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17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**
 19 **OAKLAND DIVISION**

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

21 Plaintiff,

22 v.

23 NATIONAL COLLEGIATE ATHLETIC
 24 ASSOCIATION (a/k/a the "NCAA"), and
 25 COLLEGIATE LICENSING COMPANY,
 26 (a/k/a "CLC").

27 Defendants.

Case No. 3:09-cv-03329 CW

**DEFENDANTS' OPPOSITION TO
 PLAINTIFFS' JOINT MOTION TO
 EXTEND ALL DEADLINES PENDING
 DETERMINATION ON MOTION TO
 CONSOLIDATE ACTIONS**

Judge: Hon. Claudia Wilken

Date Complaint filed: July 21, 2009

1 Defendants National Collegiate Athletic Association and Collegiate Licensing Company
2 hereby oppose Plaintiff's Joint Motion to Extend All Deadlines Pending Determination on
3 Motion to Consolidate Actions, filed in this action on September 1, 2009. The bases for
4 Defendants' opposition to Plaintiff's request for an extension of all deadlines is set forth in the
5 Defendants' Opposition to Plaintiffs' Joint Motion to Extend All Deadlines Pending
6 Determination on Motion to Consolidate Actions, filed on September 4, 2009 in *Keller v.*
7 *Electronic Arts, Inc., et al.*, Case No. 4:09-CV-1967-CW.
8

9 Robert J. Wierenga, the filer of this Opposition, hereby attests that Peter M. Boyle concurs
10 in the filing of this Opposition.

11 **CONCLUSION**

12 Defendants respectfully request that Plaintiffs' Motion to Extend All Deadlines Pending
13 Determination on Motion to Consolidate be denied.
14

15
16 Dated: September 4, 2009

By: /s/ Robert J. Wierenga
Robert J. Wierenga (SBN 183687)
MILLER, CANFIELD PADDOCK AND STONE
Attorneys for Defendant NCAA

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19
20 Dated: September 4, 2009

By: /s/ Peter M. Boyle
Peter M. Boyle (*pro hac vice*)
KILPATRICK STOCKTON LLP
Attorneys for Defendant CLC

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CERTIFICATE OF SERVICE

I hereby certify that on September 4, 2009, 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 and I hereby certify that I have mailed the foregoing document via the U.S. Postal Service to the following non-CM/ECF participant:

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