

1                                   **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2  
3       ARUZE USA, INC, and  
4       UNIVERSAL ENTERTAINMENT  
5       CORPORATION,

6       Appellants,

7       vs.

8       WYNN RESORTS, LIMITED,

9  
10      Respondent.

**Supreme Court No. 61966**

District Court Case No. A656710  
**Electronically Filed**  
Apr 01 2013 02:36 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

11  
12                                   On Appeal from the Eighth Judicial District Court, Clark County  
13                                   The Honorable Elizabeth Gonzalez  
14                                   District Court Case No. A656710

15                                   **NOTICE OF REQUEST TO TRANSMIT**  
16                                   **TRANSCRIPT OF PROCEEDINGS**

17  
18           Samuel S. Lionel (SBN #1766)  
19           Charles H. McCrea, Jr. (SBN #104)  
20           Steven C. Anderson (SBN #11901)  
21           LIONEL SAWYER & COLLINS  
22           1700 Bank of America Plaza  
23           300 South Fourth Street  
24           Las Vegas, Nevada 89101  
25           Telephone: (702) 383-8888  
26           Facsimile: (702) 383-8845

                  Marc J. Sonnenfeld\*  
                  Rollin Bernard Chippey, II\*  
                  Christopher John Banks\*  
                  Benjamin Patrick Smith\*  
                  Joseph E. Floren\*  
MORGAN LEWIS & BOCKIUS, LLP  
1 Market Street, Spear Street Tower  
San Francisco, CA 95105  
Telephone: (415) 442-1289  
Facsimile: (415) 442-1001

*\*admitted pro hac vice*

27                                   Attorneys for Appellants  
28                                   ARUZE USA, INC. and UNIVERSAL ENTERTAINMENT CORPORATION

1  
2 I hereby certify that on the 1<sup>st</sup> day of April, 2013, I requested that the Transcript of  
3 Proceedings of Tuesday, October 2, 2012 before the District Court, The Honorable  
4 Elizabeth Gonzalez presiding, on Aruze USA, Inc. and Universal Entertainment  
5 Corporation's Notice of Motion and Motion for Preliminary Injunction be transmitted to  
6 the Supreme Court of the State of Nevada to be filed in the appeal styled "*Aruze USA,*  
7 *Inc. and Universal Entertainment Corporation v. Wynn Resorts, Limited,*" Case No.  
8 61966. A copy of said Request for Transmittal of Transcript of Proceedings is attached  
9 hereto as Exhibit A.  
10

11 Dated: April 1, 2013

LIONEL SAWYER & COLLINS

12  
13 By: /s/Charles H. McCrea, Jr.  
14 Samuel S. Lionel (SBN #1766)  
15 Charles H. McCrea, Jr. (SBN #104)  
16 Ketan D. Bhirud (SBN #10515)  
17 Steven C. Anderson (SBN #11901)  
18 1700 Bank of America Plaza  
19 300 South Fourth Street  
20 Las Vegas, Nevada 89101

21 Marc J. Sonnenfeld\*  
22 Rollin Bernard Chippey, II\*  
23 Christopher John Banks\*  
24 Benjamin Patrick Smith\*  
25 Joseph E. Floren\*  
26 MORGAN LEWIS & BOCKIUS, LLP  
27 1 Market Street, Spear Street Tower  
28 San Francisco, CA 95105

*Attorneys for Appellants ARUZE USA,  
INC. and UNIVERSAL ENTERTAINMENT  
CORPORATION*

*\*admitted pro hac vice*

1 CERTIFICATE OF SERVICE

2 I hereby certify that I am an employee of LIONEL SAWYER & COLLINS and that on  
3 this 1<sup>st</sup> day of April, 2013, I caused documents entitled **NOTICE OF REQUEST TO**  
4 **TRANSMIT TRANSCRIPT OF PROCEEDINGS** to be served as follows:

5  by depositing same for mailing in the United States Mail, in a sealed envelope  
6 addressed to:

7  
8 PISANELLI BICE PLLC  
9 James J. Pisanelli, Esq., Bar # 4027  
10 Todd L. Bice, Esq., Bar # 4534  
11 Debra L. Spinelli, Bar # 9695  
12 3883 Howard Hughes Parkway, Suite 800  
13 Las Vegas, Nevada 89169

CAMPBELL & WILLIAMS  
Donald J. Campbell, Esq., Bar # 1216  
J. Colby Williams, Esq., Bar # 5549  
700 South Seventh Street  
Las Vegas, Nevada 89169

12 JOLLEY URGA WIRTH WOODBURY &  
13 STANDISH  
14 William R. Urga, Esq., Bar # 1195  
15 3800 Howard Hughes Parkway, 16th Floor  
16 Las Vegas, Nevada 89169

GLASER WEIL FINK JACOBS HOWARD  
AVCHEN & SHAPIRO, LLP  
Robert L. Shapiro, Esq.  
10259 Constellation Boulevard, 19th Floor  
Los Angeles, CA 90067

15  by email as indicated below:

16  by facsimile as indicated below:

17  by hand delivery to:

18 and/or

19  by the Court's electronic filing system through E-Flex.  
20  
21

22   
23 An Employee of  
24 LIONEL SAWYER & COLLINS  
25  
26  
27  
28

# EXHIBIT A

# EXHIBIT A

1 **REQT TRAN**  
LIONEL SAWYER & COLLINS  
2 Samuel S. Lionel (SBN #1766)  
Charles H. McCrea, Jr. (SBN #104)  
3 Ketan D. Bhirud (SBN #10515)  
4 Steven C. Anderson (SBN #11901)  
1700 Bank of America Plaza  
5 300 South Fourth Street  
Las Vegas, Nevada 89101  
6 Telephone: (702) 383-8888  
7 Facsimile: (702) 383-8845

8 Marc J. Sonnenfeld\*  
9 Rollin Bernard Chippey, II\*  
Christopher John Banks\*  
Benjamin Patrick Smith\*  
10 Joseph E. Floren\*  
11 MORGAN LEWIS & BOCKIUS, LLP  
1 Market Street, Spear Street Tower  
12 San Francisco, CA 95105  
*Attorneys for Defendants KAZUO OKADA*  
13 *ARUZE USA, INC. and UNIVERSAL*  
14 *ENTERTAINMENT CORPORATION*  
*\*admitted pro hac vice*

15 **DISTRICT COURT**  
16 **CLARK COUNTY, NEVADA**

17  
18 WYNN RESORTS, LIMITED, a Nevada  
19 Corporation,

20 Plaintiff,

21 vs.

22 KAZUO OKADA, an individual, et al.,

23 Defendants,

24  
25 AND ALL RELATED CLAIMS.

CASE NO: A-12-656710-B

DEPT. NO.: XI

ELECTRONIC FILING CASE

**REQUEST TO TRANSMIT  
TRANSCRIPT OF PROCEEDINGS**

26  
27 TO: District Court Clerk, Department XI

28 Pursuant to NRAP 9(a)(3), Defendants/Appellants Aruze USA, Inc. and Universal

1 Entertainment Corporation request that the Transcript of Proceedings of Tuesday,  
2 October 2, 2012 before the District Court, The Honorable Elizabeth Gonzalez presiding,  
3 on Aruze USA, Inc. and Universal Entertainment Corporation's Notice of Motion and  
4 Motion for Preliminary Injunction be transmitted to the Supreme Court of the State of  
5 Nevada to be filed in the appeal styled "*Aruze USA, Inc. and Universal Entertainment*  
6 *Corporation v. Wynn Resorts, Limited,*" Case No. 61966.  
7

8 The Original Transcript of Proceedings was filed in the above-captioned Court on  
9 October 17, 2012.  
10

11 Dated: April 1, 2013

LIONEL SAWYER & COLLINS

12 By: /s/Charles H. McCrea, Jr.  
13 Samuel S. Lionel (SBN #1766)  
14 Charles H. McCrea, Jr. (SBN #104)  
15 Ketan D. Bhirud (SBN #10515)  
16 Steven C. Anderson (SBN #11901)  
17 1700 Bank of America Plaza  
18 300 South Fourth Street  
19 Las Vegas, Nevada 89101

Marc J. Sonnenfeld\*  
20 Rollin Bernard Chippey, II\*  
21 Christopher John Banks\*  
22 Benjamin Patrick Smith\*  
23 Joseph E. Floren\*  
24 MORGAN LEWIS & BOCKIUS, LLP  
25 1 Market Street, Spear Street Tower  
26 San Francisco, CA 95105

*Attorneys for Defendants KAZUO OKADA*  
*ARUZE USA, INC. and UNIVERSAL*  
*ENTERTAINMENT CORPORATION*  
*\*admitted pro hac vice*

1 CERTIFICATE OF SERVICE

2 Pursuant to Nevada Rule of Civil Procedure 5(b), I hereby certify that I am an employee  
3 of LIONEL SAWYER & COLLINS and that on this 1st day of April, 2013, I caused documents  
4 entitled **REQUEST TO TRANSMIT TRANSCRIPT OF PROCEEDINGS** to be served as  
5 follows:

6 [ ] by depositing same for mailing in the United States Mail, in a sealed envelope  
7 addressed to:

9 James J. Pisanelli, Esq., Bar # 4027  
10 Todd L. Bice, Esq., Bar # 4534  
11 Debra L. Spinelli, Bar # 9695  
12 PISANELLI BICE PLLC  
13 3883 Howard Hughes Parkway, Suite 800  
14 Las Vegas, NV 89169

15 Paul K. Rowe, Esq.\*  
16 Bradley R. Wilson, Esq.\*  
17 Grant R. Mainland, Esq.\*  
18 WACHTELL LIPTON, ROSEN & KATZ  
19 51 West 52nd Street  
20 New York, NY 10019

21 Robert L. Shapiro, Esq.\*  
22 GLASER WEIL FINK JACOBS HOWARD  
23 AVCHEN & SHAPIRO, LLP  
24 10259 CONSTELLATION Blvd., 19th Floor  
25 Los Angeles, CA 90067  
26 \* *admitted pro hac vice*

Donald J. Campbell, Esq., Bar # 1216  
J. Colby Williams, Esq., Bar # 5549  
CAMPBELL & WILLIAMS  
700 South Seventh Street  
Las Vegas, NV 89109

William R. Urga, Esq., Bar # 1195  
Martin A. Little, Esq., Bar # 7067  
JOLLY URGA WIRTH WOODBURY &  
STANDISH  
3800 Howard Hughes Parkway, 16th Floor  
Las Vegas, Nevada 89169

Ronald L. Olson, Esq.\*  
Mark B. Helm, Esq.\*  
Jeffrey Y. Wu, Esq.\*  
MUNGER, TOLLES & OLSON LLP  
355 South Grand Avenue, 35th Floor  
Los Angeles, CA 90071-1560  
\**admitted pro hac vice*

27 [ ] pursuant to Nev. R. Civ. P. 5(b)(2)(D) to be sent via facsimile as indicated:

28 [ ] to be hand delivered to:

and/or

[X] by the Court's ECF System through Wiznet.

\_\_\_\_\_  
An Employee of  
LIONEL SAWYER & COLLINS