

IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW

GEORGE SCOTT PATERNO,
as duly appointed representative of the
ESTATE and FAMILY of JOSEPH PATERNO;

 RYAN McCOMBIE, ANTHONY LUBRANO, AL
CLEMENS, and ADAM TALIAFERRO, members of the
Board of Trustees of Pennsylvania State University;
 PETER BORDI, TERRY ENGELDER,
SPENCER NILES, and JOHN O'DONNELL,
members of the faculty of Pennsylvania State University;
 WILLIAM KENNEY and JOSEPH V. ("JAY") PATERNO,
former football coaches at Pennsylvania State University;
and
 ANTHONY ADAMS, GERALD CADOGAN,
SHAMAR FINNEY, JUSTIN KURPEIKIS,
RICHARD GRDNER, JOSH GAINES, PATRICK MAUTI,
ANWAR PHILLIPS, and MICHAEL ROBINSON,
former football players of Pennsylvania State University,
 Plaintiffs,
 v.
 NATIONAL COLLEGIATE ATHLETIC ASSOCIATION
("NCAA"),
 MARK EMMERT, individually and as President of the
NCAA, and
 EDWARD RAY, individually and as former Chairman of
the Executive committee of the NCAA,
 Defendants,
 and
 THE PENNSYLVANIA STATE UNIVERSITY,
 Nominal Defendant.

) **Docket No.:** 2013-2082
)
) **Type of Case:**
) Declaratory Judgment Injunction
) Breach of Contract
) Tortious Interference with
) Contract
) Defamation
) Commercial Disparagement
) Conspiracy
) **Type of Pleading:**
) Notice of Filing of Amended
) Memorandum
) **Filed on Behalf of:**
)
) National Collegiate Athletic
) Association, Mark Emmert,
) Edward Ray
) **Counsel of Record for this
) Party:**
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 2014 APR 11 PM 3:47
 EBRA C. JIMEL
 PROTHONOTARY
 CENTRE COUNTY, PA

IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA

GEORGE SCOTT PATERNO, as duly appointed representative of the ESTATE and FAMILY of JOSEPH PATERNO;

RYAN MCCOMBIE, ANTHONY LUBRANO, AL CLEMENS, and ADAM TALIAFERRO, members of the Board of Trustees of Pennsylvania State University;

PETER BORDI, TERRY ENGELDER, SPENCER NILES, and JOHN O'DONNELL, members of the faculty of Pennsylvania State University;

WILLIAM KENNEY and JOSEPH V. ("JAY") PATERNO, former football coaches at Pennsylvania State University; and

ANTHONY ADAMS, GERALD CADOGAN, SHAMAR FINNEY, JUSTIN KURPEIKIS, RICHARD GARDNER, JOSH GAINES, PATRICK MAUTI, ANWAR PHILLIPS, and MICHAEL ROBINSON, former football players of Pennsylvania State University,

Plaintiffs,

v.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION ("NCAA"), MARK EMMERT, individually and as President of the NCAA, and EDWARD RAY, individually and as former Chairman of the Executive Committee of the NCAA,

Defendants,

and

THE PENNSYLVANIA STATE UNIVERSITY,

Nominal Defendant.

Civil Division

Docket No. 2013-2082

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DEBRA C. JIMMEL
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CENTRE COUNTY, PA

NOTICE OF FILING OF AMENDED MEMORANDUM

1. On Monday, March 17, 2014, the National Collegiate Athletic Association (the “NCAA”), Dr. Emmert, and Dr. Ray (collectively, the “NCAA Defendants”) filed their Memorandum in Support of the NCAA Defendants’ Preliminary Objections to Amended Complaint. After the memorandum was filed, two minor errors were discovered.

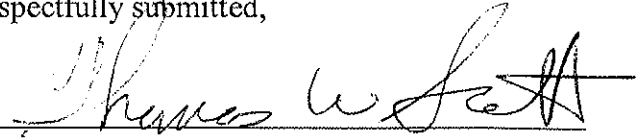
2. The first error appears on page 4. The original memorandum inadvertently stated: “Certainly, such rights could be invoked by an individual member that constitutes a mere 1/32 of an overall body.” The sentence should have read: “Certainly, such rights could **not** be invoked by an individual member that constitutes a mere 1/32 of an overall body.”

3. The second error appears on page 8. The original memorandum stated: “Shortly after Sandusky was convicted and sentenced to 30 to 60 years in prison, the Penn State Board of Trustees removed President Graham Spanier and Coach Paterno and hired the law firm Freeh Sporkin & Sullivan (“FSS”) to conduct an extensive investigation into the alleged failure of certain Penn State personnel to respond to and report Sandusky’s criminal acts.” The sentence should have read: “Shortly after Sandusky was **indicted**, the Penn State Board of Trustees removed President Graham Spanier and Coach Paterno and hired the law firm Freeh Sporkin & Sullivan (“FSS”) to conduct an extensive investigation into the alleged failure of certain Penn State personnel to respond to and report Sandusky’s criminal acts.”

4. NCAA Defendants now file the enclosed Amended Memorandum in Support of the NCAA Defendants’ Preliminary Objections to Amended Complaint to correct these errors for the record. The balance of the memorandum is otherwise exactly the same as originally filed.

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2014 APR 11 PM 3:47
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Respectfully submitted,



Date: April 11, 2014

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*Counsel for Defendants the NCAA, Dr. Emmert,
and Dr. Ray*

CERTIFICATE OF SERVICE

I, Thomas W. Scott, hereby certify that I am serving the foregoing Notice of Filing of Amended Memorandum by First Class Mail and email to:

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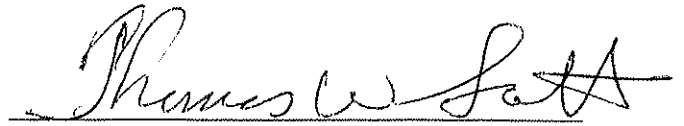
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Via FedEx Overnight Delivery
The Honorable John B. Leete
Senior Judge, Specially Presiding
Potter County Courthouse, Room 30
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Dated: April 11, 2014



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