

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA**

John Frederick Dryer, James Lawrence Marshall, Joseph Michael Senser, Elvin Lamont Bethea, Dante Anthony Pastorini, and Edward Alvin White on behalf of themselves and all others similarly situated,  Plaintiffs,  v.  National Football League,  Defendant.	<b>CASE NO. 0:09-cv-02182-PAM-AJB</b>
Fred Barnett et al., on behalf of himself and all others similarly situated,  Plaintiffs,  v.  National Football League,  Defendant.	<b>CASE NO. 0:11-cv-1782-PAM-AJB</b>
Darrell Thompson et al., on behalf of himself and all others similarly situated,  Plaintiffs,  v.  National Football League,  Defendant.	<b>CASE NO. 0:11-cv-1900-PAM-AJB</b>

**ORDER APPOINTING INTERIM  
CO-LEAD COUNSEL IN RELATED CASES**

Pursuant to the Joint Stipulation of Plaintiffs John Frederick Dryer, James Lawrence Marshall, Joseph Michael Senser, Elvin Lamont Bethea, Dante Anthony Pastorini, and Edward Alvin White in Case No. 0:09-cv-02182-PAM-AJB; Fred Barnett

and Tracy Simien in Case No. 0:11-cv-1782-PAM-AJB; and Darrell Thompson in Case No. 0:11-cv-1900-PAM-AJB, IT IS HEREBY ORDERED:

**I. APPOINTMENT OF INTERIM CO-LEAD CLASS COUNSEL**

1. Pursuant to Federal Rule of Civil Procedure 23(g), the following law firms shall serve as Plaintiffs' Interim Co-Lead Class Counsel for the Plaintiffs and the proposed classes:

**HAUSFELD LLP**  
1700 K Street, NW  
Suite 650  
Washington, D.C. 20006  
Telephone: (202) 540-7200  
Facsimile: (202) 540-7201

**BOB STEIN LLC**  
10125 Crosstown Circle, #200  
Eden Prairie, MN 55344  
Telephone: (952) 829-1043  
Facsimile: (952) 829-1040

**ZIMMERMAN REED, PLLP**  
1100 IDS Center  
80 South 8th Street  
Minneapolis, MN 55402  
Telephone: (612) 341-0400  
Facsimile: (612) 341-0844

2. Plaintiffs' Interim Co-Lead Class Counsel shall have overall case management and litigation responsibility and shall assume and exercise the following powers and responsibilities in the most efficient manner that benefits the proposed class:

(a) To make all work assignments on behalf of Plaintiffs in such a manner as to promote the orderly and efficient conduct of this litigation and to avoid unnecessary duplication and expense;

(b) To supervise and monitor the activities of Plaintiffs' counsel and to implement procedures to ensure that unnecessary expenditures of time and funds by counsel are avoided;

(c) To determine and present in pleadings, motions, briefs, oral argument or such other fashion as may be appropriate to the Court and opposing parties, the position of the Plaintiffs as to all matters arising during all pretrial and trial proceedings;

(d) To conduct or coordinate discovery on behalf of Plaintiffs consistent with the requirements of the Federal Rules of Civil Procedure;

(e) To enter into stipulations with opposing counsel for the conduct of the litigation;

(f) To sign all papers filed or submitted on behalf of Plaintiffs;

(g) To conduct all pre-trial, trial and post-trial proceedings on behalf of Plaintiffs;

(h) To employ and consult with experts;

(i) To call and chair regular meetings of Plaintiffs' counsel;

(j) To conduct settlement negotiations with Defendant on behalf of Plaintiffs and to add such additional counsel as Plaintiffs' Interim Co-Lead Class Counsel may select;

(k) To otherwise coordinate the work of all Plaintiffs' counsel, and perform such other duties as the Plaintiffs' Interim Co-Lead Class Counsel deem necessary or as authorized by further order of the Court; and

(l) To recommend apportionment and allocation of fees and expenses subject to Court approval.

3. All Plaintiffs' counsel shall submit to Plaintiffs' Interim Co-Lead Class Counsel a record of the time expended to date in the form set forth by Plaintiffs' Interim Co-Lead Class Counsel on a monthly basis or on such other schedule as may be established, from time to time, by Plaintiffs' Interim Co-Lead Class Counsel. Plaintiffs' Interim Co-Lead Class Counsel will delegate specific tasks to other counsel in a manner to ensure that pretrial preparation for the plaintiffs is conducted effectively, efficiently, and economically.

4. Plaintiffs' Interim Co-Lead Class Counsel shall affect service on Plaintiffs by serving a copy on all other Plaintiffs' counsel by electronic mail, overnight mail, facsimile or hand delivery. The Court's Master Service List shall govern in all proceedings.

5. Plaintiffs' Interim Co-Lead Class Counsel shall be the contact between Plaintiffs' counsel and Defendant's counsel as well as the spokesperson for Plaintiffs' counsel and shall direct and coordinate the activities of Plaintiffs' counsel and shall also be responsible for communicating with the Court. Plaintiffs' Interim Co-Lead Class Counsel are designated as the contact persons from Plaintiffs' counsel and as the attorneys of record with whom the Court will be dealing throughout the course of this litigation. Plaintiffs' Interim Co-Lead Class Counsel shall be responsible for receiving and, as appropriate, distributing to other counsel Orders from the Court and documents from opposing counsel, and otherwise facilitating and expediting communications to the

Court. Service by the Defendant on Plaintiffs of any papers shall be deemed to be complete for all purposes when a copy is served on the Co-Lead Counsel.

6. The appointment of Plaintiffs' Interim Co-Lead Class Counsel shall not constitute a waiver by any party of any claims in or defenses to any of the actions.

**SO ORDERED THIS 13th DAY OF September, 2011.**

s/Arthur J. Boylan  
Arthur J. Boylan  
United States Chief Magistrate Judge