



July 19, 2016

Re: NFL Concussion Settlement Update

I am writing to you as Co-Lead Class Counsel for the NFL Concussion Litigation Settlement with three important points:

- I want to update you on the status of the Settlement.
- I want to advise you that if you, or a Retired NFL Football Player close to you, might be suffering from one of the degenerative conditions for which a monetary award is available, you should seek immediate consultation with a qualified medical professional.
- I want to make you aware that certain persons might be seeking to take advantage of you and other class members.

### **UPDATE ON THE SETTLEMENT**

As you are likely aware, in April 2015, Judge Anita Brody entered a Final Order approving the Settlement. However, certain Settlement Class Members who objected to the Settlement appealed that ruling. In April 2016, the Third Circuit affirmed Judge Brody's Final Order and approved the Settlement in full (see the order at [www.NFLConcussionSettlement.com](http://www.NFLConcussionSettlement.com)). Shortly after the Third Circuit's opinion, some of the objecting Settlement Class Members filed a request asking the Third Circuit to reconsider its decision, which was denied. However, those objectors may still petition the United States Supreme Court to review the Third Circuit's decision. The Supreme Court has discretion to accept or decline any such petition. While none of them have done so yet, they have until 90 days after the request for rehearing by the Third Circuit was denied to do so. The Settlement will not become effective until after all possible appeals are resolved in favor of the Settlement or the time to seek further review has run out.

The appeals by objecting Settlement Class Members have delayed implementation of the Settlement, including the opportunity for all Settlement Class Members to register for the Settlement and apply for monetary awards, and Retired NFL Football Players to participate in the Baseline Assessment Program. However, now that the Settlement has been affirmed by the

Court of Appeals and that court has also declined the request for rehearing, we are hopeful that those who previously objected to the Settlement will take no additional action to further delay the Settlement benefits.

### **YOU CAN SEEK DIAGNOSES FOR MEDICAL CONDITIONS NOW**

Assuming the objectors do not seek review by the Supreme Court, the only question that remains is *when* the Settlement will open for registration and start providing benefits to the Settlement Class, not *if* it will. Accordingly, if you believe that you, or a Retired NFL Football Player close to you, might be suffering from one of the degenerative conditions for which a monetary award is available, consultation with a qualified medical professional should be sought immediately. Persons who are qualified under the Settlement to make such a diagnosis at this time (and until the Settlement becomes effective) are board-certified neurologists, board-certified neurosurgeons, and other board-certified neuro-specialist physicians. As a reminder, the qualifying diagnoses from these medical specialists for which monetary claims can be made are: ALS, Parkinson's Disease, Alzheimer's Disease, Level 2 Neurocognitive Impairment (i.e., moderate Dementia), Level 1.5 Neurocognitive Impairment (i.e., early Dementia).

As of the date of this letter, over 9,100 persons, including Retired NFL Football Players and their family members, have "signed up" to receive more information about when registration for the Settlement will open. If you have not already done so, I urge you to contact the Claims Administrator and provide your contact information. You can do so at the official Settlement website, [www.NFLConcussionSettlement.com](http://www.NFLConcussionSettlement.com), at the link "Sign Up for Future Information," by emailing [ClaimsAdministrator@NFLConcussionSettlement.com](mailto:ClaimsAdministrator@NFLConcussionSettlement.com), or by calling (855) 887-3485. Also, you can use each of these sources to receive more information about the Settlement, including updates as to the status of the appeals and when registration begins.

### **BE CAUTIOUS IF SOMEONE APPROACHES YOU ABOUT THE SETTLEMENT**

Some of you may be approached by persons who see an opportunity to enrich themselves with your valuable Settlement benefits. There are persons and organizations that offer loans secured by future settlement payments. These loans typically carry excessive interest rates, sometimes over 3% a month, which allow even small "advances" to quickly snowball into substantial debt. These practices are sometimes referred to as predatory lending. We are very concerned that some of you may be the victim of these predatory lending practices. Though the promise of cash-in-hand can be tempting, especially during difficult financial times, if you are able to resist borrowing against any payments you might be eligible for under the Settlement, you should. We are hopeful that the Settlement will be open for registration before the end of the year and that claims for monetary awards for Qualifying Diagnoses can begin shortly thereafter.

You might also be approached by lawyers who are promising to represent you on what appear to be very favorable terms. If you are already represented by legal counsel, a decision to change counsel should be made carefully. Please consider commitments made by your current lawyers for you and your case, the efforts undertaken in representing you, and the work they might have done in bringing your claims this far. Moreover, you might also have obligations to your current lawyer. Depending on your state of residence and the terms of any retainer agreement with your lawyer, you may be responsible for costs and time that were expended by your lawyer on your behalf before you terminated or changed counsel. If you are not already represented by legal counsel, be assured that you do not require legal counsel to register for and receive benefits under the Settlement, and you should consider carefully the qualifications of the person now offering to represent you.

It is a great honor to continue to represent you as Co-Lead Class Counsel.

Very Truly,

A handwritten signature in blue ink, appearing to be 'C. Seeger', with a large, stylized initial 'C' and a looped 'S'.

Christopher A. Seeger  
Co-Lead Class Counsel