

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

TOM BRADY, ET AL

CIVIL NO. 11-CV-639 (SRN/JJG)

Plaintiffs,

v.

NATIONAL FOOTBALL LEAGUE, ET
AL.**AMENDED JOINT MOTION OF
DEFENDANTS AND THE
ELLER PLAINTIFFS TO
RESCHEDULE THE HEARING
ON DEFENDANTS' MOTION
TO DISMISS**

Defendants.

The *Eller* Plaintiffs and NFL Defendants hereby jointly move to postpone by one month the hearing on Defendants' motion to dismiss the *Eller* Plaintiffs First Amended Class Action Complaint (Dkt. No. 137). The hearing is currently set for August 29, 2011 at 1:30 p.m. (Dkt. No. 139). The parties make this joint request to allow the NFL Defendants to focus on the continuing mediation ordered by the Court (Dkt. No. 56).

With the Court's guidance, the NFL Defendants previously scheduled a hearing date of August 29, 2011 at 1:30 p.m. for the NFL Defendants' motion to dismiss the *Eller* Plaintiffs' complaint. (Dkt No. 139).

At the Court's direction the parties have also been meeting from time to time since April 11, 2011, in an effort to resolve their disputes. The *Eller* Plaintiffs have also moved for leave to file a Second Amended Complaint.

Both the *Eller* Plaintiffs and the NFL Defendants agree that postponing by at least thirty days the hearing date for the NFL Defendants'

motion to dismiss will aid the continuing court-ordered discussions and preserve the resources of the Court and the parties. The parties therefore respectfully request the Court to allow the NFL Defendants to reschedule the hearing date and briefing schedule applicable to this motion by at least thirty days. Once the parties have settled a new hearing date, on or after September 8, 2011, Defendants will file an Amended Notice for Hearing.

Respectfully submitted,

Dated: July 19, 2011

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By: s/Daniel J. Connolly
Daniel J. Connolly, #197427
Aaron D. Van Oort, #315539
FAEGRE & BENSON LLP
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, MN 55402-3901
Telephone (612) 766-7806
Facsimile (612) 766-1600

By: s/ Mark J. Feinberg
Mark J. Feinberg (#28654)
Michael E. Jacobs (#0309552)
Shawn D. Stuckey (0388976)
ZELLE HOFFMANN VOELBEL
& MASON, LLP
500 Washington Ave. S., Ste. 4000
Minneapolis, MN 55415
Telephone (612) 339-2020
Facsimile (612) 336-9100

Attorneys for Defendants

Attorneys for Eller Plaintiffs