

General Docket
United States Court of Appeals for the Ninth Circuit

Court of Appeals Docket #: 14-16601 Nature of Suit: 3410 Antitrust Edward O'Bannon, Jr. v. NCAA, et al Appeal From: U.S. District Court for Northern California, Oakland Fee Status: Paid	Docketed: 08/21/2014 Termed: 09/30/2015
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Case Type Information:

- 1) civil
- 2) private
- 3) null

Originating Court Information:

District: 0971-4 : [4:09-cv-03329-CW](#)
Court Reporter: Joan Marie Columbini
Court Reporter: Raynee Mercado
Court Reporter: Diane E. Skillman, Official Court Reporter
Trial Judge: Claudia Wilken, Senior District Judge
Date Filed: 07/21/2009
Date Order/Judgment: 08/19/2014 **Date Order/Judgment EOD:** 08/19/2014 **Date NOA Filed:** 08/20/2014 **Date Rec'd COA:** 08/20/2014

Prior Cases:

10-15387	Date Filed: 02/22/2010	Date Disposed: 07/31/2013	Disposition: Affirmed - Opinion
14-71522	Date Filed: 05/30/2014	Date Disposed: 06/05/2014	Disposition: Denied - Judge Order
14-80060	Date Filed: 04/28/2014	Date Disposed: 05/13/2014	Disposition: Denied - Judge Order

Current Cases:

	Lead	Member	Start	End
Companion	15-16860	15-16861	09/18/2015	
Consolidated	14-16601	14-17068	10/27/2014	
Related	14-16601	15-16860	09/18/2015	
	14-16601	15-16861	09/18/2015	
	14-17068	15-16860	09/18/2015	
	14-17068	15-16861	09/18/2015	

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	Joel Buckman Direct: 202-637-5600 [COR NTC Retained] (see above)
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ABC INC., CBS Corporation, Discovery Communications, LLC, Fox Broadcasting Company, National Public Radio Inc., NBCUniversal Media LLC, The Reporter's Committee for Freedom of the Press and Turner Broadcasting System, INC Amicus Curiae,	Nathan E. Siegel Direct: 202-508-1100 [COR LD NTC Retained] (see above)
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EDWARD C. O'BANNON, Jr., On Behalf of Himself and All Others Similarly Situated,

Plaintiff - Appellee,

v.



















NATIONAL COLLEGIATE ATHLETIC ASSOCIATION, AKA The NCAA,

Defendant - Appellant,



















and



















ELECTRONIC ARTS, INC.; COLLEGIATE LICENSING COMPANY, AKA CLC,






















Defendants.




















08/21/2014	 1 16 pg, 608.15 KB	DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. SEND MQ: Yes. The schedule is set as follows: Mediation Questionnaire due on 08/28/2014. Transcript ordered by 09/19/2014. Transcript due 10/20/2014. Appellant National Collegiate Athletic Association opening brief due 11/28/2014. Appellee Edward C. O'Bannon Jr. answering brief due 12/29/2014. Appellant's optional reply brief is due 14 days after service of the answering brief. [9213482] (RT) [Entered: 08/21/2014 10:33 AM]
08/27/2014	 2 2 pg, 13.72 KB	Filed (ECF) notice of appearance of Daniel Stephen Volchok for Appellant NCAA. Date of service: 08/27/2014. [9220760] (DV) [Entered: 08/27/2014 10:37 AM]
08/27/2014	 3 2 pg, 412.16 KB	Filed (ECF) notice of appearance of Seth Paul Waxman for Appellant NCAA. Date of service: 08/27/2014. [9221025] (SPW) [Entered: 08/27/2014 12:51 PM]
08/28/2014	 4	Added attorney Seth P. Waxman for NCAA, in case 14-16601. [9222007] (SW) [Entered: 08/28/2014 08:33 AM]
08/28/2014	 5 21 pg, 204.58 KB	Filed (ECF) Appellant NCAA Mediation Questionnaire. Date of service: 08/28/2014. [9223428] (SPW) [Entered: 08/28/2014 06:45 PM]
09/05/2014	 6	Added attorney Daniel Volchok for NCAA, in case 14-16601. [9229610] (WWP) [Entered: 09/05/2014 09:33 AM]
09/19/2014	 7 7 pg, 21.29 KB	Filed (ECF) Appellant NCAA Joint Motion for miscellaneous relief [To revise briefing schedule and set oral-argument date.]. Date of service: 09/19/2014. [9246759] (SPW) [Entered: 09/19/2014 02:24 PM]
09/24/2014	 8 1 pg, 33.34 KB	Filed order (Appellate Commissioner): The parties' joint motion to revise the briefing schedule is granted. The request to set this appeal for oral argument is granted in part. The opening brief is due November 14, 2014. The answering brief is due January 21, 2015, and the optional reply brief is due February 11, 2015. Streamlined requests are prohibited and any motion for an extension of time pursuant to Ninth Circuit Rule 31-2.2(b) is disfavored. This appeal shall be calendared as soon as practicable. The parties are reminded that this appeal will be accorded hearing or submission priority under Ninth Circuit 34-3(3). (Pro Mo) [9251615] (OC) [Entered: 09/24/2014 10:08 AM]
10/27/2014	 9 2 pg, 33.9 KB	Filed clerk order (Deputy Clerk: LSC): The court sua sponte consolidates appeal Nos. 14-16601 and 14-17068. The appeals are now consolidated. The briefing schedule established on October 21, 2014 in appeal No. 14-17068 is vacated. The briefing schedule established on September 24, 2014 in appeal No. 14-16601 shall apply to these consolidated appeals. [9290798] [14-16601, 14-17068] (AF) [Entered: 10/27/2014 10:07 AM]
10/28/2014	 10 23 pg, 1.46 MB	Filed (ECF) Appellant NCAA Mediation Questionnaire. Date of service: 10/28/2014. [9293409] [14-17068] --[COURT UPDATE: Spread to case 14-16601. 10/28/2014 by TL] (DV) [Entered: 10/28/2014 03:34 PM]
10/29/2014	 11	Received notification from District Court re: payment of docket fee (for appeal: 14-17068) Amount Paid: USD 505.00. Date paid: 10/28/2014. [9295342] [14-17068, 14-16601] (RT) [Entered: 10/29/2014 05:15 PM]
11/03/2014	 12 2 pg, 96.01 KB	Filed Mediation order: This case is NOT SELECTED for inclusion in the Mediation Program. Counsel may contact circuit mediator to discuss services available through the court's mediation program, to request a settlement assessment conf, or to request a stay of the appeal for settlement purposes. Also, upon agreement of the parties, the brfing sch can be modified or vacated to facilitate settlement discussions. Csl are requested to send copies of this order to their clients. Info regarding the mediation program may be found at www.ca9.uscourts.gov/mediation. [9300120] [14-16601, 14-17068] (CL) [Entered: 11/03/2014 04:32 PM]
11/14/2014	 13 887 pg, 67.55 MB	Submitted (ECF) Opening Brief and excerpts of record for review. Submitted by Appellant NCAA in 14-16601, 14-17068. Date of service: 11/14/2014. [9314456] [14-16601, 14-17068] (SPW) [Entered: 11/14/2014 10:33 PM]
11/17/2014	 14 3 pg, 91.27 KB	Filed clerk order: The opening brief [13] submitted by NCAA is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: blue. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. The Court has reviewed the excerpts of record [13] submitted by NCAA. Within 7 days of this order, filer is ordered to file 4 copies of the excerpts in paper format, with a white cover. The paper copies must be in the format described in 9th Circuit Rule 30-1.6. [9315065] [14-16601, 14-17068] (WWP) [Entered: 11/17/2014 10:36 AM]
11/17/2014	 15 2 pg, 355.67 KB	Filed (ECF) notice of appearance of David M. Lehn for Appellant NCAA in 14-16601, 14-17068. Date of service: 11/17/2014. [9315434] [14-16601, 14-17068] (DL) [Entered: 11/17/2014 12:47 PM]
11/17/2014	 16	Added attorney David Lehn for NCAA in case 14-16601 and case 14-17068. [9315508] [14-16601, 14-17068] (KB) [Entered: 11/17/2014 01:19 PM]
11/21/2014	 17 25 pg, 187.4 KB	Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Antitrust Scholars. Date of service: 11/21/2014. [9321597] [14-16601, 14-17068] (JM) [Entered: 11/21/2014 08:27 AM]
11/21/2014	 18 2 pg, 403.74 KB	Filed (ECF) notice of appearance of Seth A. Rosenthal for Appellee Edward C. O'Bannon, Jr. in 14-16601, 14-17068. Date of service: 11/21/2014. [9322512] [14-16601, 14-17068] (SR) [Entered: 11/21/2014 02:04 PM]




- 11/21/2014 [19](#) Added attorney Seth Rosenthal for Edward C. O'Bannon Jr., in case 14-16601 and case 14-17068. [9322577] [14-16601, 14-17068] (KB) [Entered: 11/21/2014 02:30 PM]
- 11/21/2014 [20](#) Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by American Council on Education, Association of Governing Boards of Universities and Colleges, National Association of Independent Colleges and Universities. Date of service: 11/21/2014. [9322620] [14-16601, 14-17068] (MM) [Entered: 11/21/2014 02:44 PM]
32 pg, 134.67 KB
- 11/21/2014 [21](#) Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by A&E Television Networks, LLC, Discovery Communications, LLC, NBCUniversal Media, LLC, ABC, Inc., Fox Broadcasting Company, Reporters Committee for Freedom of the Press, CBS Corporation, National Public Radio, Inc. Turner Broadcasting System, Inc.. Date of service: 11/21/2014. [9322632] [14-16601, 14-17068] (NES) [Entered: 11/21/2014 02:48 PM]
43 pg, 146.51 KB
- 11/21/2014 [22](#) Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Law and Economics and Antitrust Scholars in Support of Appellant NCAA. Date of service: 11/21/2014. [9323124] [14-16601, 14-17068] (APG) [Entered: 11/21/2014 08:16 PM]
47 pg, 256.73 KB
- 11/21/2014 [23](#) Filed Appellant NCAA in 14-16601 paper copies of excerpts of record [\[13\]](#) in 3 volume(s). [9323348] [14-16601, 14-17068] (WWP) [Entered: 11/24/2014 08:24 AM]
- 11/21/2014 [24](#) Received 7 paper copies of Opening brief [\[13\]](#) filed by NCAA. [9323656] [14-16601, 14-17068] (SD) [Entered: 11/24/2014 09:37 AM]
- 11/24/2014 [25](#) Entered appearance of Amici Curiae American Council on Education and Association of Governing Boards of Universities and Colleges and National Association of Independent Colleges and Universities and Amici Curiae American Council on Education and Association of Governing Boards of Universities and Colleges and National Association of Independent Colleges and Universities. [9324216] [14-16601, 14-17068] (WWP) [Entered: 11/24/2014 11:46 AM]
- 11/24/2014 [26](#) Filed clerk order: The amicus brief [\[20\]](#) submitted by ACE and Association of Governing Boards of Universities and Colleges and National Association of Independent Colleges and Universities is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9324224] [14-16601, 14-17068] (WWP) [Entered: 11/24/2014 11:48 AM]
3 pg, 91.1 KB
- 11/24/2014 [27](#) Entered appearance of Amici Curiae A&E Television Networks, LLC and ABC Inc. CBS CORPORATION, DISCOVERY COMMUNICATIONS, LLC, FOX BROADCASTING COMPANY, NATIONAL PUBLIC RADIO, INC., NBCUNIVERSAL MEDIA, LLC, THE REPORTER'S COMMITTEE FOR FREEDOM OF THE PRESS AND TURNER BROADCASTING SYSTEM, INC.[9324288] [14-16601, 14-17068] (WWP) [Entered: 11/24/2014 12:03 PM]
- 11/24/2014 [28](#) Filed clerk order: The amicus brief [\[21\]](#) submitted by A&E Television Networks, LLC and ABC Inc. et al., is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9324293] [14-16601, 14-17068] (WWP) [Entered: 11/24/2014 12:04 PM]
3 pg, 91.42 KB
- 11/24/2014 [29](#) Entered appearance of Amicus Curiae Law and Economics and Antitrust Scholars. [9324428] [14-16601, 14-17068] (WWP) [Entered: 11/24/2014 01:11 PM]
- 11/24/2014 [30](#) Filed clerk order: The amicus brief [\[22\]](#) submitted by Law and Economics and Antitrust Scholars is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9324434] [14-16601, 14-17068] (WWP) [Entered: 11/24/2014 01:13 PM]
3 pg, 90.97 KB
- 11/25/2014 [31](#) Filed (ECF) notice of appearance of William L. Monts III for Amici Curiae ACE and Association of Governing Boards of Universities and Colleges and National Association of Independent Colleges and Universities in 14-16601, 14-17068. Date of service: 11/25/2014. [9325603] [14-16601, 14-17068] (WLM) [Entered: 11/25/2014 09:11 AM]
2 pg, 75.87 KB
- 11/25/2014 [32](#) Entered appearance of Amicus Curiae Antitrust Scholars. [9325716] [14-16601, 14-17068] (WWP) [Entered: 11/25/2014 09:35 AM]
- 11/25/2014 [33](#) Filed clerk order: The amicus brief [\[17\]](#) submitted by Antitrust Scholars is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9325718] [14-16601, 14-17068] (WWP) [Entered: 11/25/2014 09:39 AM]
3 pg, 90.94 KB
- 11/25/2014 [34](#) Added attorney William Leitzsey Monts III for ACE and Association of Governing Boards of Universities and Colleges and National Association of Independent Colleges and Universities, in case 14-16601 and case 14-17068. [9326132] [14-16601, 14-17068] (KB) [Entered: 11/25/2014 11:58 AM]

- 11/25/2014  [35](#)
2 pg, 75.39 KB Filed (ECF) notice of appearance of Joel D. Buckman for Amici Curiae ACE and Association of Governing Boards of Universities and Colleges and National Association of Independent Colleges and Universities in 14-16601, 14-17068. Date of service: 11/25/2014. [9326213] [14-16601, 14-17068] (JB) [Entered: 11/25/2014 12:18 PM]
- 11/25/2014  36 Added attorney Joel Buckman for Association of Governing Boards of Universities and Colleges and National Association of Independent Colleges and Universities ACE, in case 14-16601 Joel Buckman for Association of Governing Boards of Universities and Colleges and National Association of Independent Colleges and Universities ACE, in case 14-17068. [9326553] [14-16601, 14-17068] (EL) [Entered: 11/25/2014 02:20 PM]
- 11/25/2014  [37](#)
2 pg, 28.08 KB Filed (ECF) notice of appearance of Jonathan S. Massey for Appellee Edward C. O'Bannon, Jr.. Date of service: 11/25/2014. [9326847] [14-16601] --[COURT UPDATE: Spread to case 14-17068. 11/25/2014 by TL] (JSM) [Entered: 11/25/2014 03:23 PM]
- 11/25/2014  38 Added attorney Jonathan Massey for Edward C. O'Bannon Jr., in case 14-16601 and case 14-17068. [9327108] [14-16601, 14-17068] (KB) [Entered: 11/25/2014 04:06 PM]
- 11/26/2014  39 Received 7 paper copies of Amicus brief [\[21\]](#) filed by A&E Television Networks, LLC, et al. [9328403] [14-16601, 14-17068] (SD) [Entered: 11/26/2014 01:20 PM]
- 11/26/2014  40 Received 7 paper copies of Amicus brief [\[20\]](#) filed by ACE, et al. [9328414] [14-16601, 14-17068] (SD) [Entered: 11/26/2014 01:24 PM]
- 11/28/2014  41 Received 7 paper copies of Amicus brief [\[17\]](#) filed by Antitrust Scholars. [9329627] [14-16601, 14-17068] (SD) [Entered: 11/28/2014 01:13 PM]
- 12/01/2014  42 Received 7 paper copies of Amicus brief [\[22\]](#) filed by Law and Economics and Antitrust Scholars. [9331359] [14-16601, 14-17068] (SD) [Entered: 12/01/2014 01:33 PM]
- 01/21/2015  [43](#)
851 pg, 49.15 MB Submitted (ECF) Answering Brief and supplemental excerpts of record for review. Submitted by Appellee Edward C. O'Bannon, Jr. in 14-16601, 14-17068. Date of service: 01/21/2015. [9389970] [14-16601, 14-17068] --[COURT UPDATE: Attached corrected brief. 01/21/2015 by TL] (MPL) [Entered: 01/21/2015 01:12 PM]
- 01/21/2015  [44](#)
3 pg, 191.9 KB Filed clerk order: The answering brief [\[43\]](#) submitted by Edward C. O'Bannon, Jr. is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: red. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. The Court has reviewed the supplemental excerpts of record [\[43\]](#) submitted by Edward C. O'Bannon, Jr. in 14-16601. Within 7 days of this order, filer is ordered to file 4 copies of the excerpts in paper format, with a white cover. The paper copies must be in the format described in 9th Circuit Rule 30-1.6. [9390318] [14-16601, 14-17068] (WWP) [Entered: 01/21/2015 02:49 PM]
- 01/22/2015  [45](#)
2 pg, 33.67 KB Filed clerk order (Deputy Clerk: AF): The panel for related case CA# 10-15387 has assumed jurisdiction of this appeal.. Oral argument, if any, will be set in due course. [9392870] [14-16601, 14-17068] (AF) [Entered: 01/22/2015 05:05 PM]
- 01/23/2015  46 Received 7 paper copies of Answering brief [\[43\]](#) filed by Edward C. O'Bannon, Jr.(sent to panel) [9393944] [14-16601, 14-17068] (SD) [Entered: 01/23/2015 01:41 PM]
- 01/23/2015  47 Filed Appellee Edward C. O'Bannon, Jr. in 14-16601 paper copies of excerpts of record [\[43\]](#) in 4 volume(s). (sent to panel) [9395653] [14-16601, 14-17068] (WWP) [Entered: 01/26/2015 01:04 PM]
- 01/26/2015  [48](#)
2 pg, 34.72 KB Filed order (SIDNEY R. THOMAS, JAY S. BYBEE and GORDON J. QUIST): Oral argument in this case is scheduled for Tuesday, March 17, 2015, at 1:00 pm, in San Francisco. Each side shall be allotted 30 minutes for oral argument. [9396148] [14-16601, 14-17068] (AF) [Entered: 01/26/2015 03:28 PM]
- 01/26/2015  49 Notice of Oral Argument on Tuesday, March 17, 2015 - 1:00 P.M. - Courtroom 1 - James R Browning US Ctse, 95 7th St, San Francisco CA.
- View the Oral Argument Calendar for your case [here](#).
- When you have reviewed the calendar, download the [ACKNOWLEDGMENT OF HEARING NOTICE form](#), complete the form, and file it via Appellate ECF or return the completed form to: SAN FRANCISCO Office. [9396542] [14-16601, 14-17068] (AW) [Entered: 01/26/2015 05:33 PM]
- 01/26/2015  [50](#)
1 pg, 78.48 KB Filed (ECF) Acknowledgment of hearing notice. Location: San Francisco. Filed by Attorney Mr. Seth P. Waxman for Appellant NCAA in 14-16601, 14-17068. [9396557] [14-16601, 14-17068] (SPW) [Entered: 01/26/2015 05:54 PM]
- 01/27/2015  [51](#)
34 pg, 666.37 KB Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Brief of Amici Curiae Economists and Professors of Sports Management in Support of Plaintiffs-Appellees and in Support of Affirmance. Date of service: 01/27/2015. [9398611] [14-16601, 14-17068] (SNW) [Entered: 01/27/2015 05:43 PM]
- 01/28/2015  [52](#)
1 pg, 19.26 KB Filed (ECF) Acknowledgment of hearing notice. Location: San Francisco. Filed by Attorney Michael D. Hausfeld for Appellee Edward C. O'Bannon, Jr. in 14-16601, 14-17068. [9398682] [14-16601, 14-17068] (MDH) [Entered: 01/28/2015 06:54 AM]

- 01/28/2015  [53](#) Entered appearance of Amicus Curiae Economists and Professors of Sports Management. [9398757] [14-16601, 14-17068] (WWP) [Entered: 01/28/2015 08:12 AM]
- 01/28/2015  [54](#) Filed clerk order: The amicus brief [\[51\]](#) submitted by Economists and Professors of Sports Management in 3 pg, 191.43 KB 14-16601 is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9398770] [14-16601, 14-17068] (WWP) [Entered: 01/28/2015 08:24 AM]
- 01/28/2015  [55](#) Submitted (ECF) Amicus brief for review and filed Motion to become amicus curiae. Submitted by Martin Jenkins, Nigel Hayes, and Alec James. Date of service: 01/28/2015. [9399099] [14-16601, 14-17068] (JLK) 43 pg, 139.42 KB [Entered: 01/28/2015 10:13 AM]
- 01/28/2015  [56](#) Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Andrew A. Oliver. Date of service: 01/28/2015. [9399522] [14-16601, 14-17068] (RGJ) [Entered: 01/28/2015 12:35 PM] 41 pg, 369.98 KB
- 01/28/2015  [57](#) Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Sport Management Professors as Amici Curiae in Support of Plaintiff-Appellee. Date of service: 01/28/2015. [9399909] [14-16601, 14-17068] (JDS) [Entered: 01/28/2015 02:42 PM] 35 pg, 111.62 KB
- 01/28/2015  [58](#) Entered appearance of Amicus Curiae - Pending Martin Jenkins, Nigel Hayes and Alec James. [9400006] [14-16601, 14-17068] (WWP) [Entered: 01/28/2015 03:22 PM]
- 01/28/2015  [59](#) Filed (ECF) Appellant NCAA in 14-16601, 14-17068 response opposing motion (motion to become amicus). Date of service: 01/28/2015. [9400017] [14-16601, 14-17068] (SPW) [Entered: 01/28/2015 03:27 PM] 7 pg, 32.01 KB
- 01/28/2015  [60](#) Entered appearance of Amicus Curiae Andrew A. Oliver. [9400024] [14-16601, 14-17068] (WWP) [Entered: 01/28/2015 03:29 PM]
- 01/28/2015  [61](#) Filed clerk order: The amicus brief [\[56\]](#) submitted by Andrew A. Oliver is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9400038] [14-16601, 14-17068] (WWP) [Entered: 01/28/2015 03:32 PM] 3 pg, 191.39 KB
- 01/28/2015  [62](#) Entered appearance of Amicus Curiae Sport Management Professors. [9400059] [14-16601, 14-17068] (WWP) [Entered: 01/28/2015 03:40 PM]
- 01/28/2015  [63](#) Filed clerk order: The amicus brief [\[57\]](#) submitted by Sport Management Professors is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9400067] [14-16601, 14-17068] (WWP) [Entered: 01/28/2015 03:41 PM] 3 pg, 191.4 KB
- 01/28/2015  [64](#) Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Intellectual Property and First Amendment Scholars in Support of Appellee Edward O'Bannon, Jr. Urging Affirmance. Date of service: 01/28/2015. [9400323] [14-16601, 14-17068] (EAY) [Entered: 01/28/2015 05:15 PM] 36 pg, 82.37 KB
- 01/28/2015  [65](#) Submitted (ECF) Amicus brief for review and filed Motion to become amicus curiae. Submitted by The Alston Kindler Group. Date of service: 01/28/2015. [9400338] [14-16601, 14-17068] (SB) [Entered: 01/28/2015 05:56 PM] 34 pg, 104.35 KB
- 01/28/2015  [66](#) Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Twenty-Six Scholars of Antitrust and Sports Law in Support of Appellees. Date of service: 01/28/2015. [9400343] [14-16601, 14-17068] --[COURT UPDATE: Attached corrected brief and updated docket text to reflect correct parties. 01/30/2015 by TL] (DM) [Entered: 01/28/2015 06:07 PM] 39 pg, 167.87 KB
- 01/28/2015  [67](#) Filed (ECF) notice of appearance of Richard G. Johnson for Amicus Curiae Andrew A. Oliver in 14-16601. Date of service: 01/28/2015. [9400357] [14-16601, 14-17068] (RGJ) [Entered: 01/28/2015 06:52 PM] 2 pg, 189.57 KB
- 01/28/2015  [68](#) Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Screen Actors Guild - American Federation of Television & Radio Artists and Luminary Group LLC. Date of service: 01/28/2015. [9400372] [14-16601, 14-17068] (DWC) [Entered: 01/28/2015 10:10 PM] 30 pg, 382.55 KB
- 01/29/2015  [69](#) Entered appearance of Amicus Curiae Intellectual Property and Frist Amendment Scholars. [9400454] [14-16601, 14-17068] (WWP) [Entered: 01/29/2015 08:17 AM]
- 01/29/2015  [70](#) Filed clerk order: The amicus brief [\[64\]](#) submitted by Intellectual Property and Frist Amendment Scholars is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9400456] [14-16601, 14-17068] (WWP) [Entered: 01/29/2015 08:18 AM] 3 pg, 191.43 KB

- 01/29/2015  [71](#) Filed (ECF) Appellant NCAA in 14-16601, 14-17068 response opposing motion (motion to become amicus). Date of service: 01/29/2015. [9400459] [14-16601, 14-17068] (SPW) [Entered: 01/29/2015 08:21 AM]
7 pg, 32.29 KB
- 01/29/2015  [72](#) Added attorney Richard Gibbs Johnson for Andrew A. Oliver, in case 14-17068 and case 14-16601. [9400568] [14-16601, 14-17068] (KB) [Entered: 01/29/2015 09:21 AM]
- 01/29/2015  [73](#) Entered appearance of Amicus Curiae - Pending Alston Alston Kinder Group. [9400699] [14-16601, 14-17068] (WWP) [Entered: 01/29/2015 09:58 AM]
- 01/29/2015  [74](#) Entered appearance of Amicus Curiae Screen Actors Guild-American Federation of Television and Radio Artists and Radio Artists and Luminary Group LLC. [9400912] [14-16601, 14-17068] (WWP) [Entered: 01/29/2015 11:00 AM]
- 01/29/2015  [75](#) Filed clerk order: The amicus brief [\[68\]](#) submitted by Screen Actors Guild-American Federation of Television and Radio Artists is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9400919] [14-16601, 14-17068] (WWP) [Entered: 01/29/2015 11:02 AM]
3 pg, 191.46 KB
- 01/30/2015  [76](#) Entered appearance of Amicus Curiae Twenty-Six Scholars of Antitrust and Sports Law. [9402810] [14-16601, 14-17068] (WWP) [Entered: 01/30/2015 11:20 AM]
- 01/30/2015  [77](#) Filed clerk order: The amicus brief [\[66\]](#) submitted by Twenty-Six Scholars of Antitrust and Sports Law is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9402816] [14-16601, 14-17068] (WWP) [Entered: 01/30/2015 11:22 AM]
3 pg, 191.44 KB
- 01/30/2015  [78](#) Filed (ECF) Amicus Curiae - Pending Alston Alston Kinder Group in 14-16601, 14-17068 reply to response (). Date of service: 01/30/2015. [9402927] [14-16601, 14-17068] (SB) [Entered: 01/30/2015 11:57 AM]
15 pg, 46.7 KB
- 01/30/2015  [79](#) Filed (ECF) Amicus Curiae - Pending Martin Jenkins in 14-16601 reply to response (motion to become amicus). Date of service: 01/30/2015. [9403048] [14-16601, 14-17068] (JLK) [Entered: 01/30/2015 01:11 PM]
9 pg, 35.03 KB
- 01/30/2015  [80](#) Received 7 paper copies of Amicus brief [\[57\]](#) filed by Sport Management Professors. (sent to panel) [9403059] [14-16601, 14-17068] (SD) [Entered: 01/30/2015 01:16 PM]
- 01/30/2015  [81](#) Received 7 paper copies of Amicus brief [\[51\]](#) filed by Economists and Professors of Sports Management. (sent to panel) [9404402] [14-16601, 14-17068] (SD) [Entered: 02/02/2015 09:58 AM]
- 02/02/2015  [82](#) Received 7 paper copies of Amicus brief [\[56\]](#) filed by Andrew A. Oliver. (sent to panel) [9404426] [14-16601, 14-17068] (SD) [Entered: 02/02/2015 10:05 AM]
- 02/03/2015  [83](#) Received 7 paper copies of Amicus brief [\[68\]](#) filed by Screen Actors Guild-American Federation of Television and Radio Artists. (sent to panel) [9407359] [14-16601, 14-17068] (SD) [Entered: 02/03/2015 02:15 PM]
- 02/04/2015  [84](#) Received 7 paper copies of Amicus brief [\[64\]](#) filed by Intellectual Property and Frist Amendment Scholars (sent to panel) [9408549] [14-16601, 14-17068] (SD) [Entered: 02/04/2015 10:48 AM]
- 02/05/2015  [85](#) Filed (ECF) notice of appearance of Steffen Johnson for Amicus Curiae - Pending Martin Jenkins in 14-16601. Date of service: 02/05/2015. [9409976] [14-16601, 14-17068] (SNJ) [Entered: 02/05/2015 08:13 AM]
2 pg, 77.89 KB
- 02/05/2015  [86](#) Added attorney Steffen Nathanael Johnson for Martin Jenkins, in case 14-17068 and case 14-16601. [9410048] [14-16601, 14-17068] (KB) [Entered: 02/05/2015 08:52 AM]
- 02/06/2015  [87](#) Filed (ECF) notice of appearance of Jon T. King for Amicus Curiae - Pending Alston Alston Kinder Group in 14-16601, 14-17068. Date of service: 02/06/2015. [9412265] [14-16601, 14-17068] (JTK) [Entered: 02/06/2015 12:05 PM]
2 pg, 30.63 KB
- 02/06/2015  [88](#) Filed (ECF) notice of appearance of Steve W. Berman for Amicus Curiae - Pending Alston Alston Kinder Group in 14-16601, 14-17068. Date of service: 02/06/2015. [9412282] [14-16601, 14-17068] (SB) [Entered: 02/06/2015 12:12 PM]
2 pg, 30.66 KB
- 02/06/2015  [89](#) Added attorneys Jon T. King and Steve Berman for Alston Alston Kinder Group in case 14-17068 and case 14-16601. [9412434] [14-16601, 14-17068] (KB) [Entered: 02/06/2015 01:31 PM]
- 02/09/2015  [90](#) Filed (ECF) Amicus Curiae Andrew A. Oliver citation of supplemental authorities. Date of service: 02/09/2015. [9415249] [14-16601] --[COURT UPDATE: Spread to case 14-17068. 02/09/2015 by TL] (RGJ) [Entered: 02/09/2015 04:36 PM]
6 pg, 120.59 KB
- 02/11/2015  [91](#) Filed order (SIDNEY R. THOMAS, JAY S. BYBEE and GORDON J. QUIST) The opposed motions of the Alston Kinder Group and of Martin Jenkins, Nigel Hayes, and Alec James for leave to file amicus curiae briefs, dated January 28, 2015, are both GRANTED. [9417461] [14-16601, 14-17068] (OC) [Entered: 02/11/2015 09:43 AM]
2 pg, 41.7 KB

- 02/11/2015  [92](#) Filed clerk order: The amicus brief [\[65\]](#) submitted by Alston Alston Kinder Group is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9417992] [14-16601, 14-17068] (WWP) [Entered: 02/11/2015 01:28 PM]
3 pg, 191.4 KB
- 02/11/2015  [93](#) Filed clerk order: The amicus brief [\[55\]](#) submitted by Martin Jenkins et al., is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [9418016] [14-16601, 14-17068] (WWP) [Entered: 02/11/2015 01:33 PM]
3 pg, 191.38 KB
- 02/11/2015  [94](#) Submitted (ECF) Reply Brief and further excerpts of record for review. Submitted by Appellant NCAA in 14-16601, 14-17068. Date of service: 02/11/2015. [9418760] [14-16601, 14-17068] (SPW) [Entered: 02/11/2015 05:46 PM]
141 pg, 2.53 MB
- 02/12/2015  [95](#) Filed clerk order: The reply brief [\[94\]](#) submitted by NCAA is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: red. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. The Court has reviewed the further excerpts of record [\[94\]](#) submitted by NCAA in 14-16601. Within 7 days of this order, filer is ordered to file 4 copies of the excerpts in paper format, with a white cover. The paper copies must be in the format described in 9th Circuit Rule 30-1.6. [9418825] [14-16601, 14-17068] (WWP) [Entered: 02/12/2015 07:25 AM]
3 pg, 191.83 KB
- 02/13/2015  96 Received 7 paper copies of Reply brief [\[94\]](#) filed by NCAA. (sent to panel) [9420961] [14-16601, 14-17068] (SD) [Entered: 02/13/2015 11:00 AM]
- 02/13/2015  [97](#) Filed (ECF) Amicus Curiae Andrew A. Oliver in 14-16601 citation of supplemental authorities. Date of service: 02/13/2015. [9421202] [14-16601, 14-17068] (RGJ) [Entered: 02/13/2015 12:05 PM]
5 pg, 109.74 KB
- 02/13/2015  [98](#) Filed (ECF) Errata to Amicus brief [\[93\]](#) Order, [\[55\]](#) Brief Submitted for Review (ECF Filing), [\[55\]](#) Motion (ECF Filing), [\[55\]](#) Motion (ECF Filing) motion to become amicus. Filed by Amicus Curiae Martin Jenkins in 14-16601. Date of service: 02/13/2015. [9421415] [14-16601, 14-17068] (JLK) [Entered: 02/13/2015 01:42 PM]
3 pg, 72.06 KB
- 02/13/2015  100 Filed Appellant NCAA in 14-16601 paper copies of further excerpts of record in 1 volume(s). (sent to panel) [9422510] [14-16601, 14-17068] (WWP) [Entered: 02/17/2015 10:01 AM]
- 02/17/2015  [99](#) Filed (ECF) Appellant NCAA in 14-16601, 14-17068 citation of supplemental authorities. Date of service: 02/17/2015. [9422290] [14-16601, 14-17068] (SPW) [Entered: 02/17/2015 08:58 AM]
3 pg, 40.76 KB
- 02/17/2015  101 Received 7 paper copies of Amicus brief [\[55\]](#) filed by Martin Jenkins et al. (sent to panel). [9422662] [14-16601, 14-17068] (DB) [Entered: 02/17/2015 10:55 AM]
- 02/17/2015  102 Received 7 paper copies of Amicus brief [\[65\]](#) filed by Alston Alston Kinder Group (sent to panel). [9423694] [14-16601, 14-17068] (DB) [Entered: 02/17/2015 04:41 PM]
- 03/17/2015  [103](#) Filed clerk order (Deputy Clerk: PA):Thomson Reuters applied to video/audio record for later broadcast, the cases captioned above, scheduled to be heard in San Francisco, California, on Tuesday March 17, 2015 at 1:00 p.m. Thomson Reuters' request to video/audio record for later broadcast is GRANTED. [9459773] [14-16601, 14-17068] (PA) [Entered: 03/17/2015 08:42 AM]
2 pg, 46.64 KB
- 03/17/2015  104 ARGUED AND SUBMITTED TO SIDNEY R. THOMAS, JAY S. BYBEE and GORDON J. QUIST. [9460994] [14-16601, 14-17068] (BY) [Entered: 03/17/2015 02:57 PM]
- 03/23/2015  [105](#) Filed (ECF) notice of appearance of Bonny E. Sweeney for Appellee Edward C. O'Bannon, Jr. in 14-16601, 14-17068. Date of service: 03/23/2015. [9468179] [14-16601, 14-17068] (BES) [Entered: 03/23/2015 03:23 PM]
2 pg, 76.48 KB
- 03/23/2015  106 Added attorney Bonny E. Sweeney for Edward C. O'Bannon Jr., in case 14-17068 Bonny E. Sweeney for Edward C. O'Bannon Jr., in case 14-16601. [9468200] [14-16601, 14-17068] (KB) [Entered: 03/23/2015 03:27 PM]
- 04/27/2015  [107](#) Filed (ECF) Amicus Curiae Andrew A. Oliver in 14-16601, 14-17068 citation of supplemental authorities. Date of service: 04/27/2015. [9516523] [14-16601, 14-17068] (RGJ) [Entered: 04/27/2015 07:30 PM]
4 pg, 97.24 KB
- 07/17/2015  [108](#) Filed (ECF) Appellant NCAA in 14-16601, 14-17068 Motion to stay lower court action. Date of service: 07/17/2015. [9614571] [14-16601, 14-17068] (SPW) [Entered: 07/17/2015 05:43 PM]
14 pg, 44.03 KB
- 07/27/2015  [109](#) Filed (ECF) Appellee Edward C. O'Bannon, Jr. in 14-16601, 14-17068 response opposing motion (motion to stay lower court action). Date of service: 07/27/2015. [9623606] [14-16601, 14-17068] (MPL) [Entered: 07/27/2015 02:37 PM]
20 pg, 487.5 KB
- 07/28/2015  [110](#) Filed (ECF) Appellant NCAA in 14-16601, 14-17068 reply to response (). Date of service: 07/28/2015. [9626129] [14-16601, 14-17068] (SPW) [Entered: 07/28/2015 06:13 PM]
13 pg, 54.1 KB

07/31/2015	 111 2 pg, 35.47 KB	Filed order (SIDNEY R. THOMAS, JAY S. BYBEE and GORDON J. QUIST): Without expressing a view as to either party's likelihood of success on the merits, the court grants a stay of the district court's injunction in this case, dated August 8, 2014, to preserve the status quo until this court's mandate has issued. [9630005] [14-16601, 14-17068] (AF) [Entered: 07/31/2015 09:57 AM]
09/30/2015	 112 78 pg, 450.59 KB	FILED OPINION (SIDNEY R. THOMAS, JAY S. BYBEE and GORDON J. QUIST) AFFIRMED IN PART; VACATED IN PART. THE PARTIES SHALL BEAR THEIR OWN COSTS ON APPEAL Judge: SRT Concurring & dissenting, Judge: JSB Authoring, FILED AND ENTERED JUDGMENT. [9701261] [14-16601, 14-17068] (RP) [Entered: 09/30/2015 06:46 AM]
10/14/2015	 113 100 pg, 1.15 MB	Filed (ECF) Appellee Edward C. O'Bannon, Jr. in 14-17068, 14-16601 petition for rehearing en banc (from 09/30/2015 opinion). Date of service: 10/14/2015. [9718331] [14-17068, 14-16601] (MDH) [Entered: 10/14/2015 03:16 PM]

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