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FILED
CLERK, U.S. DISTRICT COURT
MAR 15 2004
CENTRAL DISTRICT OF CALIFORNIA
BY [Signature] DEPUTY

9 [Signature] Defendants

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11 JAN 20 2004
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13 CLERK, U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION
BY [Signature] DEPUTY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

14 RICHARD ALAN MORAN, ERNEST
15 FAZIO, AND MIKE COLBERN,
16 individually, and on behalf of all similarly
17 situated retired Major League Baseball
18 players,

Plaintiffs,

v.

19 ALLAN H. "BUD" SELIG, as
20 Commissioner of Major League Baseball,
21 *et al.*,

Defendants.

Case No. LACV03-7424 R (CTx)

~~PROPOSED~~ ORDER
GRANTING DEFENDANTS'
MOTION TO DISMISS THE
COMPLAINT AND/OR FOR
SUMMARY JUDGMENT

Date: March 15, 2004
Time: 10:00 a.m.
Place: Courtroom 8

Hon. Manuel L. Real

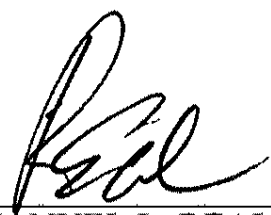
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MAR 17 2004
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1 Upon consideration of Defendants' Motion To Dismiss The Complaint and/or
2 For Summary Judgment, the Declaration of Robert D. Manfred, Jr., the
3 accompanying Memorandum Of Points And Authorities, any responsive
4 submissions by plaintiffs, and any reply submissions by defendants, IT IS HEREBY
5 ORDERED THAT defendants' Motion is GRANTED, ^{FOR SUMMARY JUDGMENT.} and plaintiffs' complaint is
6 ~~DISMISSED WITH PREJUDICE.~~

CANNED


7
8 DATED: 15th day of March 2004



HON. MANUEL L. REAL
UNITED STATES DISTRICT JUDGE

9
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12
13 Submitted By:

14
15 LARY ALAN RAPPAPORT
PROSKAUER ROSE LLP

16
17 By: 
18 LARY ALAN RAPPAPORT, SBN 87614
Attorneys for Defendants

PROOF OF SERVICE

I declare that: I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is 2049 Century Park East, Suite 3200, Los Angeles, California 90067-3206.

RECEIVED

On January 30, 2004, I served the foregoing document described as:

[PROPOSED] ORDER GRANTING DEFENDANTS' MOTION TO DISMISS THE COMPLAINT AND/OR FOR SUMMARY JUDGMENT

by placing the original true copies thereof enclosed in a sealed envelope addressed as follows:

John R. DaCorsi, Esq.
Jason L. Rumsey, Esq.
DaCorsi & Placencio, P.C.
21031 Ventura Boulevard
Suite 1200
Woodland Hills, California 91364-2203

(By U.S. Mail) I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

(By Personal Service)
 By personally delivering such envelope to the addressee.
 By causing such envelope to be delivered by messenger to the office of the addressee.

(By Next-Day Delivery Service) By causing such envelope to be delivered to the office of the addressee by overnight delivery via FedEx or by other similar overnight delivery service.

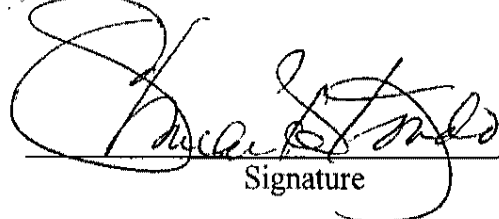
(State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

(Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on January 30, 2004, at Los Angeles, California.

S. MICHIKO KONDO

Type or Print Name


Signature