## K&L GATES

Kirkpatrick & Lockhart Preston Gates Ellis LP Henry W. Oliver Building 535 Smithfield Street Pittsburgh, PA 15222-2312

т 412.355.6500

www.klgates.com

Jerry S. McDevitt D 412.355.8608 F 412.355.6501 jerry.mcdevitt@klgates.com

August 14, 2008

Brian Cohen
United States House of Representatives
Committee on Oversight and Government Reform
2157 Rayburn House Office Building
Washington, DC 20515

Dear Mr. Cohen:

This will respond to your email of August 4, 2008 regarding pre-contract testing by WWE and ensuing decisions by WWE as to whether to enter into a contract with the people tested.

In the course of gathering the facts to respond to your inquiry, I determined that there were actually eight people tested in that time frame, not six. I will describe hereinafter what was done with each of the eight without names, consistent with the past practice regarding information requested by the Committee.

Wrestler #1	This person tested positive for cocaine on January 29, 2008 and WWE did
	not enter into a contract with this person.

Wrestler #2	This person tested positive for testosterone on February 19, 2008 and for
	cocaine on March 18, 2008. WWE did not enter into a contract with this
	person.

Wrestler #3	This person tested positive for cocaine on January 23, 2008.	WWE did
	not enter into a contract with this person.	

Wrestler #4	This person disclosed no use of steroids prior to being tested. On
	November 8, 2007, he tested positive for Nandrolone and WWE did not
	enter into a contract with the person at that time. On May 21, 2008, the
	person was tested again and passed the test. WWE then entered into a
	contract with this person.

Wrestler #5 This person disclosed past use of Nandrolone prior to testing but indicated he had stopped using it. On February 6, 2008, his test confirmed past use of Nandrolone. WWE entered into a contract with him because continued

## K&L GATES

Brian Cohen August 14, 2008 Page 2

use of Nandrolone can be detected on drug tests, and the expectation with Nandrolone is that the level of metabolites should decrease and eventually be gone with cessation of use.

Wrestler #6

This person disclosed that he had used Nandrolone for the treatment of injury and the pre-contract test on November 30, 2007 confirmed past usage. WWE entered into a contract with him with the expectation that the Nandrolone levels would decrease and disappear upon cessation of use, which they did. This person's last test, done on June 26, 2008, was completely negative.

Wrestler #7

This person disclosed use of Nandrolone for injury treatment and his test on December 12, 2007 confirmed the presence of Nandrolone. WWE entered into a contract with him with the expectations as stated above. His subsequent tests were negative for steroids, although he tested positive for a different drug in April 2008 and received a 30-day suspension.

Wrestler #8

This person tested positive for marijuana on February 5, 2008. The WWE's position and policy on marijuana was explained to him, and WWE entered into a contract with him.

I trust this responds to your inquiry of August 4, 2008.

Very truly yours,

Jerry S. McDevitt

JSM/emw