

**CASE NO. 86462**

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IN THE SUPREME COURT OF NEVADA

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ROWEN SEIBEL, MOTI PARTNERS, LLC; MOTI PARTNERS 16, LLC; LLTQ ENTERPRISES, LLC; LLTQ ENTERPRISES 16, LLC; TPOV ENTERPRISES, LLC; TPOV ENTERPRISES 16, LLC; FERG, LLC; FERG 16, LLC; CRAIG GREEN; R SQUARED GLOBAL SOLUTIONS, LLC, Derivatively on Behalf of DNT ACQUISITION, LLC; and GR BURGR, LLC,

*Appellants,*

vs.

DESERT PALACE, INC.; PARIS LAS VEGAS OPERATING COMPANY, LLC; PHWLTV, LLC; and BOARDWALK REGENCY CORPORATION,

*Respondents.*

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District Court Case No. A-17-760537-B

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**APPENDIX OF EXHIBITS TO APPELLANT'S OPENING BRIEF**

**VOLUME 41 OF 42**

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# APPENDIX OF EXHIBITS TO APPELLANTS' OPENING BRIEF

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Notice of Entry of Findings of Fact, Conclusions of Law, and Order: (1) Denying Craig Green's Motion for Summary Judgment; (2) Granting Caesars' Counter-Motion for Summary Judgment Against Craig Green; and (3) Granting Caesars' Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV-VII of the First Amended Complaint), filed March 28, 2023	42	169	AA09084-AA09104
Notice of Entry of Omnibus Order Granting the Development Entities, Rowen Seibel, and Craig Green's Motions to Seal and Redact, filed May 27, 2021	31	110	AA06438-AA06452

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Notice of Entry of Order (i) Denying the Development Entities, Rowen Seibel, and Craig Green's Motion: (1) for Leave to Take Caesars' NRCP 30(b)(6) Depositions; and (2) to Compel Responses to Written Discovery on Order Shortening Time; and (ii) Granting Caesars' Countermotion for Protective Order and for Leave to Take Limited Deposition of Craig Green, filed February 4, 2021	13	86	AA02665-AA02675
Notice of Entry of Order (Omnibus Order Granting the Development Parties' Motions to Seal and Redact), filed February 9, 2022	33	127	AA07039-AA07050
Notice of Entry of Order Denying Motion to Amend LLTQ/FERG Defendants' Answer, Affirmative Defenses and Counterclaims, filed November 25, 2019	4	44	AA00763-AA00769
Notice of Entry of Order Granting Craig Green's Motion to Seal Exhibits 1-6 and 9-11 to His Motion for Summary Judgment, filed August 16, 2022	38	149	AA08091-AA08100
Notice of Entry of Order Granting Motion to Redact Caesars' Motion for Summary Judgment No. 1 and Motion for Summary Judgment No. 2 and to Seal Exhibits 1-36, 38, 40-42, 45-46, 48, 50, 66-67, 73, and 76-80 to the Appendix of Exhibits in Support of Caesars' Motions for Summary Judgment, filed January 28, 2022	33	125	AA07017-AA07029

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Notice of Entry of Order Granting Motion to Redact Caesars' Opposition to the Development Entities, Rowen Seibel, and Craig Green's Motion: (1) For Leave to Take Caesars' NRCP 30(b)(6) Depositions; and (2) To Compel Responses to Written Discovery on Order Shortening Time; and Countermotion for Protective Order and for Leave to Take Limited Deposition of Craig Green and Seal Exhibits 3-6, 8-11, 13, 14, and 16 Thereto, filed February 3, 2021	13	82	AA02612-AA02625
Notice of Entry of Order Granting Motion to Redact Caesars' Opposition to the Development Parties' Motion For Leave to File A Supplement to their Oppositions to Motions for Summary Judgment on Order Shortening Time, filed July 26, 2022	38	147	AA08072-AA08083
Notice of Entry of Order Granting Motion to Redact Caesars' Reply to Development Parties' Omnibus Supplement to Their Oppositions to Motions for Summary Judgment Filed by Caesars and Ramsay and Seal Exhibit 115 Thereto, filed June 2, 2022	34	132	AA07101-AA07112

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Notice of Entry of Order Granting Motion to Redact Caesars' Reply in Support of (1) Counter-Motion for Summary Judgment Against Craig Green; and (2) Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV – VIII of the First Amended Complaint) and Seal Exhibits 39-43 and 45-47 Thereto; and to Redact Reply in Support of PHWLTV, LLC's Motion for Attorneys' Fees and to Seal Exhibit 4 thereto, filed March 17, 2023	42	167	AA09054-AA09065
Notice of Entry of Order Granting Motion to Redact Caesars' Response to Objections to Evidence Offered in Support of Motions for Summary Judgment, filed July 26, 2022	38	145	AA08051-AA08062
Notice of Entry of Order Granting Motion to Redact Opposition to Craig Green's Motion for Summary Judgment; Countermotion for Summary Judgment Against Craig Green; and Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV – VIII of the First Amended Complaint) and Seal Exhibits 2-3, 15-18, 21, 23-28, 31 and 33 in Appendix Thereto, filed March 17, 2023	42	166	AA09042-AA09053



<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Notice of Entry of Order Granting Motion to Redact Replies in Support of Caesars’ Motion for Summary Judgment No. 1 and Motion for Summary Judgment No. 2 and to Seal Exhibits 82, 84-87, 90, 82, 99-100, and 109-112 to the Appendix of Exhibits in Support of Caesars’ Replies in Support of its Motions for Summary Judgment, filed January 4, 2022	33	121	AA06980-AA06992
Notice of Entry of Order Granting Motion to Seal Exhibit 23 to Caesars’ Reply in Support of its Motion for Leave to File First Amended Complaint, filed April 13, 2020	5	57	AA01156-AA01162
Notice of Entry of Order Granting Proposed Plaintiff in Intervention The Original Homestead Restaurant, Inc. d/b/a The Old Homestead Steakhouse’s Motion to Intervene, filed October 23, 2018	2	27	AA00383-AA00388
Notice of Entry of Order Granting the Development Parties’ Motion for Leave to File a Supplement to Their Opposition to Motions for Summary Judgment, filed December 27, 2021	33	118	AA06945-AA06956
Notice of Entry of Order Granting the Development Parties’ Motion to Redact Their Oppositions to the Counter-Motion and Cross-Motion for Summary Judgment and to Seal All or Portions of Exhibits A-2, A-3, B, D-F, and I-N to the Appendix of Exhibits Supporting the Oppositions, filed October 27, 2022	41	162	AA08869-AA08878

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Notice of Entry of Stipulated Confidentiality Agreement and Protective Order, filed March 12, 2019	2	33	AA00445-AA00469
Notice of Entry of Stipulation and Order for a Limited Extension of the Dispositive Motion Deadline, filed February 18, 2021	13	88	AA02687-AA02700
Notice of Entry of Stipulation and Order of Dismissal of J. Jeffrey Frederick With Prejudice, filed August 28, 2019	2	37	AA00483-AA00487
Notice of Entry of Stipulation and Order of Dismissal With Prejudice, filed June 3, 2022	34	136	AA07165-AA07173
Notice of Entry of Stipulation and Order to Consolidate Case No. A-17-760537-B with and into Case No. A-17-751759-B, filed February 13, 2018	1	17	AA00218-AA00224
Notice of Entry of Stipulation and Proposed Order to Extend Discovery Deadlines (Ninth Request), filed October 19, 2020	7	70	AA01494-AA01523
Notice of Order Granting Caesars' Motion for Leave to File First Amended Complaint, filed March 11, 2020	5	52	AA01093-AA01100
Objections to Evidence Offered by Caesars in Support of its Motions for Summary Judgment, filed March 30, 2021	20	98	AA04118-AA04125

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Objections to Evidence Offered by Caesars in Support of its Opposition to Craig Green’s Motion for Summary Judgment; Counter-Motion for Summary Judgment Against Craig Green; and Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV-VII of the First Amended Complaint), filed August 31, 2022	38	153	AA08151-AA08154
Objections to Exhibits Offered in Support of Craig Green’s Motion for Summary Judgment, filed July 14, 2022	37	142	AA08034-AA08037
Objections to Exhibits Offered in Support of Craig Green’s Opposition to Caesars’ Counter-Motion for Summary Judgment and Rowen Seibel and the Development Entities’ Opposition to Caesars’ Cross-Motion for Summary Judgment, filed October 12, 2022	39	157	AA08432-AA08435
Objections to Exhibits Offered in Support of Plaintiffs’ Omnibus Supplement to Their Oppositions to Motions For Summary Judgment, filed January 13, 2022	33	123	AA07003-AA07006
Objections to Exhibits Offered in Support of the Seibel Parties’ Oppositions to Caesars’ Motions for Summary Judgment, filed November 30, 2021	32	114	AA06801-AA06808
Omnibus Order Granting the Development Entities, Rowen Seibel, and Craig Green’s Motions to Seal and Redact, filed May 26, 2021	31	109	AA06426-AA06437

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Omnibus Order Granting the Development Parties' Motions to Seal and Redact, filed February 8, 2022	33	126	AA07030-AA07038
Opposition to Caesars Motion for Leave to File First Amended Complaint, filed December 23, 2019 – <b>FILED UNDER SEAL</b>	5	47	AA00935-AA01009
Opposition to Craig Green's Motion for Summary Judgment; Counter-Motion for Summary Judgment Against Craig Green; and Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV-VIII of the First Amended Complaint), filed July 14, 2022 – <b>FILED UNDER SEAL</b>	35	139	AA07450-AA07475
Opposition to Motion to Amend LLTQ/FERG Defendants' Answer, Affirmative Defenses and Counterclaims, filed on October 14, 2019	3	39	AA00605-AA00704
Order (i) Denying the Development Entities, Rowen Seibel, and Craig Green's Motion: (1) For Leave to Take Caesars' NRCP 30(b)(6) Depositions; and (2) to Compel Responses to Written Discovery on Order Shortening Time; and (ii) Granting Caesars' Countermotion for Protective Order and for Leave to Take Limited Deposition of Craig Green, filed on February 4, 2021	13	85	AA02657-AA02664
Order Denying Motion to Amend LLTQ/FERG Defendants' Answer, Affirmative Defenses and Counterclaims, filed on November 25, 2019	4	43	AA00759-AA00762

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Order Granting Caesars' Motion for Leave to File First Amended Complaint, filed March 10, 2020	5	51	AA01088-AA01092
Order Granting Craig Green's Motion to Seal Exhibits 1-6 and 9-11 to His Motion for Summary Judgment, filed August 15, 2022	38	148	AA08084-AA08090
Order Granting Motion to Redact Caesars' Motion for Summary Judgment No. 1 and Motion for Summary Judgment No. 2 and to Seal Exhibits 1-36, 38, 40-42, 45-46, 48, 50, 66-67, 73, and 76-80 to the Appendix of Exhibits in Support of Caesars' Motions for Summary Judgment, filed January 28, 2022	33	124	AA07007-AA07016
Order Granting Motion to Redact Caesars' Opposition to the Development Entities, Rowen Seibel, and Craig Green's Motion: (1) For Leave to Take Caesars' NRCP 30(b)(6) Depositions; and (2) To Compel Responses to Written Discovery on Order Shortening Time; and Countermotion for Protective Order and for Leave to Take Limited Deposition of Craig Green and Seal Exhibits 3-6, 8-11, 13, 14, and 16 Thereto, filed February 2, 2021	13	81	AA02601-AA02611
Order Granting Motion to Redact Caesars' Opposition to the Development Parties' Motion For Leave to File A Supplement to their Oppositions to Motions for Summary Judgment on Order Shortening Time, filed July 26, 2022	38	146	AA08063-AA08071

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Order Granting Motion to Redact Caesars' Reply in Support of (1) Counter-Motion for Summary Judgment Against Craig Green; and (2) Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV – VIII of the First Amended Complaint) and Seal Exhibits 39-43 and 45-47 Thereto; and to Redact Reply in Support of PHWLTV, LLC's Motion for Attorneys' Fees and to Seal Exhibit 4 thereto, filed March 16, 2023	42	165	AA09033-AA09041
Order Granting Motion to Redact Caesars' Reply to Development Parties' Omnibus Supplement to Their Oppositions to Motions for Summary Judgment Filed by Caesars and Ramsay and Seal Exhibit 115 Thereto, filed May 31, 2022	34	131	AA07092-AA07100
Order Granting Motion to Redact Caesars' Response to Objections to Evidence Offered in Support of Motions for Summary Judgment, filed July 26, 2022	38	144	AA08042-AA08050
Order Granting Motion to Redact Opposition to Craig Green's Motion for Summary Judgment; Countermotion for Summary Judgment Against Craig Green; and Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV – VIII of the First Amended Complaint) and Seal Exhibits 2-3, 15-18, 21, 23-28, 31 and 33 in Appendix Thereto, filed March 16, 2023	42	164	AA09024-AA09032

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Order Granting Motion to Redact Replies in Support of Caesars' Motion for Summary Judgment No. 1 and Motion for Summary Judgment No. 2 and to Seal Exhibits 82, 84-87, 90, 82, 99-100, and 109-112 to the Appendix of Exhibits in Support of Caesars' Replies in Support of its Motions for Summary Judgment, filed January 3, 2022	33	120	AA06970-AA06979
Order Granting Motion to Seal Exhibit 23 to Caesars' Reply in Support of its Motion for Leave to File First Amended Complaint, filed April 13, 2020	5	56	AA01152-AA01155
Order Granting Proposed Plaintiff in Intervention The Original Homestead Restaurant, Inc. d/b/a The Old Homestead Steakhouse's Motion to Intervene, filed October 23, 2018	2	26	AA00381-AA00382
Order Granting the Development Parties' Motion for Leave to File a Supplement to Their Opposition to Motions for Summary Judgment, filed December 27, 2021	33	117	AA06936-AA06944
Order Granting the Development Parties' Motion to Redact Their Oppositions to the Counter-Motion and Cross-Motion for Summary Judgment and to Seal All or Portions of Exhibits A-2, A-3, B, D-F, and I-N to the Appendix of Exhibits Supporting the Oppositions, filed October 26, 2022	41	161	AA08862-AA08868
Plaintiff's Reply to Defendant PHWLTV, LLC's Counterclaims, filed August 25, 2017	1	9	AA00168-AA00173

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Reply in Support of (1) Counter-Motion for Summary Judgment Against Craig Green and (2) Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV-VIII of the First Amended Complaint), filed October 12, 2022 – <b>FILED UNDER SEAL</b>	39	158	AA08436-AA08452
Reply in Support of Craig Green’s Motion for Summary Judgment, filed October 12, 2022	39	155	AA08411-AA08422
Reply in Support of Motion to Amend LLTQ/FERG Defendants’ Answer, Affirmative Defenses and Counterclaims, filed on October 17, 2019	3	41	AA00711-AA00726
Reply to DNT Acquisition, LLC’s Counterclaims, filed July 25, 2018	2	23	AA00339-AA00350
Reply to LLTQ/FERG Defendants’ Counterclaims, filed July 25, 2018	2	24	AA00351-AA00374
Reporter’s Transcript, taken December 14, 2020	13	80	AA02498-AA02600
Reporter’s Transcript, taken December 6, 2021	33	116	AA06820-AA06935
Reporter’s Transcript, taken February 12, 2020	5	50	AA01060-AA01087
Reporter’s Transcript, taken May 20, 2020	6	60	AA01170-AA01224
Reporter’s Transcript, taken November 22, 2022	42	163	AA08879-AA09023



<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Reporter's Transcript, taken November 6, 2019	4	42	AA00727- AA00758
Reporter's Transcript, taken September 23, 2020	7	67	AA01389- AA01462
Request for Judicial Notice of Exhibit 30 in Appendix of Exhibits in Support of Caesars' Opposition to Craig Green's Motion for Summary Judgment; Counter-Motion for Summary Judgment Against Craig Green; and Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV-VIII of the First Amended Complaint), filed July 14, 2022	37	143	AA08038- AA08041
Request for Judicial Notice of Exhibits 39, 59, and 62 in Appendix of Exhibits in Support of Caesars' Motions for Summary Judgment, filed February 25, 2021	20	96	AA04076- AA04079
Response to Objections to Evidence Offered by Caesars in Support of its Opposition to Craig Green's Motion for Summary Judgment; Counter-Motion for Summary Judgment Against Craig Green; and Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV-VII of the First Amended Complaint), filed August 31, 2022	38	152	AA08146- AA08150

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Response to Objections to Evidence Offered by Caesars in Support of Its Opposition to Craig Green’s Motion for Summary Judgment; Counter-Motion for Summary Judgment Against Craig Green; and Cross-Motion for Summary Judgment Against Rowen Seibel and the Seibel-Affiliated Entities (Related to Counts IV-VIII of the First Amended Complaint), filed October 12, 2022	39	156	AA08423-AA08431
Rowen Seibel and the Development Entities’ Opposition to Caesars’ Cross-Motion for Summary Judgment, filed August 31, 2022 – <b>FILED UNDER SEAL</b>	38	151	AA08123-AA08145
Stipulated Confidentiality Agreement and Protective Order, filed March 12, 2019	2	32	AA00423-AA00444
Stipulation and Order for a Limited Extension of the Dispositive Motion Deadline, filed February 17, 2021	13	87	AA02676-AA02686
Stipulation and Order of Dismissal of J. Jeffrey Frederick With Prejudice, filed August 28, 2019	2	36	AA00481-AA00482
Stipulation and Order of Dismissal With Prejudice, filed June 2, 2022	34	133	AA07113-AA07118
Stipulation and Order to Consolidate Case No. A-17-760537-B with and into Case No. A-17-751759-B, filed February 9, 2018	1	16	AA00214-AA00217
Stipulation and Proposed Order to Extend Discovery Deadlines (Ninth Request), filed October 15, 2020	7	69	AA01467-AA01493

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
Substitution of Attorneys for GR Burger, LLC, filed March 17, 2021	20	97	AA04080-AA04417
The Development Entities and Rowen Seibel's Opposition to Caesars' Motion for Summary Judgment No. 1, filed March 30, 2021 – <b>FILED UNDER SEAL</b>	20	99	AA04126-AA04175
The Development Entities, Rowen Seibel, and Craig Green's Answer to Caesars' First Amended Complaint and Counterclaims, filed June 19, 2020	6	62	AA01231-AA01281
The Development Entities, Rowen Seibel, and Craig Green's Motion: (1) For Leave to Take Caesars' NRCP 30(b)(6) Depositions; and (2) To Compel Responses to Written Discovery on Order Shortening Time, filed November 20, 2020 – <b>FILED UNDER SEAL</b>	7	71	AA01524-AA01591
The Development Entities, Rowen Seibel, and Craig Green's: (1) Reply in Support of Motion For Leave/ To Compel; (2) Opposition to Caesars' Countermotion for Protective Order; and (3) Opposition to Motion to Compel Deposition of Craig Green, filed December 7, 2020	12	78	AA02460-AA02469
The Development Entities' Opposition to Caesars' Motion to Strike Counterclaims, and/or in the Alternative, Motion to Dismiss, filed August 3, 2020	6	65	AA01316-AA01373

<b><u>Document Title:</u></b>	<b><u>Vol. No.:</u></b>	<b><u>Tab No.:</u></b>	<b><u>Page Nos.:</u></b>
The Development Parties' Omnibus Supplement to Their Oppositions to Motions for Summary Judgment Filed by Caesars and Ramsay, filed December 30, 2021	33	119	AA06957-AA06969
Verified Complaint and Demand for Jury Trial, filed February 28, 2017	1	1	AA00001-AA00036

## **CERTIFICATE OF SERVICE**

I certify that I am an employee of BAILEY ❖ KENNEDY and that on the 27<sup>th</sup> day of September, 2023, service of the foregoing was made by mandatory electronic service through the Nevada Supreme Court's electronic filing system and/or by depositing a true and correct copy in the U.S. Mail, first class postage prepaid, and addressed to the following at their last known address:

JAMES J. PISANELLI

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Paris Las Vegas Operating Company, LLC;  
PHWLV, LLC; and Boardwalk Regency  
Corporation*

/s/ Susan Russo

Employee of BAILEY ❖ KENNEDY

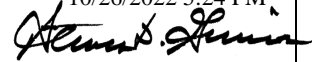
TAB 160

Part 2 of 2

**FILED UNDER  
SEAL PURSUANT  
TO PENDING  
MOTION TO SEAL  
FILED  
CONCURRENTLY  
HEREWITH**

**TAB 161**



  
CLERK OF THE COURT

**BAILEY ♦ KENNEDY**  
8984 SPANISH RIDGE AVENUE  
LAS VEGAS, NEVADA 89148-1302  
702.562.8820

**ORDR (CIV)**

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LLTQ Enterprises, LLC; LLTQ Enterprises 16, LLC; TPOV Enterprises, LLC;  
TPOV Enterprises 16, LLC; FERG, LLC; FERG 16, LLC; Craig Green;  
R Squared Global Solutions, LLC, Derivatively on Behalf of DNT Acquisition,  
LLC; and GR Burgr, LLC*

DISTRICT COURT  
CLARK COUNTY, NEVADA

ROWEN SEIBEL, an individual and citizen of  
New York, derivatively on behalf of Real Party  
in Interest GR BURGR LLC, a Delaware limited  
liability company,

Plaintiff,

vs.

PHWLTV, LLC, a Nevada limited liability  
company; GORDON RAMSAY, an individual;  
DOES I through X; ROE CORPORATIONS I  
through X,

Defendants,

And

GR BURGR LLC, a Delaware limited liability  
company,

Nominal Plaintiff.

\_\_\_\_\_  
AND ALL RELATED CLAIMS.

Case No. A-17-751759-B

Dept. No. XVI

Consolidated with A-17-760537-B

**ORDER GRANTING THE  
DEVELOPMENT PARTIES' MOTION TO  
REDACT THEIR OPPOSITIONS TO THE  
COUNTER-MOTION AND CROSS-  
MOTION FOR SUMMARY JUDGMENT  
AND TO SEAL ALL OR PORTIONS OF  
EXHIBITS A-2, A-3, B, D-F, AND I-N TO  
THE APPENDIX OF EXHIBITS  
SUPPORTING THE OPPOSITIONS**

1 The Development Parties’<sup>1</sup> Motion to Redact their Oppositions to the Counter-Motion and  
2 Cross-Motion for Summary Judgment and to Seal All or Portions of Exhibits A-2, A-3, B, D-F, and  
3 I-N to the Appendix of Exhibits Supporting the Oppositions, filed August 31, 2022 (the “Motion to  
4 Seal/Redact”), came before the Court, Department XVI (the Honorable Timothy C. Williams  
5 presiding), in chambers on September 21, 2022.

6 **FINDINGS**

7 Upon review of the papers and pleadings on file in this matter, as proper service has been  
8 provided, this Court notes no opposition was filed to the Motion to Seal/Redact. Accordingly,  
9 pursuant to EDCR 2.20(e), the Motion to Seal/Redact is deemed unopposed. In accordance with  
10 Part VII of the Nevada Supreme Court Rules Governing Sealing and Redacting Court Records  
11 (“SRCR”), the Court finds that the information sought to be sealed as set forth in the Motion to Seal/  
12 Redact has been marked Confidential or Highly Confidential under the Stipulated Confidentiality  
13 Agreement and Protective Order, entered on March 12, 2019, and contains commercially sensitive  
14 information, and that the parties’ privacy interests in maintaining the confidential nature of such  
15 information outweighs the public interest in access to the court record. SRCR 3(4)(h).

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25  
26 <sup>1</sup> Rowen Seibel (“Mr. Seibel”), Craig Green (“Mr. Green”), and the “Development Entities,” *i.e.*, Moti Partners, LLC  
27 (“Moti”); Moti Partners 16, LLC (“Moti 16”); LLTQ Enterprises, LLC (“LLTQ”); LLTQ Enterprises 16, LLC (“LLTQ  
28 16”); TPOV Enterprises, LLC (“TPOV”); TPOV Enterprises 16, LLC (“TPOV 16”); FERG, LLC (“FERG”); FERG 16,  
LLC (“FERG 16”); R Squared Global Solutions, LLC (“R Squared”), derivatively on behalf of DNT Acquisition LLC  
 (“DNT”), and GR Burger LLC (“GRB”), are collectively referred to herein as the “Development Parties.”

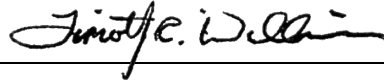
**ORDER**

Based on the foregoing Findings, and good cause appearing,

**IT IS HEREBY ORDERED** that the Development Parties' Motion to Seal/Redact shall be,  
and hereby is, GRANTED.

**IT IS SO ORDERED.**

Dated this 26th day of October, 2022



JM

**E9A D67 EB89 439D**  
**Timothy C. Williams**  
**District Court Judge**

Respectfully Submitted By:

Approved as to Form and Content:

BAILEY ♦ KENNEDY

PISANELLI BICE PLLC

By: /s/ Joshua P. Gilmore

By: /s/ M. Magali Mercera

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PHWL, LLC; and Boardwalk Regency  
Corporation d/b/a Caesars Atlantic City*

## Susan Russo

---

**From:** Magali Mercera <mmm@pisanellibice.com>  
**Sent:** Monday, October 24, 2022 4:26 PM  
**To:** Joshua Gilmore  
**Cc:** Susan Russo; Cinda C. Towne; Paul Williams  
**Subject:** RE: Seibel adv. Caesars  
**Attachments:** Sealing Order on Opp to Counter and Cross Mtns + PB edits.docx

Josh –

A minor change attached. With this change, you may apply my e-signature.

Thanks,

**M. Magali Mercera**

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**Subject:** Seibel adv. Caesars

CAUTION: This message is from an EXTERNAL SENDER.

Magali: Good morning. Consistent with the attached minute Order, please see attached a draft Order granting the Development Parties' Motion to Seal/Redact their Oppositions to the Counter-Motion for Summary Judgment and Cross-Motion for Summary Judgment. Please let me know if you have any proposed edits/changes; if none, please let me know if I may affix your e-signature and submit to the Court for approval/entry. Thanks. Josh

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2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Rowen Seibel, Plaintiff(s)

CASE NO: A-17-751759-B

7 vs.

DEPT. NO. Department 16

8 PHWL V LLC, Defendant(s)  
9

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11 This automated certificate of service was generated by the Eighth Judicial District  
12 Court. The foregoing Order Granting Motion was served via the court's electronic eFile  
13 system to all recipients registered for e-Service on the above entitled case as listed below:

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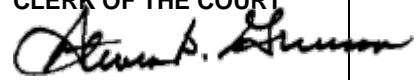
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TAB 162





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TPOV Enterprises 16, LLC; FERG, LLC; FERG 16, LLC; Craig Green;  
R Squared Global Solutions, LLC, Derivatively on Behalf of DNT Acquisition,  
LLC; and GR Burgr, LLC*

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

ROWEN SEIBEL, an individual and citizen of  
New York, derivatively on behalf of Real Party  
in Interest GR BURGR LLC, a Delaware limited  
liability company,

Plaintiff,

vs.

PHWLTV, LLC, a Nevada limited liability  
company; GORDON RAMSAY, an individual;  
DOES I through X; ROE CORPORATIONS I  
through X,

Defendants,

And

GR BURGR LLC, a Delaware limited liability  
company,

Nominal Plaintiff.

\_\_\_\_\_  
AND ALL RELATED CLAIMS.

Case No. A-17-751759-B  
Dept. No. XVI

Consolidated with A-17-760537-B

**NOTICE OF ENTRY OF ORDER  
GRANTING THE DEVELOPMENT  
PARTIES' MOTION TO REDACT  
THEIR OPPOSITIONS TO THE  
COUNTER-MOTION AND CROSS-  
MOTION FOR SUMMARY JUDGMENT  
AND TO SEAL ALL OR PORTIONS OF  
EXHIBITS A-2, A-3, B, D-F, AND I-N TO  
THE APPENDIX OF EXHIBITS  
SUPPORTING THE OPPOSITIONS**

1 PLEASE TAKE NOTICE that an Order Granting The Development Parties’ Motion to  
2 Redact their Oppositions to the Counter-Motion and Cross-Motion for Summary Judgment and to  
3 Seal All or Portions of Exhibits A-2, A-3, B, D-F, and I-N to the Appendix of Exhibits Supporting  
4 the Oppositions was entered in the above-captioned action on October 26, 2022, a true and correct  
5 copy of which is attached hereto.

6 DATED this 27<sup>th</sup> day of October, 2022.

7 BAILEY ♦ KENNEDY

8 By: /s/ Joshua P. Gilmore  
9 JOHN R. BAILEY  
10 DENNIS L. KENNEDY  
11 JOSHUA P. GILMORE  
12 PAUL C. WILLIAMS

*Attorneys for Rowen Seibel; Moti Partners, LLC; Moti  
Partners 16, LLC; LLTQ Enterprises, LLC; LLTQ Enterprises  
16, LLC; TPOV Enterprises, LLC; TPOV Enterprises 16,  
13 LLC; FERG, LLC; FERG 16, LLC; Craig Green; R Squared  
Global Solutions, LLC, Derivatively on Behalf of DNT  
14 Acquisition, LLC; and GR Burgr, LLC*

**CERTIFICATE OF SERVICE**

I certify that I am an employee of BAILEY ♦ KENNEDY and that on the 27<sup>th</sup> day of October 2022, service of the foregoing was made by mandatory electronic service through the Eighth Judicial District Court's electronic filing system and/or by depositing a true and correct copy in the U.S. Mail, first class postage prepaid, and addressed to the following at their last known address:

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DEBRA L. SPINELLI  
M. MAGALI MERCERA  
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*Attorneys for Defendants/Counterclaimant Desert Palace, Inc.; Paris Las Vegas Operating Company, LLC; PHWL, LLC; and Boardwalk Regency Corporation*

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*Attorneys for Defendant Gordon Ramsay*

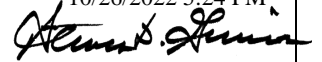
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*Attorneys for Plaintiff in Intervention The Original Homestead Restaurant, Inc.*

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Email: mconnot@foxrothschild.com  
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*Attorneys for Plaintiff in Intervention The Original Homestead Restaurant, Inc.*

/s/ Susan Russo  
Employee of BAILEY ♦ KENNEDY

  
CLERK OF THE COURT

**BAILEY ♦ KENNEDY**  
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LAS VEGAS, NEVADA 89148-1302  
702.562.8820

**ORDR (CIV)**

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TPOV Enterprises 16, LLC; FERG, LLC; FERG 16, LLC; Craig Green;  
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LLC; and GR Burgr, LLC*

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CLARK COUNTY, NEVADA

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vs.

PHWLV, LLC, a Nevada limited liability  
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DOES I through X; ROE CORPORATIONS I  
through X,

Defendants,

And

GR BURGR LLC, a Delaware limited liability  
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Nominal Plaintiff.

\_\_\_\_\_  
AND ALL RELATED CLAIMS.

Case No. A-17-751759-B

Dept. No. XVI

Consolidated with A-17-760537-B

**ORDER GRANTING THE  
DEVELOPMENT PARTIES' MOTION TO  
REDACT THEIR OPPOSITIONS TO THE  
COUNTER-MOTION AND CROSS-  
MOTION FOR SUMMARY JUDGMENT  
AND TO SEAL ALL OR PORTIONS OF  
EXHIBITS A-2, A-3, B, D-F, AND I-N TO  
THE APPENDIX OF EXHIBITS  
SUPPORTING THE OPPOSITIONS**

1 The Development Parties’<sup>1</sup> Motion to Redact their Oppositions to the Counter-Motion and  
2 Cross-Motion for Summary Judgment and to Seal All or Portions of Exhibits A-2, A-3, B, D-F, and  
3 I-N to the Appendix of Exhibits Supporting the Oppositions, filed August 31, 2022 (the “Motion to  
4 Seal/Redact”), came before the Court, Department XVI (the Honorable Timothy C. Williams  
5 presiding), in chambers on September 21, 2022.

6 **FINDINGS**

7 Upon review of the papers and pleadings on file in this matter, as proper service has been  
8 provided, this Court notes no opposition was filed to the Motion to Seal/Redact. Accordingly,  
9 pursuant to EDCR 2.20(e), the Motion to Seal/Redact is deemed unopposed. In accordance with  
10 Part VII of the Nevada Supreme Court Rules Governing Sealing and Redacting Court Records  
11 (“SRCR”), the Court finds that the information sought to be sealed as set forth in the Motion to Seal/  
12 Redact has been marked Confidential or Highly Confidential under the Stipulated Confidentiality  
13 Agreement and Protective Order, entered on March 12, 2019, and contains commercially sensitive  
14 information, and that the parties’ privacy interests in maintaining the confidential nature of such  
15 information outweighs the public interest in access to the court record. SRCR 3(4)(h).

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26 <sup>1</sup> Rowen Seibel (“Mr. Seibel”), Craig Green (“Mr. Green”), and the “Development Entities,” *i.e.*, Moti Partners, LLC  
27 (“Moti”); Moti Partners 16, LLC (“Moti 16”); LLTQ Enterprises, LLC (“LLTQ”); LLTQ Enterprises 16, LLC (“LLTQ  
28 16”); TPOV Enterprises, LLC (“TPOV”); TPOV Enterprises 16, LLC (“TPOV 16”); FERG, LLC (“FERG”); FERG 16,  
LLC (“FERG 16”); R Squared Global Solutions, LLC (“R Squared”), derivatively on behalf of DNT Acquisition LLC  
 (“DNT”), and GR Burger LLC (“GRB”), are collectively referred to herein as the “Development Parties.”

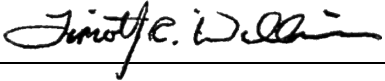
**ORDER**

Based on the foregoing Findings, and good cause appearing,

**IT IS HEREBY ORDERED** that the Development Parties' Motion to Seal/Redact shall be,  
and hereby is, GRANTED.

**IT IS SO ORDERED.**

Dated this 26th day of October, 2022



JM

**E9A D67 EB89 439D**  
**Timothy C. Williams**  
**District Court Judge**

Respectfully Submitted By:

Approved as to Form and Content:

BAILEY ♦ KENNEDY

PISANELLI BICE PLLC

By: /s/ Joshua P. Gilmore

By: /s/ M. Magali Mercera

JOHN R. BAILEY  
DENNIS L. KENNEDY  
JOSHUA P. GILMORE  
PAUL C. WILLIAMS

JAMES J. PISANELLI (#4027)  
DEBRA L. SPINELLI (#9695)  
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Las Vegas, Nevada 89101  
*Attorneys for Desert Palace, Inc.;  
Paris Las Vegas Operating Company, LLC;  
PHWL, LLC; and Boardwalk Regency  
Corporation d/b/a Caesars Atlantic City*

*Attorneys for the Development Parties*

## Susan Russo

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