

EXHIBIT 11

Redacted

**Confidential Pursuant to Protective Order - Deposition of Gary Bettman - 7/31/2015
In Re: National Hockey League Players' Concussion Injury Litigation**

Page 1

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF MINNESOTA
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4 IN RE: NATIONAL HOCKEY
5 LEAGUE PLAYERS' CONCUSSION MDL No. 14-2551
(SRN/JSM)
6 INJURY LITIGATION

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10 CONFIDENTIAL - PURSUANT TO PROTECTIVE ORDER
11 VIDEOTAPED
12 DEPOSITION OF GARY BETTMAN
13 New York, New York
14 Friday, July 31, 2015

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24 Reported by:
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25 JOB NO. 95766

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23

24 ALSO PRESENT:

25 DALE SWINDELL, Certified Legal Video Specialist

1 Commissioner anything about what Dr.
2 Echemendia said.

3 MR. GOLDFEIN: I'll object and
4 move to strike all that testimony.

5 A. Well, what I'm saying here is I
6 don't think he's asserting a finding of fact
7 or an opinion that there is a link. Okay?
8 If, in fact, he tested that it's asserted,

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12 There is no link. You know that.
13 You've seen all the research and all the data.
14 There's no medical or scientific certainty
15 that concussions lead to CTE.

16 Q. Focusing then just on CTE,
17 Commissioner, would the National Hockey League
18 need scientific certainty, 100 percent
19 epidemiological cause and effect, before it
20 warned the players that repeated head hits
21 caused CTE?

22 MR. GOLDFEIN: Object to the form
23 of the question.

24 A. I would want to have the medical
25 community saying that this is what they as

1 professionals and practitioners have found to
2 be the case. Because I know -- and I think it
3 may have been in the Zurich report -- there's
4 a concern about over-alarming people and
5 suggesting to them things that may not be true
6 with respect to the science, but also the fact
7 that you might be at some risk somewhere down
8 the road is something we've been warning
9 players about for years.

10 Q. For example, have the players ever
11 been specifically warned, to your knowledge,
12 that repeated head hits can cause
13 neurodegenerative diseases including CTE?

14 MR. GOLDFEIN: Object to the form
15 of the question.

16 A. Those exact words have not been
17 used to my knowledge. However, the players
18 have been warned and educated that repeated
19 head hits are serious and there may be a
20 long-term risk of something because nobody
21 knows. And what's also interesting is we
22 haven't discussed all the potential other
23 factors. Maybe a head hit as an adult is
24 different than a head hit as a teenager before
25 they ever get to us. Maybe there are other

1 factors. Maybe some people have a genetic
2 predisposition and others don't.

3 There's a whole host of things
4 that the medical community is telling us that
5 they don't know. And so they're not warning
6 because they don't believe that there's a
7 basis to warn.

8 Q. So that I have my record clear,
9 Commissioner, I just asked about CTE and a
10 specific warning. Now I'm going to ask the
11 same question with a slightly different
12 diagnosis.

13 Has the National Hockey League
14 ever issued a warning to its players at any
15 time that repeated head hits might possibly
16 cause Alzheimer's disease?

17 MR. GOLDFEIN: Object to the form
18 of the question.

19 A. First of all, the communications
20 that we have are through the Players'
21 Association. The Players' Association is
22 responsible and takes control over what's
23 communicated to the players.

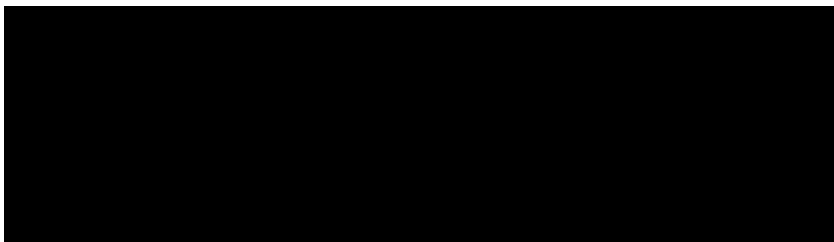
24 The players have for a long period
25 of time been given information that says that

1 Q. So your view is that head hunting
2 was always illegal.

3 A. Sure. But what do you mean by
4 head hunting? In other words, it was always
5 legal to lay a full check on somebody shoulder
6 first. If you weren't leaving your feet, if
7 you weren't using an elbow, if somebody had
8 their head down, it was fair game. That's the
9 way the rule was at the time. It was the
10 evolution of understanding the injuries that
11 could come from that that ultimately had us
12 with Rule 48 take a hit that was legal --
13 legal, and make it illegal.

14 Again, this was about discussion.
15 Nobody was saying do something immediately.
16 It was discussed, evolved, and get to a point
17 where you could come up -- craft something
18 that you could justify, explain, implement,
19 and satisfy the -- all the constituent groups.
20 So among others, the Players' Association
21 would be receptive.

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1 evolved as we understood it better.

2 Q. In its most recent incarnation,
3 Rule 48 -- strike that. I'll come to it later
4 and we'll do it in sequence.

5 A. Okay.

6 Q. Just hold that aside for now.

7 A. By the way, just in terms of what
8 you were asking me, if you go to the end and
9 you look at questions in need of answers, I
10 think it's the last three or four pages, it
11 talks about, you know, what risks do we take
12 in changing the fabric of the game. If we
13 make changes to the existing rules on what
14 constitutes a legal shoulder check, how do we
15 reduce the incident of legal hits to the head.
16 These are all the thoughtful things that go
17 into changing rules. You can't -- you just
18 don't -- it's not as simple as saying I don't
19 like this, change the rule. You've really got
20 to analyze it very carefully. And from the
21 players' standpoint, very important because
22 for them their livelihood depends on it.

23 Q. Actually, now that we're on that
24 subject, questions in need of answers --

25 A. What page are you on?