

FILED  
COMMON PLEAS COURT  
ERIE COUNTY, OHIO  
2009 FEB 12 PM 3:46  
BARBARA J JOHNSON  
CLERK OF COURTS

IN THE COMMON PLEAS COURT OF ERIE COUNTY, OHIO

Andrew A. Oliver

Plaintiff

-vs-

National Collegiate Athletic  
Association, et al

Defendants

Case No. 2008-CV-0762

Judge Tygh M. Tone

OPINION AND  
JUDGMENT ENTRY

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On January 12, 2009 the Court convened a bench trial in the above captioned case. Present at trial were the Plaintiff, Andrew Oliver, his attorney Richard G. Johnson and the Defendant, the National Collegiate Athletic Association, represented by Linda J. Salfrank and Kimberly W. Herlihy. The Plaintiff's evidence included direct examination testimony of the Plaintiff, Mr. Andrew A. Oliver, Plaintiff's father David Oliver, Michael Murman, Richard Karcher and Marc Esenberg. The Defendant, National Collegiate Athletic Association, presented direct examination of Rachel Newman Baker, John Shukie, Jennifer Henderson, Carol Iwaoka, Kevin Lennon, and Alvin Mathews, Jr. In addition to the direct examination above, the evidence also included trial depositions presented for examination and numerous exhibits. This matter was before the Court to determine Count Three (3)-Declaratory Judgment and Count Four (4)-Permanent Injunction of Plaintiff's Amended Complaint. After thorough review of all pleadings, the testimony at trial, the depositions and exhibits entered into evidence, the Court GRANTS the relief requested in Counts Three and Four of Plaintiff's First Amended Complaint.

