX 556;
- 26          20. DX 650;
- 27          21. DX 700, pages 31-34;
- 28          22. PX 702;

- 1 23. DX 719;
- 2 24. DX 735;
- 3 25. PX 781;
- 4 26. DX 938;
- 5 27. DX 1042;
- 6 28. DX 1047;
- 7 29. PX 2017, pages 22, 23, 25, 28-29, 35, and 55;
- 8 30. PX 2023;
- 9 31. PX 2057, page 1;
- 10 32. PX 2059, pages 1 and 2;
- 11 33. PX 2133;
- 12 34. PX 2151;
- 13 35. PX 2292, pages 1, 5-19, and 84;
- 14 36. PX 2296;
- 15 37. PX 2450-147;
- 16 38. PX 2459;
- 17 39. PX 2480, pages 3 and 13;
- 18 40. PX 2482, page 3;
- 19 41. PX 2492, page 1;
- 20 42. PX 2592, pages 1, 3-6, 8-9, 11, 16 and 19;
- 21 43. PX 2593;
- 22 44. PX 2584;
- 23 45. PX 2588;
- 24 46. DX 3004;
- 25 47. DX 3008;
- 26 48. DX 3028;
- 27 49. DX 3029;
- 28 50. DX 3069;

- 1 51. DX 3089;
- 2 52. DX 3308, pages 1-21, 23;
- 3 53. DX 3886;
- 4 54. DX 3134;
- 5 55. DX 3900;
- 6 56. DX 3919; and
- 7 57. DX 3962.

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9 **IT IS FURTHER STIPULATED AND AGREED THAT** the record be corrected to reflect the  
10 exhibit numbers of duplicate exhibits as follows:

- 11 1. DX 3240 shall be designated PX 2078;
- 12 2. DX 3335 shall be designated PX 2340; and
- 13 3. DX 3373 shall be designated PX 3369.

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15 **IT IS FURTHER STIPULATED AND AGREED THAT** the record be corrected to reflect the  
16 exhibit numbers of admitted demonstrative exhibits used during the testimony of Dr. Daniel  
17 Rascher and Dr. James Heckman as follows:

- 18 1. Rascher Demonstrative Exhibit 2A shall be designated as PX 2536;
- 19 2. Rascher Demonstrative Exhibit 4 shall be designated as PX 2544;
- 20 3. Rascher Demonstrative Exhibit 5 (also marked as Rascher\_Demo\_5A) shall be designated  
21 as PX 2545;
- 22 4. Rascher Demonstrative Exhibit 6A shall be designated as PX 2546;
- 23 5. Rascher Demonstrative Exhibit 6B shall be designated as PX 2547;
- 24 6. Rascher Demonstrative Exhibit 7 shall be designated as PX2548;
- 25 7. Rascher Demonstrative Exhibit 19 shall be designated as PX 2549;
- 26 8. Rascher Demonstrative Exhibit 25A shall be designated as PX 2550;
- 27 9. Rascher Demonstrative Exhibit 25B shall be designated as PX 2551;
- 28 10. Rascher Demonstrative Exhibit 26A shall be designated as PX 2552;

- 1 11. Rascher Demonstrative Exhibit 26B shall be designated as PX 2553;
- 2 12. Rascher Demonstrative Exhibit 27 shall be designated as PX 2554;
- 3 13. Rascher Demonstrative Exhibit 29A shall be designated as PX 2555;
- 4 14. Rascher Demonstrative Exhibit 29B shall be designated as PX 2556;
- 5 15. Rascher Demonstrative Exhibit 30 shall be designated as PX 2557;
- 6 16. Rascher Demonstrative Exhibit 31 shall be designated as PX 2558;
- 7 17. Rascher Demonstrative Exhibit 34 shall be designated as PX 2559;
- 8 18. Rascher Demonstrative Exhibit 36 shall be designated as PX 2560;
- 9 19. Rascher Demonstrative Exhibit 38 shall be designated as PX 256;
- 10 20. Heckman Demonstrative Slide 7 shall be designated as DX 4004;
- 11 21. Heckman Demonstrative Slide 9 shall be designated as DX 4005;
- 12 22. Heckman Demonstrative Slide 10 shall be designated as DX 4006;
- 13 23. Heckman Demonstrative Slide 11 shall be designated as DX 4007;
- 14 24. Heckman Demonstrative Slide 12 shall be designated as DX 4008;
- 15 25. Heckman Demonstrative Slide 13 shall be designated as DX 4009;
- 16 26. Heckman Demonstrative Slide 14 shall be designated as DX 4010;
- 17 27. Heckman Demonstrative Slide 15 shall be designated as DX 4011;
- 18 28. Heckman Demonstrative Slide 16 shall be designated as DX 4012; and
- 19 29. Heckman Demonstrative Slide 17 shall be designated as DX 4013.

21 Respectfully submitted,

22 HAUSFELD LLP

24 Dated: June 22, 2014

23 /s/ Swathi Bojedla

25 Swathi Bojedla  
26 Plaintiffs' Class Counsel with Principal  
27 Responsibility for the Antitrust Claims  
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Washington, DC 20006

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MUNGER, TOLLES & OLSON LLP

Dated: June 22, 2014

/s/ Jeslyn Miller  
Jeslyn Miller  
Attorneys for Defendant NCAA  
560 Mission Street, Twenty-Seventh Floor  
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**[PROPOSED] ORDER**

Pursuant to the stipulation of counsel, IT IS SO ORDERED.

Dated: \_\_\_\_\_

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The Honorable Claudia Wilken  
Chief District Judge

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**CERTIFICATE OF SERVICE**

I hereby certify that on June 22, 2014, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification to the e-mail addresses registered.

/s/ Swathi Bojedla  
Swathi Bojedla  
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