IN THE SUPREME COURT OF THE STATE OF NEVADA

STEVEN C. JACOBS, Appellant, v. SHELDON G. ADELSON, IN HIS INDIVIDUAL AND REPRESENTATIVE CAPACITIES, Respondents.	Sup. Ct. Case No. 58740 District Court Case No. A-10-627691-B **MOTION FOR LEAVE TO FILE REQUEST TO STRIKE OR ALTERNATIVELY, TO CORRECT RECORD**

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Tracie K. Lindeman
Clerk of Supreme Court

PISANELLI BICE
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LAS VEGAS, NEVADA 89169

Appellant Steven C. Jacobs ("Jacobs") is compelled to seek leave to file the attached Request as a result of Sheldon G. Adelson ("Adelson") filing a Reply in Support of his Petition for Rehearing that includes matters outside the record. Adelson obtained permission to file a reply in support of his Petition for Rehearing without mentioning that it predicated upon his extra-record cherry-picking of materials from an unsuccessful lawsuit he filed against Jacobs in Florida (the "Florida Action"). This Court granted Adelson's motion to file the Reply as a procedural one prior to Jacobs having an opportunity to object. *See Carson Ready Mix, Inc. v. First Nat. Bank of Nev.*, 97 Nev. 474, 476, 635 P.2d 278, 277 (1970) (improper to attempt to place matters before the court that were not part of the record on appeal.).

This impropriety is only surpassed by Adelson's unfaithfulness to the record in the Florida Action, which is simply one in a long line of abusive and meritless defamation claims he has brought as a means to punish anyone who dare speaks unflatteringly of him. Indeed, if Adelson wanted this Court to review the substance of his defamation claim, he could have brought it in Nevada as opposed to going forum shopping in Florida where he erroneously thought that court might not see

Docket 58740 Document 2014-24538

through his tactics.[1] Discovery in the Florida Action has exposed how Adelson and his companies have been waging a not-so-secret behind-the-scenes campaign to smear Jacobs in the media with false claims.

Because Adelson's Reply improperly incorporates matters outside the record, and then does so in the most incomplete of manners, Jacobs asks this Court for leave to strike that material and if not, to supplement the record himself to correct Adelson's untruths.

DATED this 28th day of July, 2014.

PISANELLI BICE PLLC

By: /s/ Todd L. Bice
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[1] Of course, if this Court were somehow in a position to review the Florida court's adverse decision against Adelson, it would have access to the full record, not just the snippets Adelson prefers.

IN THE SUPREME COURT OF THE STATE OF NEVADA

STEVEN C. JACOBS, Appellant, v. SHELDON G. ADELSON, IN HIS INDIVIDUAL AND REPRESENTATIVE CAPACITIES, Respondents.	Sup. Ct. Case No. 58740 District Court Case No. A-10-627691-B **APPELLANT'S REQUEST TO STRIKE OR ALTERNATIVELY TO CORRECT RECORD**

The Reply that this Court permitted Respondent Sheldon G. Adelson ("Adelson") to file includes self-servingly selected documents from a related Florida Action that Adelson unsuccessfully brought against Appellant Steven C. Jacobs ("Jacobs"). Those materials were not before the District Court nor this Court. While Jacobs recognizes Adelson's desperation to avoid having to own up to the facts, his disregard for this Court's controlling precedent should not be countenanced. *See Peke Resources, Inc. v. Fifth Jud. Dist. Ct.*, 113 Nev. 1062, 1068 n.5, 944 P.2d 843, 848 n.5 (1997) ("Matters outside the record on appeal may not be considered by an appellate court and reference to such matters is improper.").

As if that were not enough, Adelson then cherry picks parts of the record from the Florida Action so as to avoid the actual substance coming to this Court's attention.[2] Adelson's Florida Action is yet another in his long line of abusive defamation claims that numerous courts have rejected. Indeed, Adelson's inconsistency before this Court is stark. He now seeks to wrap himself in the flag, proclaiming the virtues of the First Amendment, when he has been exposed as one

[2] Adelson has appealed the adverse Florida ruling but (rightly) appears to lack any confidence that the Florida appellate court, once it reviews the ***full*** record, will not promptly affirm. Thus, Adelson selectively provides this Court documents from that action to create the appearance of substance when there is none, perhaps hoping that this Court will make some passing reference to the merits. Plainly, this Court should reject Adelson's veiled invitation.

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of the most abusive defamation plaintiffs in modern times. Indeed, Adelson has filed so many meritless defamation lawsuits (with threats of many others) that it has earned him media coverage as having perfected "the fine art of libel litigation."[3] Adelson's abuse of litigation in order to intimidate anyone who dares speak unflatteringly of him is well known. Anyone who dares discuss Adelson – except in terms to his liking – must necessarily be willing to incur the attorneys' fees and expenses in defending against his baseless assertions of defamation.[4]

Predictably, Adelson pursued his well-worn tactic against Jacobs and again failed. Adelson filed the Florida Action ostensibly over a declaration Jacobs submitted to the Nevada District Court over the well-documented discovery misconduct by Adelson's companies, Las Vegas Sands Corp. ("LVSC") and Sands China, Ltd. ("Sands China"). In that declaration, Jacobs once again challenged and exposed how LVSC and Sands China were concealing documents that Jacobs knew existed and that went to the question of who actually controls Sands China's affairs and from where (*i.e.*, where is Sands China subject to personal jurisdiction).

Jacobs' declaration included a number of topics that Adelson's companies preferred to keep secret which is why the documents were not finding their way into the jurisdictional discovery the Nevada District Court ordered:

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[3] Alison Frankel, *Sheldon Adelson and the fine art of libel litigation*, REUTERS, Aug. 9, 2012, http://blogs.reuters.com/alison-frankel/2012/08/09/sheldon-adelson-and-the-fine-art-of-libel-litigation/ (last visited July 25, 2014).

[4] Adelson's contempt for the First Amendment is on full display with his most recent defamation claim: He has sued the Wall Street Journal's reporter that has been covering this litigation for referring to him as "foul mouthed." *See* Keach Hagey, *Adelson Sues Journal Reporter*, WALL ST. J., Feb. 25, 2013, http://online.wsj.com/news/articles/SB10001424127887323699704578326200267598608 (last visited July 28, 2014) ("Adelson sued Wall Street Journal report for libel, seeking damages for a December article in which he was described as 'foul-mouthed'….").

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1. Documents were not produced showing that Las Vegas executives, including Mike Leven, controlled and directed extensive aspects of Sands China's business from Las Vegas;

2. Documents were not produced showing that Leven had intervened from Nevada to insist that illegal construction workers to be employed in order to save the Sands China IPO;

3. Documents were not produced showing how Las Vegas executives had mandated the continued employment of a Macau lawyer who had sent an e-mail seeking to facilitate a $300 million payment to foreign officials in violation of the Foreign Corrupt Practices Act;

4. Documents were not produced showing how Las Vegas officials controlled the hiring of key Macau executives;

5. Documents were not produced showing that the Las Vegas parent company executives had controlled a prostitution strategy for the Macau casinos;

6. Documents were not produced showing how Las Vegas executives controlled the Chairman's Club and its affiliation with persons suspected of having ties to Chinese organized crime bodies, commonly called Triads;

7. Documents were not produced showing Las Vegas executives' control over the solicitation of high-end players in Macau; and

8. Documents were not produced showing control by Las Vegas executives over credit collections and payoff of gambling debts for Macau government officials.

Indeed, on the issue about who was giving direction concerning prostitution in Adelson's Macau casinos, this is what Jacobs accurately noted had not been produced:

> As background, shortly after my arrival to Macau in May 2009, I launched "Operation Clean Sweep" designed to rid the casino floor of loan sharks and prostitution. This project was met with concern as LVSC Senior Executives

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> informed me that the prior prostitution strategy had been personally approved by Adelson. Missing documents include but are not limited to e-mails and notes between myself and Mike Leven concerning Adelson's direct involvement, e-mails between Mark Brown and Senior LVSC Executives/Board members confirming the implementation of the strategy and highlighting its "success." Hard copies of these files were kept in my office drawer in a folder labeled "Outrageous." Again, these documents and e-mails will demonstrate control by LVSC executives from Las Vegas on matters of great import.

Of course, considering the Nevada District Court's subsequent finding of extreme misconduct in the concealment of discoverable information, Adelson went forum shopping to file his time-tested retaliatory action.[5] Filing in Florida, Adelson claimed that one part of the declaration before the Nevada District Court – the non-produced prostitution e-mails – was supposedly untrue.[6] Notably, Adelson did not claim defamation on any of the other outlined illegal activities, thus opening himself up to discovery. Instead, he tried to rewrite Jacobs' declaration to claim that it was Jacobs, as opposed to other executives, who fingered Adelson as approving the prostitution strategy.

And, contrary to Adelson's current spin, discovery in the Florida Action proved the accuracy of Jacobs' declaration. The e-mails had not been produced, and even LVSC's COO, Mike Leven, admitted in his Florida deposition that he "had no reason to disbelieve" what Jacobs had reported in the unproduced e-mails. (Ex. 1, Leven Dep. Tr., Florida Action, 134:5-16.) Just as telling, Leven acknowledged

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[5] Adelson also filed a separate lawsuit in New York against a third party for reporting on the Nevada litigation, and that too was disposed of by a motion to dismiss against Adelson. *See* WALL ST. J. PUBLIC RESOURCE DOCUMENTS, http://online.wsj.com/public/resources/documents/adelsonlibel.pdf (last visited July 28, 2014).

[6] Tellingly though, after Jacobs filed his declaration, the e-mails magically surfaced. Because they had not been previously produced, LVSC and Sands China then sought to spin them as somehow disproving Adelson's involvement. If that was reality, then one must wonder why they had not been produced to begin with. The question answers itself.

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that he "believe[s] what Steve Jacobs put [in his declaration] that that's what [the executives] said" to Jacobs. (*Id.* at 134:15-16.)

Other discovery further embarrassed and exposed Adelson because it proved that the company indeed had a policy toward prostitution that was quite different than what Adelson wanted to publicly portray as part of his conservative *bona fides*. In just one candid internal e-mail, the Vice President of Hotel Operations in Macau noted, when commenting upon the high number of prostitutes on the casino floor: "I know that we would not eradicate this, and ***given the nature of our business, we shouldn't***." (Ex. 2, Adelson Dep. Tr. Vol. II, Florida Action, 505:14-17 (emphasis added); Ex. 3, Lau e-mail dated Nov. 24, 2008).) Indeed, because discovery exposed the company's true policy, Adelson tried to shift blame to his former right-hand, Bill Weidner: "So it was a big surprise to me to find out that [LVSC's former COO], on the prostitution issue, ostensibly – ostensibly said that he was in favor of prostitution; it was good for business; let it continue happening. (*Id.* at 496:1-5.)[7]

Not only was Jacobs' declaration outlining this disturbing policy accurate, it is also highly germane to the proceedings before the Nevada District Court, the place where Jacobs filed it. Originally, Adelson tried to claim that the subject of "prostitution" in Macau was not germane to the Nevada Action, and thus supposedly outside of the litigation privilege, but he admitted otherwise at his deposition. There, because Adelson needed to distance himself from the company's true policy, he also tried to shift responsibility for it on to Jacobs and claimed that

[7] Adelson attempted to disavow other internal corporate documents as well. In another candid e-mail, another executive reported that Adelson was concerned about there being "too many" prostitutes on the casino floor. Notably, Adelson's concern was not that there were any prostitutes, simply that there were "too many" which of course was precisely the company's policy. When confronted over this e-mail, the only thing Adelson could claim was that his own executives had somehow misquoted him. (*See* Ex. 4, Goldstein Dep. Tr., Florida Action, 115:3-10 (discussing Adelson's comments from a walk-through of Venetian Macau); Ex. 5, Brown e-mail dated Mar. 25, 2009.) How predictable and how convenient.

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its existence – permitting prostitutes on the Macau casino floor – was somehow Jacobs' fault and thus one of the supposed grounds for his termination. (Ex. 2, 476:12-477:7.) Thus, the subject plainly pertains to Jacobs' Nevada wrongful termination action. Plus, Adelson also admitted that Jacobs filed his declaration, including the issue in Paragraph 5 as to who was directing activities relative to the prostitution matter, in an effort to establish the Nevada District Court's personal jurisdiction over Sands China:

> Q. So what you interpret Paragraph 5 as saying is that Mr. Jacobs was citing this as an example of why Sands China was subject to jurisdiction in the Nevada court, because he claimed that those acts were being controlled in Las Vegas, correct?
>
> * * *
>
> A. Yes.

(*Id.* at 413:23-415:11.)

* * *

> A. But this paragraph [5 of Jacobs' declaration] is clearly to try to validate, as meritorious, the nexus between SCL and Nevada.

(*Id*. at 416:15-17.) Plainly, Adelson always knew these truths, but that did not stop him from filing yet another of his groundless defamation suits to try and outspend and intimidate his critics.

But Adelson's omissions as to the Florida discovery do not end there. Adelson claims "injustice and unfairness" if this Court does not extend the litigation privilege to public relations campaigns because it is Jacobs, Adelson says, "who plays to the media to [sic] freely." (Reply in Support of Pet. Reh'g at 1.) But once again, discovery in the Florida Action uncovered and exposed the clandestine media campaign that Adelson and his executives are waging, which is precisely why Jacobs filed the defamation action before the Nevada District Court in the first

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place. The slander by Adelson and his companies is not limited to just the one belligerent rant made to the Wall Street Journal.

Internal company e-mails confirm a coordinated media campaign to smear and spread false facts against Jacobs. As one e-mail produced in the Florida Action revealed, Ron Reese, LVSC's Senior Vice President of Communications, told Adelson about his efforts to generate adverse media coverage about Jacobs: "I don't want to be accused of ***not getting enough press on this***!" (Ex. 6, Reese Dep. Tr., 208:20-209:13 (emphasis added); Ex. 7, Reese e-mail dated Aug. 3, 2012; *see also* Ex. 6, Reese Dep. Tr., 151:5-15 ("We are filing a hard-hitting reply early next week (Mr. Adelson wants to publicly respond sooner through) which will garner equal media attention.")*;* Ex. 8, Reese e-mail dated July 2, 2012; Ex. 6, Reese Dep. Tr., 187:3-8 (after ginning up media coverage, Reese reported to Leven via e-mail: "Now we are having some fun . . ."); Ex. 9, Reese e-mail dated July 18, 2012.) Thus, what Adelson seeks from this Court is legal protection for his intentional libeling of his litigation opponents in the media.

Despite being one of the most abusive defamation plaintiffs in Nevada history, Adelson now claims that the First Amendment – as opposed to the litigation privilege that was the basis for his appeal – should preclude a jury from holding him accountable for his smear campaign. Yet, the purpose of the First Amendment is to protect "the expression of an opinion or an idea," which "advances society's interest in 'uninhibited, robust, and wide-open' debate on public issues." *Gertz v. Robert Welch, Inc.*, 418 U.S. 323, 339-40 (1974) (quoting *New York Times Co. v. Sullivan*, 376 U.S. 254, 270 (1964); *accord Nevada Indep. Broad. Corp. v. Allen*, 99 Nev. 404, 410, 664 P.2d 337, 341-43 (1983)).

"***But there is no constitutional value in false statements of fact.***" *Gertz*, 418 U.S. at 339-41 (emphasis added). "They belong to that category of utterances which 'are no essential part of any exposition of ideas, and are of such slight social

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value as a step to truth that any benefit that may be derived from them is clearly outweighed by the social interest in order and morality.'" *Id.* (quoting *Chaplinsky v. New Hampshire*, 315 U.S. 568, 572 (1942)).

Jacobs looks forward to when he can finally address the knowingly false public relations campaign of Adelson, LVSC and Sands China. Discovery will expose the true magnitude of it, including the false facts they spread, which is why they now want to recast their falsehoods as opinion. But Adelson's Reply – filed under the guise of being a procedural request – improperly includes extra-record materials and then does so inaccurately. Thus, if this Court will not strike Adelson's improper attempt at supplementing the record, then this Court should grant Jacobs' request to supplement it with reality.

DATED this 28th day of July, 2014.

PISANELLI BICE PLLC

By: /s/ Todd L. Bice

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of Pisanelli Bice PLLC, and pursuant to Nev. R. App. P. 25(b) and NEFR 9(d), that on this date I e-filed and sent via e-mail and United States Mail, postage prepaid, the foregoing **REQUEST TO STRIKE OR ALTERNATIVELY TO CORRECT RECORD** properly addressed to the following:

J. Randall Jones, Esq.
Mark M. Jones, Esq.
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3800 Howard Hughes Parkway, 17th Floor
Las Vegas, NV 89169

J. Stephen Peek, Esq.
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Steve Morris, Esq.
Rosa Solis-Rainey, Esq.
MORRIS LAW GROUP
300 South Fourth Street, Suite 900
Las Vegas, NV 89101

SERVED VIA HAND-DELIVERY

Judge Elizabeth Gonzalez
Eighth Judicial District Court
Regional Justice Center
200 Lewis Avenue
Las Vegas, NV 89155

DATED this 28th day of July, 2014.

/s/ Kimberly Peets
An employee of Pisanelli Bice PLLC

PISANELLI BICE
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LAS VEGAS, NEVADA 89169

EXHIBIT 1

IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT IN AND
FOR MIAMI-DADE COUNTY, FLORIDA

SHELDON G. ADELSON,	)	
	)	
Plaintiff,	)	Circuit Civil Division
	)	Case No.
	)	12-28537 CA 24
vs.	)	
	)	
STEVEN C. JACOBS,	)	
	)	
Defendant.	)	
	)	

VIDEOTAPED DEPOSITION OF MICHAEL LEVEN
LAS VEGAS, NEVADA
FEBRUARY 13, 2014

Reported By: LISA MAKOWSKI, CCR 345, CA CSR 13400

JOB NO: 198444

1 DEPOSITION OF MICHAEL LEVEN, taken at
2 Pisanelli Bice, 3883 Howard Hughes Parkway, Suite
3 800 Las Vegas, Nevada, on Thursday, February 13,
4 2014, at 9:09 a.m., before Lisa Makowski, Certified
5 Court Reporter, in and for the State of Nevada.
6
7 APPEARANCES:
8 For The Witness Michael Leven:
HOLLAND & HART
9 BY: J. STEPHEN PEEK, ESQ.
3800 Howard Hughes parkway
10 Tenth Floor
Las Vegas, Nevada 89169
11 (702)222-2500
12 For the Plaintiff:
COFFEY BURLINGTON
13 BY: KENDALL COFFEY, ESQ.
BY: BENJAMIN H. BRODSKY, ESQ.
14 Office in the Grove
Penthouse
15 Miami, Florida 33133
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16
For Las Vegas Sands Corp.:
17 IRA RAPHAELSON, ESQ.
General Counsel
18 Las Vegas Sands Corp.
5500 Haven Street
19 Las Vegas, NV 89119
(702) 414-5000
20
21 For the Defendant:
PISANELLI BICE
22 BY: TODD L. BICE, ESQ.
BY: ERIC ALDRIAN, ESQ.
23 3883 Howard Hughes Parkway
Suite 800
24 Las Vegas, Nevada 89169
(702)214-2100
25 ALSO PRESENT: Steven Jacobs

1 BY MR. BICE:
2 **Q. I'll show you what's been marked as**
3 **Exhibit No. 3. Have you seen Exhibit No. 3 before,**
4 **Mr. Leven?**
5 A. Yes, I have.
6 **Q. And when did you see it?**
7 A. In the last couple of days.
8 **Q. All right. But it is an e-mail, at least**
9 **the top one is, from you to Mr. Jacobs; correct?**
10 A. Yes.
11 **Q. And the -- and the bottom one is from**
12 **Mr. Jacobs to you?**
13 A. Correct.
14 **Q. All right. In this e-mail, Mr. Jacobs**
15 **says that he is -- beginning later this week, we**
16 **will launch operation clean sweep. Do you see**
17 **that?**
18 A. Uh-huh.
19 **Q. What was your understanding of what that**
20 **means, operation clean sweep?**
21 A. Well, what Mr. Jacobs was about to do was
22 to clean up the floor and get rid of the
23 prostitutes.
24 **Q. Okay. When you say clean up the floor,**
25 **what floor was that?**

1 A. Casino floor.
2 **Q. Okay. Were there -- were there issues by**
3 **this point in time in May of 2009 with prostitutes**
4 **on the casino floor?**
5 A. No, I think Mr. Jacobs, obviously, from
6 this rule -- from this note was taking action on --
7 with the policy -- it says right in here -- of the
8 no tolerance policy that Mr. Adelson has.
9 **Q. Okay. You'll see in here, it says in the**
10 **second paragraph, it says: During lunch, Steve**
11 **Weaver stated that Louis was informed by Bill to**
12 **allow prostitution as it would help our overall**
13 **gaming revenue.**
14 **Do you see that?**
15 A. I do.
16 **Q. Okay. And then he says: He also states**
17 **that he personally informed Sheldon of the**
18 **decision, and that Sheldon supported the decision.**
19 **Do you see that?**
20 A. Uh-huh.
21 **Q. Okay. When you got this e-mail from**
22 **Mr. Jacobs, what was your reaction?**
23 A. The same as Mr. Jacobs: While I find it
24 hard to believe, he says, would you please clarify
25 so that I can commence.

1 **Q. Uh-huh.**
2 A. Which I did.
3 **Q. Okay.**
4 A. When anybody alleges that Sheldon says
5 anything --
6 **Q. Right.**
7 A. -- I go directly to Sheldon.
8 **Q. Okay.**
9 A. And checked was there any change in the
10 policy. I went to Mr. Goldstein, also, said: Was
11 there any change in policy? This was in May of
12 '09, so I was just recently in the job. And
13 there -- both confirmed there was no change. And
14 so I sent the e-mail saying, I'll confirm --
15 **Q. Uh-huh.**
16 A. -- and then go forward for our
17 conversation, which I assume was going forward, and
18 sweep the place clean --
19 **Q. Did --**
20 A. -- and fire Mr. Lau --
21 **Q. Okay.**
22 A. -- which I don't know whether he did or
23 not. I don't remember.
24 **Q. And did you know Mr. Lau?**
25 A. No.

1 **Q. Had you met him before?**
2 A. Probably in one of my visits, but I
3 didn't know him.
4 **Q. What was your understanding of his role?**
5 A. He's the head of security.
6 **Q. And would security be principally**
7 **responsible for dealing with --**
8 A. Yes.
9 **Q. -- removal of prostitutes?**
10 A. Absolutely.
11 **Q. Did you contact Mr. Weaver about this**
12 **statement?**
13 A. I did not.
14 **Q. Why not?**
15 A. The only person that I should contact in
16 this and only person that's credible with me of
17 these people is Mr. Adelson.
18 **Q. Okay.**
19 A. Mr. Weaver, Mr. Weidner would not be a
20 person that I would understand. I wouldn't -- I
21 wouldn't trust it until I went to Mr. Adelson to
22 ask him.
23 **Q. Okay. Had you ever heard about this**
24 **before this e-mail, about a different policy?**
25 A. Are you saying before I got the e-mail

1 from Steve --
2 **Q. Yes, sir.**
3 A. -- on the clean sweep?
4 **Q. Yes.**
5 A. It says as per our conversation, so we
6 obviously had a conversation about it. Steve knew
7 the policy and so did I.
8 **Q. Uh-huh.**
9 A. And as Steve says in here and
10 appropriately: Louis said -- Louis said was
11 informed by Bill. And Steve -- you know, the
12 appropriate way to behave in this situation is just
13 what he says. He says: Check it out. I checked
14 it out, and we then instituted clean sweep.
15 **Q. Okay. Do you have any reason to believe**
16 **that Mr. Jacobs is not accurately reporting his**
17 **communications with Steve Weaver in this e-mail?**
18 A. No.
19 **Q. Okay. Did you ever ask Mr. Weaver**
20 **whether or not he had made these statements?**
21 A. No.
22 **Q. Do you believe that Mr. Weaver did make**
23 **them?**
24 MR. PEEK: Objection; speculation. You
25 may answer.

1 THE WITNESS: Mr. Jacobs says he made
2 them.
3 BY MR. BICE:
4 **Q. Uh-huh.**
5 A. I had no reason to disbelieve that Steve
6 Jacobs that he said that to Steve Weaver. I mean,
7 at this particular point in our relationship, what
8 Steve Jacobs told me I believed.
9 **Q. Okay. Well, even in hindsight, do you --**
10 **do you disbelieve this e-mail?**
11 A. I don't understand. When you say
12 disbelieve it, do I disbelieve that Steven Weaver
13 stated to --
14 **Q. Yes.**
15 A. No, I don't. I believe what Steve Jacobs
16 put, that that's what he said.
17 **Q. Okay. Did it bother you that Steve**
18 **Weaver would attribute something like that to**
19 **Mr. Adelson?**
20 A. Yes.
21 **Q. And was there any action taken against**
22 **Mr. Weaver concerning such an assertion?**
23 A. That would have been Mr. Jacobs' job.
24 **Q. Did you ask Mr. Jacobs to do something**
25 **about it?**

1 REPORTER'S DECLARATION
STATE OF NEVADA)
2 COUNTY OF CLARK)
I, Lisa Makowski, CCR No. 345, declare as
3 follows:
4 That I reported the taking of the deposition of
5 the witness, MICHAEL LEVEN, commencing on Thursday,
6 February 13, 2014 at the hour of 9:09 a.m.
7 That prior to being examined, the witness was
8 by me duly sworn to testify to the truth, the whole
9 truth, and nothing but the truth; that, before the
10 proceedings' completion, the reading and signing of
11 the deposition has been requested by the deponent or
12 a party.
13 That I thereafter transcribed said shorthand
14 notes into typewriting and that the typewritten
15 transcript of said deposition is a complete, true
16 and accurate transcription of said shorthand notes
17 taken down at said time.
18 I further declare that I am not a relative or
19 employee of any party involved in said action, nor a
20 person financially interested in the action.
21 Dated at Las Vegas, Nevada this 17th day of
22 February, 2014.
23 Lisa Makowski
24 Lisa Makowski, CCR 345
25

EXHIBIT 2

1 IN THE CIRCUIT COURT OF THE
11TH JUDICIAL CIRCUIT
2 IN AND FOR MIAMI-DADE COUNTY, FLORIDA
3 GENERAL JURISDICTION DIVISION
4 CASE NO. 12-28537 CA 24
5
6
SHELDON G. ADELSON,
7
Plaintiff,
8 vs.
9 STEVEN C. JACOBS,
10 Defendant.
_____/
11
12
13 Two South Biscayne Boulevard
Miami, Florida
14 February 19, 2014
Wednesday, 9:55 A.M.
15
16
17 V I D E O T A P E D
18 D E P O S I T I O N
19
OF
20
21 SHELDON ADELSON
22 Volume 2
23
24 Taken on Behalf of the Defendant
Pursuant to Notice of Taking Deposition
25

1 A P P E A R A N C E S
2 On behalf of the Plaintiff:
3 Coffey Burlington
2699 South Bayshore Drive
4 Miami, Florida 33133
BY: KENDALL COFFEY, ESQ.,
5 BENJAMIN H. BRODSKY, ESQ. and
kcoffey@burlington.com
6 bbrodsky@burlington.com
7 -and-
8 Wood Hernaci & Evans, LLC
1180 West Peachtree Street
9 Suite 2400
Atlanta, Georgia 30309
10 BY: L. LIN WOOD, ESQ.
lwood@whetriallaw.com
11
12 On behalf of the Defendant:
13 Pisanelli Bice
3883 Howard Hughes Parkway
14 Suite 800
Las Vegas, Nevada 89169
15 BY: TODD L. BICE, ESQ. and
ERIC T. ALDRIAN, ESQ.
16 tlb@pisanellibice.com
eta@pisanellibice.com
17
-and-
18
Payton & Associates, LLC
19 One Biscayne Tower
Two South Biscayne Boulevard
20 Suite 1600
Miami, Florida 33131
21 BY: HARRY A. PAYTON, ESQ.
payton@payton-law.com
22
23 Also Present: Steven Jacobs
Ira Raphaelson, LVSC
24 Oliver Lee, Videographer
25 Angel Cortinas, Special Magistrate

1
2
3 I N D E X
4 SHELDON ADELSON
5 Continued Examination by Mr. Bice 364
6 Examination by Mr. Wood 659
7 Further Examination by Mr. Bice 666
8
9
10
11 E X H I B I T S
12 Deposition Exhibit 14 377
13 Deposition Exhibit 15 488
14 Deposition Exhibit 16 502
15 Deposition Exhibit 17 534
16 Deposition Exhibit 18 537
17 Deposition Exhibit 19 541
18 Deposition Exhibit 20 548
19 Deposition Exhibit 21 560
20 Deposition Exhibit 22 561
21 Deposition Exhibit 23 599
22 Deposition Exhibit 24 610
23 Deposition Exhibit 25 623
24 Deposition Exhibit 26 647
25 Deposition Exhibit 27 668

1 A. No. This statement relates to Mr. Jacobs'
2 and his attorney's attempt to tie in his claims
3 against Las Vegas Sands Corporation as being
4 responsible for -- he's trying to establish a nexus
5 between LVSC, which is headquartered in Nevada, and
6 the operation in Macau, which is under the company
7 for which he worked by contract.
8 Q. Understood.
9 A. So this paragraph is saying that these --
10 these documents and directives come from Las Vegas,
11 because his argument is that Sands China has a nexus
12 to Las Vegas.
13 Q. Right.
14 A. Because not stating that both
15 Mr. Jacobs -- Mr. Leven and I and other members of
16 the LVS board are on the board of Sands China
17 Limited, and that our actions and decisions made on
18 behalf of Sands China, no matter where we were, if I
19 was here in Miami and I got a call about Sands
20 China, I would -- you could say that the
21 headquarters of Sands -- SCL, Sands China Limited,
22 were here in Miami.
23 Q. Okay.
24 A. If I was --
25 MR. WOOD: He's asking you whether that's

1 the paragraph --
2 MR. BICE: Can I object to this?
3 MR. WOOD: Wait a second. Whoa, whoa,
4 whoa, whoa. Hold on, Sheldon.
5 Mr. Cortinas, I don't mind having to
6 address opposing counsel, but I'm not going to
7 have this gentleman sit here and act that way
8 in front of my presence.
9 SPECIAL MAGISTRATE: Let's calm down.
10 MR. WOOD: Don't even start laughing at
11 me. I'll move the Court to exclude you from
12 this deposition, sir. We don't tolerate that
13 kind of behavior by a party litigant.
14 SPECIAL MAGISTRATE: Let's calm down,
15 okay?
16 MR. WOOD: I want him out if he's going to
17 sit there and belittle me and my client.
18 SPECIAL MAGISTRATE: I don't believe
19 anybody has belittled anybody.
20 MR. WOOD: Well, come around this side of
21 the table, Mr. Cortinas.
22 THE WITNESS: You want to see this side of
23 the table.
24 MR. WOOD: Why don't we park him down
25 there, where you can see what he's doing.

1 THE WITNESS: I have asked to --
2 MR. WOOD: Park him down there, then, so
3 he can watch him.
4 SPECIAL MAGISTRATE: This is the first
5 time I've heard of any this. Hopefully -- I
6 have not observed anything. I apologize. I'm
7 over here. I'm focusing on the witness, and
8 I'm focusing on the lawyer's questions. So I
9 will pay attention to all of these things.
10 Let's get back to the question that you
11 have, and let's ignore any other rephrasing of
12 the question for now.
13 MR. BICE: I understand that. But I
14 object --
15 SPECIAL MAGISTRATE: Let's not do any --
16 there's nothing to object on right now because
17 there's nothing before this witness.
18 BY MR. BICE:
19 Q. All right. So Mr. Adelson, Mr. Adelson,
20 what you understood this paragraph No. 5 was about
21 was Mr. Jacobs' attempting to claim to the Nevada
22 court that --
23 A. That's --
24 Q. -- there was jurisdiction over Sands China
25 because these activities were being controlled in --

1 MR. WOOD: Object.
2
3 BY MR. BICE:
4 Q. -- in Nevada, right?
5 MR. WOOD: Hold on one second,
6 Mr. Adelson.
7 SPECIAL MAGISTRATE: He's entitled to make
8 an objection.
9 MR. WOOD: I'm struggling with the idea of
10 his understanding of what Mr. Jacobs was doing
11 with this declaration, how that relates to his
12 claim for libel for the statement about
13 prostitution --
14 SPECIAL MAGISTRATE: He asked the
15 question -- he asked the question about
16 paragraph 5, and the witness answered,
17 explaining that it had to do with Mr. Jacobs
18 bringing in the jurisdictional issue. Now he's
19 asking the question of, again, whether that
20 statement --
21 MR. WOOD: Well, that --
22 SPECIAL MAGISTRATE: -- only includes the
23 jurisdictional issue or it includes other
24 things.
25 So go ahead and ask the question.

1 MR. WOOD: With all due respect, the
2 question that he asked, and I understand
3 Mr. Adelson's testimony. The question he asked
4 was: Was this the paragraph in the statement
5 that you've sued on in this case? That was the
6 question that was --
7 MR. BICE: That was not the question --
8 MR. WOOD: Oh, yeah. I can look right
9 back at it and show you.
10 SPECIAL MAGISTRATE: Well, that --
11 MR. BICE: The question that you
12 interrupted --
13 SPECIAL MAGISTRATE: The question was
14 asked, and it was answered. Now we have a new
15 question --
16 MR. BICE: Correct.
17 SPECIAL MAGISTRATE: -- before the
18 witness. Go ahead.
19 BY MR. BICE:
20 Q. Mr. Adelson, my question, I'm going to
21 rephrase, I'm going to repeat it exactly so we don't
22 have any debate. I apologize.
23 So what you interpreted paragraph 5 as
24 saying is that Mr. Jacobs was citing this as an
25 example of why Sands China was subject to

1 jurisdiction in the Nevada court, because he claimed
2 that those acts were being controlled in Las Vegas,
3 correct?
4 MR. WOOD: Object to the form of the
5 question. You're asking him for
6 interpretation --
7 MR. BICE: No.
8 MR. WOOD: Let me finish. He's asking for
9 an interpretation of this paragraph as to what
10 Mr. Jacobs was trying to do.
11 That has nothing to do with what he said
12 in the paragraph that he is suing on. It
13 doesn't matter what Mr. Jacobs' interpretation
14 is for Mr. Adelson's purposes. He's suing for
15 libel for the statement made about
16 prostitution. He's not here to interpret the
17 affidavit of Mr. Jacobs.
18 So I object to the question. I believe
19 it's beyond the scope of discovery,
20 Mr. Cortinas.
21 SPECIAL MAGISTRATE: To the extent the
22 witness understands the question.
23 Can we have the court reporter read it
24 back?
25 MR. BICE: Thank you.

1 THE WITNESS: I used to have to go through
2 the tape. Today, they go through the computer.
3 And I used to have to type up the transcripts
4 at the rate of 8 to 12 pages an hour, going
5 into the middle of the night. Today, you get a
6 transcript simultaneously.
7 (Thereupon, the requested portion was read
8 back by the reporter as above recorded.)
9 MR. WOOD: Subject to my objection.
10 SPECIAL MAGISTRATE: Go ahead.
11 THE WITNESS: Yes.
12 BY MR. BICE:
13 Q. And you knew that at this point in time,
14 when this declaration was filed, that the
15 jurisdiction over Sands China was something that was
16 then pending before the Nevada court, correct?
17 MR. WOOD: Again, we're talking about the
18 Nevada litigation. That's not what we're here
19 to do.
20 SPECIAL MAGISTRATE: The witness testified
21 that that's what he understood, among other
22 things, possibly, that paragraph to mean. So
23 his awareness of it is relevant.
24 Go ahead and answer the question. Ask the
25 question again and answer it.

1 MR. BICE: Can you read it?
2 THE WITNESS: I don't specifically recall
3 reading this document with this paragraph, but
4 if I read it then -- I'm answering this
5 hypothetically.
6 BY MR. BICE:
7 Q. Understood.
8 A. But I'm reading it today, and there's no
9 question in my mind that this was not related to
10 documents concerning a prostitution strategy that
11 didn't exist.
12 Q. Okay.
13 A. Policy existed, but not a strategy.
14 Q. All right.
15 A. But this paragraph is clearly to try to
16 validate, as meritorious, the nexus between SCL and
17 Nevada.
18 Q. Which was the jurisdictional dispute going
19 on in the Nevada court, correct?
20 A. It's still going on. It's been appealed
21 to the Nevada Supreme Court. Your claim as
22 rejected, sent back for some reason, and we appealed
23 it again. Three years later, the subject matter is
24 not resolved.
25 Q. All right. If you go next to paragraph

1 Q. Okay.
2 A. But I was told that he believed that he
3 told somebody that he was told -- Jacobs told
4 somebody that Jacobs was told indirectly that Bill
5 Weidner didn't implement my policy, my
6 zero-tolerance policy, because Weidner felt that he
7 approved prostitution, that it was, quote, "good for
8 business."
9 Q. And who was that imparted that information
10 to you, is what I'm trying to understand?
11 A. That's what I can't remember.
12 Q. Okay. And you --
13 A. It may have been attorneys. It may have
14 been somebody else. I just don't recall.
15 Q. Did Mr. Weidner have the apparent --
16 A. The suggestion that I'm withholding
17 information is -- is a red-herring issue. I would
18 appreciate it if you really got to the facts in this
19 case.
20 Q. Well, we --
21 A. Because I'm trying to make -- rather than
22 trying to make other accusations out of this fishing
23 expedition that you're going on called discovery.
24 Q. Okay. Mr. Adelson, did Mr. Weidner have
25 the apparent authority to set a policy different

1 than your own?
2 MR. WOOD: Please.
3 THE WITNESS: I've already answered.
4 MR. WOOD: You've ruled.
5 SPECIAL MAGISTRATE: I understand. We've
6 already gone through this question. He talked
7 about apparent authority -- real authority and
8 apparent authority.
9 MR. BICE: Okay. I will follow your
10 instruction.
11 BY MR. BICE:
12 Q. Are you aware of any other executives
13 violating your zero-tolerance policy on
14 prostitution?
15 A. I told you, had I been aware of any other
16 executives violating my zero-tolerance policy on
17 prostitution, they would no longer be with the
18 company.
19 Q. All right.
20 A. From the moment I heard about it.
21 Q. Have you fired anybody, then, for
22 violating your policy?
23 A. No, because I didn't know. Yeah, one of
24 the policies -- we have 35 reasons why we fired
25 Mr. Jacobs. One of the reasons why, that he

1 condoned prostitution, and he allowed it.
2 Q. And when did he --
3 A. Thirty-five reasons, any one of which was
4 sufficient to fire that man for cause.
5 Q. All right. Mr. Adelson, how did he
6 condone prostitution?
7 A. By allowing it to happen.
8 Q. Okay.
9 A. It was also suggested that he was the guy
10 that initiated the raid one night in December, after
11 he was terminated, on the night that I arrived.
12 There was a raid on prostitution. There were rumors
13 that SJM bus-loaded prostitutes to be arrested by
14 the police after their raid was initiated, quite
15 innocently and naively and out of the blue, the
16 night and the hour that I arrived --
17 Q. And you believe, Mr. Adelson --
18 A. -- in Macau, which was 8,000 miles away
19 from where I live.
20 Q. Do you believe Mr. Jacobs had some role in
21 that?
22 A. Anything negative that happens in my life,
23 I believe -- that related to my company, related to
24 Macau, I believe that Jacobs somehow, somewhere had
25 a role. It is obvious all of these lies that he --

1 A. So it was a big surprise to me to find out
2 that Weidner, on the prostitution issue,
3 ostensibly -- ostensibly said that he was in favor
4 of prostitution; it was good for business; let it
5 continue happening.
6 And I didn't find out about that until the
7 prostitution issue came up later.
8 Q. Mr. Adelson, would you -- would you agree
9 with this statement: That if you don't enforce your
10 policy, it is not a real policy?
11 A. That's not true at all.
12 Q. You don't agree with that?
13 MR. WOOD: He doesn't agree with it.
14 THE WITNESS: No.
15 BY MR. BICE:
16 Q. Okay. Tell me why.
17 A. What do you mean it's not a real policy?
18 Q. That if you --
19 A. For those people who believe -- listen, we
20 don't have any union. We are the only property in
21 the Las Vegas strip that doesn't have a union. Why?
22 Because we treat our employees so well and we give
23 them so many benefits, they don't believe -- the
24 employees don't believe -- and union has been trying
25 to unionize them for more than a decade, for 15

1 believe, yeah.
2 Q. Okay. If you go down to the --
3 A. But he won't report to him. Goldstein is
4 only responsible for gaming operations. The
5 non-gaming operations are under Mr. Cagle, Chris
6 Cagle.
7 Q. If you go down to the email at the bottom,
8 Mr. Adelson, the paragraph that says "enough said."
9 Do you see that?
10 A. This is six years ago. Do I --
11 Q. Do you see the paragraph that starts
12 "enough said"?
13 A. Oh, "enough said." The last paragraph.
14 Q. If you look at the second-to-last sentence
15 on this issue, it says, "I know that we would not
16 eradicate this, and given the nature of our
17 business, we shouldn't."
18 Do you see that?
19 A. Yes.
20 Q. Do you know that he's talking about
21 prostitution?
22 A. I guess so.
23 MR. WOOD: I don't want you to speculate.
24 Have you ever seen this before?
25 THE WITNESS: No.

1 MR. WOOD: Don't speculate.
2 THE WITNESS: That's why I said, I'm not
3 here. How would I have occasion to see this?
4 BY MR. BICE:
5 Q. Mr. Adelson, is this consistent with your
6 claim of a zero-tolerance policy in Macau?
7 A. Look, I set the policy. I told you,
8 whatever policy I would set, there may be one or two
9 or a dozen or a hundred employees, either at a
10 supervisory or management position, that may agree
11 with any policy I set, and they're entitled. I
12 encourage people to have different opinions.
13 But I also encourage people to talk
14 directly to me, and to say, you disagree with my
15 policy, tell me why, and I'll be happy to listen to
16 you.
17 Q. My question to you --
18 A. This never came to my attention.
19 Q. My question, Mr. Adelson, was, is this
20 inconsistent with what you claim as a zero-tolerance
21 policy?
22 MR. WOOD: He's answered the question.
23 SPECIAL MAGISTRATE: Go ahead and answer
24 it.
25 THE WITNESS: I'm sorry, Your Honor, you

1 BY MR. BICE:
2 Q. With the legal position that you took in
3 Nevada, didn't it?
4 A. I can't -- I can't describe for you
5 accurately as a lawyer, what, quote, "legal
6 position" I took. But filing this case had only one
7 motivation, because Jacobs went out of his way to
8 try to harass, defame, slander me, libel me, and
9 embarrass me.
10 That's the -- that's the only basis. It
11 had nothing to do with the lawsuit there.
12 Q. And, Mr. Adelson, when you say -- what is
13 it -- or strike that.
14 Do you contend that Mr. Jacobs was not
15 entitled to seek the documents that he sought in the
16 Nevada action?
17 MR. WOOD: Excuse me. What Mr. --
18 Mr. Jacobs --
19 SPECIAL MAGISTRATE: That goes into --
20 that goes into, again, legal -- potentially
21 legal conversations and the Nevada lawsuit. We
22 will go ahead and sustain the objection.
23 MR. BICE: With that, obviously, we are
24 reserving our rights to, as we identified
25 before.

1 SPECIAL MAGISTRATE: Okay. For our
2 purposes, while we're still on the record,
3 regarding the depositions last week, I think
4 we'll follow the procedure that we had set for
5 filing any objections. I thought it was by
6 this coming Friday.
7 MR. BICE: Yes.
8 SPECIAL MAGISTRATE: And then did we have
9 a series of days, I think, that each side can
10 respond to that if they like.
11 MR. BRODSKY: I think you suggested that
12 in your letter.
13 SPECIAL MAGISTRATE: So I think we will
14 follow that, and you will advise whether you
15 have any other depositions or matters going
16 forward.
17 MR. BICE: We will.
18 MR. COFFEY: Tomorrow's hearing is
19 canceled.
20 MR. WOOD: The deposition is concluded.
21 MR. BICE: Thank you.
22 THE VIDEOGRAPHER: Going off the record at
23 6:10.
24 (Thereupon, the taking of the deposition
25 was concluded at 6:11 p.m.)

1 AFFIDAVIT
2 STATE OF FLORIDA)
COUNTY OF)
3
4 I, , being first
5 duly sworn, do hereby acknowledge that I did
6 read a true and certified copy of my deposition
7 which was taken in the case of ADELSON V.
8 JACOBS, taken on the 19th day of February,
9 2014, and the corrections I desire to make are
10 as indicated on the attached Errata Sheet.
11
12 CERTIFICATE
13
14 STATE OF FLORIDA)
COUNTY OF)
15
16
Before me personally appeared
17 _____,
to me well known / known to me to be the
18 person described in and who executed the
foregoing instrument and acknowledged to and
19 before me that he executed the said instrument
in the capacity and for the purpose therein
20 expressed.
21 Witness my hand and official
seal, this _____ day of
22 _____, _____.
23
24
25 _____
(Notary Public)

1
2 MY Commission Expires: 2/16/16
3
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1 ERRATA SHEET

2 PAGE LINE REMARKS

3 _____

4 _____

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

20 _____

21 _____

22 Signature of Witness

_____

23 (Notary Public)

24 Dated this _____ day of _____, _____.

25 MY Commission Expires: _____

1 CERTIFICATE OF OATH
2 STATE OF FLORIDA)
3 COUNTY OF MIAMI-DADE)
4
I, the undersigned authority, certify that
5 SHELDON ADELSON personally appeared before me
and was duly sworn.
6 WITNESS my hand and official seal this 20th day
of February, 2014.
7
8
KELLI ANN WILLIS, RPR, CRR
9 Notary Public, State of Florida
My Commission No. EE911443
10 Expires: 2/16/16
11 + + + + + + + + + + + + + + + + + +
12 CERTIFICATE
13 STATE OF FLORIDA)
14 COUNTY OF MIAMI-DADE)
15 I, KELLI ANN WILLIS, Registered
Professional Reporter and Certified Realtime
16 Reporter do hereby certify that I was
authorized to and did stenographically report
17 the foregoing deposition of SHELDON ADELSON;
That a review of the transcript was
18 requested; and that the transcript is a true
record of my stenographic notes.
19 I FURTHER CERTIFY that I am not a
relative, employee, attorney, or counsel of any
20 of the parties, nor am I a relative or employee
of any of the parties' attorney or counsel
21 connected with the action, nor am I financially
interested in the action.
22 Dated this 20th day of February, 2014.
23
24
25 KELLI ANN WILLIS, RPR, CRR

EXHIBIT 3

SUBMITTED

UNDER

SEAL

PURSUANT

TO

CONFIDENTIALITY

ORDER

EXHIBIT 4

IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY
FLORIDA CIRCUIT CIVIL DIVISION
******

SHELDON G. ADELSON,
Plaintiff,
vs.
STEVEN C. JACOBS,
Defendant.

Case No. 12-28537 CA 24

VIDEOTAPED DEPOSITION OF
ROBERT G. GOLDSTEIN

February 11, 2014
9:20 a.m.

3883 Howard Hughes Parkway, Suite 800
Las Vegas, Nevada

Reported By: Heidi K. Konsten, RPR, CCR # 845
JOB NO.: 198441

1 APPEARANCES:
2
3 For the Plaintiff:
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19 Pisanelli Bice, PLLC
3883 Howard Hughes Parkway
20 Suite 800
Las Vegas, Nevada 89169
21 (702) 214-2100
(702) 214-2101 Fax
22
Also present: Terrell Holloway, Videographer
23
24 * * * * * *
25

1 THE WITNESS: Yes.
2 BY MR. BICE:
3 **Q You'll see in here, you'll see Item**
4 **No. 3 where Mr. -- Mr. Lazzaro indicates to**
5 **Mr. DeAngelo: Mr. Adelson had a comment that**
6 **there were too many prostitutes.**
7 MR. COFFEY: Object to the form,
8 mischaracterizes the document.
9 MR. PEEK: You may answer.
10 THE WITNESS: Yes.
11 BY MR. BICE:
12 **Q Okay. Do you know what the level of**
13 **prostitution has to be to prompt such a comment by**
14 **Mr. Adelson, "too many"?**
15 MR. COFFEY: Object to the form.
16 THE WITNESS: Knowing Sheldon, if he
17 saw a prostitute, he would object.
18 BY MR. BICE:
19 **Q Okay. So this could have been in**
20 **reference to just one?**
21 A Yes.
22 **Q Do you believe it was in reference to**
23 **just one?**
24 A I don't know.
25 **Q When it was brought to your attention**

1 CERTIFICATE OF COURT REPORTER

2

STATE OF NEVADA)
3) ss:
COUNTY OF CLARK)

4

5 I, Heidi K. Konsten, Certified Court Reporter
6 licensed by the State of Nevada, do hereby certify
7 that I reported the deposition of ROBERT G.
8 GOLDSTEIN, on February 11, 2014, at 9:20 a.m.
9 Prior to being deposed, the witness was duly
10 sworn by me to testify to the truth. I thereafter
11 transcribed my said stenographic notes via
12 computer-aided transcription into written form,
13 and that the transcript is a complete, true and
14 accurate transcription and that a request was not
15 made for a review of the transcript.
16 I further certify that I am not a relative,
17 employee or independent contractor of counsel or
18 any party involved in the proceeding, nor a person
19 financially interested in the proceeding, nor do I
20 have any other relationship that may reasonably
21 cause my impartiality to be questioned.
22 IN WITNESS WHEREOF, I have set my hand in my
23 office in the County of Clark, State of Nevada,
24 this February 18, 2014.
25 Heidi K. Konsten, RPR, CCR No. 845

EXHIBIT 5

RE: Mr. Adelson's Venetian Comments

From:

"Brown, Mark" <"/o=first organization/ou=first administrative group/cn=recipients/cn=mark.brown">

To:

"DeAngelo, Len" <len.deangelo@marinabaysands.com>

Date:

Wed, 25 Mar 2009 04:15:09 +0000

Yes Len, I am on it.

From: DeAngelo, Len [mailto:Len.DeAngelo@MarinaBaySands.com]
Sent: Wed 09/03/25 11:45 AM
To: Brown, Mark
Cc: Masclo, Vincent
Subject: FW: Mr. Adelson's Venetian Comments

Mark
Please prepare a strategy to address each of the eight issues below.
We must respond to Mr. Adelson with an action plan or analytical explanation of each.
We shall discuss on my next visit.
Thanks.

From: Lazzaro, Andrew
Sent: Tuesday, March 24, 2009 11:38 PM
To: DeAngelo, Len
Subject: Mr. Adelson's Venetian Comments

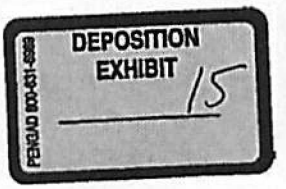
Len,

Below is a list of comments from Mr. Adelson's walk through the Venetian Friday, March 20th at 4:30 pm:

1. Not enough aisle carpets creating clear pathways through the property
2. No high limit sign, hard to find the area
3. Too many prostitutes
4. No Chinese slot signage
5. Tables in high traffic areas and aisles were not open
6. Too many table games had people waiting to play
7. Red Dragon and Imperial casino did not look identical as per his earlier request on testing them
8. Overall merchandising of the floor was poor

Cheers,
Andrew

Andrew Lazzaro
SVP Marketing and Strategic Growth
Las Vegas Sands Asia
andrew.lazzaro@marinabaysands.com
andrew.lazzaro@venetian.com.mo
Singapore DID: +65 6688 0008



Singapore Mobile: +65 9113 3529
Macao DID: +853 8118 2258

www.sands.com.mo
www.venetian.com.mo
www.marinabaysands.com

EXHIBIT 6

IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT IN AND
FOR MIAMI-DADE COUNTY, FLORIDA

SHELDON G. ADELSON,	)	
	)	
Plaintiff,	)	Circuit Civil Division
	)	Case No.
	)	12-28537 CA 24
vs.	)	
	)	
STEVEN C. JACOBS,	)	
	)	
Defendant.	)	
	)	

VIDEOTAPED DEPOSITION OF RONALD REESE
LAS VEGAS, NEVADA
FEBRUARY 14, 2014

Reported By: LISA MAKOWSKI, CCR 345, CA CSR 13400
JOB NO.: 202639

1 DEPOSITION OF RONALD REESE, taken at
2 Pisanelli Bice, 3883 Howard Hughes Parkway, Suite
3 800 Las Vegas, Nevada, on Friday, February 14, 2014,
4 at 9:09 a.m., before Lisa Makowski, Certified Court
5 Reporter, in and for the State of Nevada.
6
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1 INDEX

2 WITNESS PAGE
3 RONALD REESE
4 Examination by Mr. Bice 8

5

6 INDEX OF EXHIBITS

7 EXHIBIT PAGE
8 Exhibit 1 Declaration 53
9 Exhibit 2 Defendant's Response to Plaintiff's Declaration 140
10
Exhibit 3 E-mail String from Ron
11 Reese to Peter Duda 147
12 Exhibit 4 Complaint 166
13 Exhibit 5 E-mail from Betty Yurcich to Ken Kurson 171
14
Exhibit 6 E-mail Re Forbes Article 173
15
Exhibit 7 E-mail Re Social Media
16 Pushback Against National Jewish
17 Democratic Council From Ron Reese to Venetian 176
18
Exhibit 8 E-mail String Re Vegas
19 Sands Chief Firing Back at Former Exec's Claim
20 that Prostitution was Allowed in Macau 183
21
Exhibit 9 E-mail Re Adelson
22 Threats Libel Suit Against Democrats 194
23
Exhibit 10 E-mail Re AP Story 198
24
Exhibit 11 E-mail Re Associated
25 Press Article 200

1 INDEX OF EXHIBITS

EXHIBIT		PAGE
Exhibit 12	E-mail Re Democratic Group Retracts Reuters Article	205
Exhibit 13	E-mail Re Politico Article	211
Exhibit 14	Amended Complaint	213
Exhibit 15	Declaration of Ron Reese	223
Exhibit 16	Plaintiff's Exceptions to General Magistrate's Report and Recommendation	223
Exhibit 17	Reuters Article	241
Exhibit 18	ProPublica Article	244
Exhibit 19	Article Titled, "US Authorities Investigating Las Vegas Sands Over Money Laundering Concerns"	246
Exhibit 20	South China Morning Post Article	253

1 INSTRUCTION NOT TO ANSWER THE QUESTION

PAGE	LINE
68	8
70	16
72	12
94	2
99	8
112	21
113	6
114	6
115	20
119	20
120	23
121	4
130	23
144	20
152	23
160	2
160	8
160	12
162	1
169	13
170	12
172	10
172	13
191	22
221	20
231	24
235	12
243	12
245	7
249	18
251	2
254	18

1 LAS VEGAS, NEVADA, FRIDAY, FEBRUARY 14, 2013
2 9:11 a.m.
3 -oOo-
4 THE VIDEOGRAPHER: This is the beginning
5 of Videotape No. 1 in the deposition of Ronald
6 Reese in the matter of Adelson versus Jacobs held
7 at Pisanelli Bice, 3883 Howard Hughes Parkway,
8 Suite 800, Las Vegas, Nevada 89169 on February 14,
9 2014 at 9:11 a.m. The court reporter is Lisa
10 Makowski. I am Terrell Holloway, the videographer,
11 an employee of Litigation Services, located at 3770
12 Howard Hughes Parkway, Suite 300, Las Vegas,
13 Nevada, 89169.
14 This deposition is being videotaped at
15 all times unless specified to go off the video
16 record.
17 Would all present please identify
18 themselves, beginning with the witness.
19 THE WITNESS: Ronald Reese.
20 MR. PEEK: And good morning. Stephen
21 Peek on behalf of Mr. Reese as well as Las Vegas
22 Sands Corp.
23 MR. RAPHAELSON: Ira Raphaelson for
24 Las Vegas Sands Corp.
25 MR. COFFEY: Kendall Coffey of Coffey

1 **Q. Okay.**
2 A. Just a sounding -- sort of a sounding
3 board, if you will. It's pretty common for, you
4 know, most large companies to have outside -- you
5 know, like an outside counsel, you have outside PR
6 consultants.
7 **Q. And do they provide you input on strategy**
8 **and -- and the like as well?**
9 A. They can.
10 **Q. Do you recall whether they did on this**
11 **issue?**
12 MR. PEEK: This issue, meaning the
13 prostitution issue?
14 MR. BICE: This -- this specific e-mail
15 and article.
16 MR. PEEK: Okay. Well --
17 THE WITNESS: I don't recall.
18 BY MR. BICE:
19 **Q. Okay. You say here -- it says, "I'm**
20 **sorry I missed your -- sorry I missed you earlier**
21 **this month in New York. Wanted to make sure you**
22 **saw this."**
23 **Do you recall why you wanted to make sure**
24 **they saw this?**
25 A. Well, because they were providing some

1 counsel, so I just --
2 **Q. All right.**
3 A. They'd send me stuff, I'd send them
4 stuff.
5 **Q. Okay. It says, "We are filing a hard**
6 **hitting reply early next week."**
7 **You see that?**
8 A. Yes, sir.
9 **Q. All right. "Mr. Adelson wants to**
10 **publicly respond sooner, though, which will garner**
11 **equal media attention."**
12 **What were you trying to garner -- or what**
13 **media attention were you trying to garner?**
14 A. Trying to refute the out -- outrageous
15 allegations.
16 **Q. Okay. And what is the "hard hitting**
17 **reply" that you're referencing there?**
18 A. I can't say specifically.
19 **Q. Well, if you look at the date on this,**
20 **this is July 2 of 2012.**
21 **You see that?**
22 A. Yes, sir.
23 **Q. If you'd go back and look at the date of**
24 **Exhibit No. 2.**
25 A. Yes.

1 **Q. Do you know what the date of that**
2 **document is?**
3 A. July 17th of 2012.
4 **Q. Do you have any reason to dispute that**
5 **what you're characterizing as the "hard hitting**
6 **reply" is Exhibit No. 2?**
7 MR. COFFEY: Object to the form of the
8 question.
9 THE WITNESS: I have no reason to dispute
10 it or confirm it.
11 BY MR. BICE:
12 **Q. How did you know there was going to be a**
13 **hard hitting reply?**
14 A. Conversations with legal counsel.
15 **Q. Okay. And why were you filing a hard**
16 **hitting reply -- or why were you -- yeah, it says**
17 **you're filing. Why were you filing a hard hitting**
18 **reply.**
19 MR. COFFEY: Objection.
20 MR. PEEK: Well --
21 MR. COFFEY: Oh, go ahead.
22 MR. PEEK: Well, I'm going to object and
23 instruct him not to answer because he just said
24 that the hard hitting reply information came to him
25 from counsel. So what you're asking him to do now

1 **Did you have any communications with**
2 **Mr. Adelson that you can remember about**
3 **disseminating that response to the media?**
4 A. About disseminating that -- about
5 disseminating the reply to the media?
6 **Q. Yes, sir.**
7 A. Our -- his reply?
8 MR. PEEK: No, he's talking about the --
9 are you talking about Exhibit 2?
10 MR. BICE: I'm talking about the
11 response, yeah.
12 MR. PEEK: Did you have any conversation
13 with Mr. Adelson about Exhibit 2. Is that what you
14 --
15 THE WITNESS: About sending this to
16 anybody?
17 BY MR. BICE:
18 **Q. Yes.**
19 A. I -- not that I recall.
20 **Q. Okay. If you look at this I think it's**
21 **been handed --**
22 A. Eight.
23 **Q. -- to you now as Exhibit No. 8?**
24 A. Yes.
25 **Q. All right. And I'll -- did you have a**

1 **chance to read it?**
2 A. Okay.
3 **Q. And you see that you sent an e-mail to**
4 **Mr. Leven and Mr. Raphaelson; correct?**
5 A. Uh-huh.
6 **Q. And you said, "Now we are having some**
7 **fun"?**
8 A. Yep.
9 **Q. What was the fun that you were having?**
10 A. I can tell you with all sincerity, Mr.
11 Bice, I was not having any fun during this time.
12 **Q. I understand. But what -- what is it you**
13 **are referencing there when you say that now we are**
14 **having some fun?**
15 A. I think that's -- like anybody would say,
16 like, no offense, but isn't this fun? You know,
17 it's sarcasm. It's -- this was, you know, a trying
18 period of time for those of us that were dealing
19 with this issue or -- or interacting with
20 Mr. Adelson. He -- he took the allegations very
21 seriously and was very disappointed and very upset.
22 And so for -- you know, you look back at the --
23 when they were originally in Mr. Jacobs' original
24 pleading up to even this point, you know, more of
25 a -- more than a month of dealing with this stuff,

1 there was nothing about it that was fun.
2 **Q. Okay. Well, did you -- were you**
3 **endeavoring to disseminate -- does this refresh**
4 **your recollection that you were disseminating that**
5 **response, Exhibit No. 2, to the media in an attempt**
6 **to garner media attention for it?**
7 A. Potentially.
8 **Q. Okay. Did you disseminate -- this --**
9 **this might sound like an accusatory statement; it's**
10 **not intended as one. Did you disseminate anything**
11 **to the media without proper authorization from the**
12 **company?**
13 A. Proper authorization?
14 **Q. Yeah.**
15 A. I have in the past, sure.
16 **Q. Okay. You have disseminated things**
17 **without anyone knowing about it?**
18 A. I could send a -- well, without anybody
19 knowing about it, I mean, that's a -- that's a
20 really wide berth there, Mr. Bice.
21 **Q. You're right. You're right, it is. So**
22 **let me rephrase it. All I'm trying to understand**
23 **is, Mr. Reese, when you disseminate something to**
24 **the media --**
25 A. Uh-huh.

1 **Q. No.**
2 A. Or affiliated with the Democratic?
3 **Q. To people affiliated with it.**
4 A. Not that I'm aware of.
5 **Q. Do you know whether he made any**
6 **contributions to any foundations affiliated with**
7 **Mr. Dershowitz?**
8 A. Not that I'm aware of.
9 **Q. The e-mail, then, says -- there's an**
10 **E-mail from Ms. Yurcich, who is Mr. Adelson's**
11 **assistant; correct?**
12 A. Yes, sir.
13 **Q. And -- and it says, "They are rolling**
14 **in." Do you know what that means?**
15 A. I can't speak for Betty.
16 **Q. Okay. Did you have any -- did you have**
17 **any understanding of it at the time it was**
18 **received?**
19 A. Not that I can recall today.
20 **Q. Okay. And then it goes on -- you send a**
21 **response saying, "Great, I don't want to be**
22 **excused." But I mean -- I assume you meant**
23 **accused.**
24 A. Well, if I did, it was clear I typed this
25 pretty quickly.

1 **Q. And -- and you didn't want to be accused**
2 **of not getting enough press?**
3 A. Okay.
4 **Q. Is that accurate?**
5 A. Well, I think its context -- I mean, look
6 at what we are talking about here, a series of
7 articles. You've now given me multiple exhibits.
8 This is now on, I don't know, how many weeks we've
9 been dealing with this. So I don't -- I don't know
10 what I meant at the time, but it's a process that
11 we've -- had been -- had been dealing now with
12 going on weeks and weeks just related to the single
13 allegation made by Mr. Jacobs.
14 **Q. So your position is this related to the**
15 **allegation by Mr. Jacobs?**
16 A. Absolutely.
17 **Q. Okay. When -- was it your plan -- was it**
18 **your plan to get a lot of press on this?**
19 MR. COFFEY: Object to form.
20 THE WITNESS: I guess my plan, Mr. Bice,
21 or my hope would -- would have been that we would
22 have been able to have other people let us tell our
23 side of the story, Mr. Adelson's side of the story.
24 BY MR. BICE:
25 **Q. Okay.**

1 A. And refute the allegations.
2 **Q. And what -- what was Mr. Adelson's side**
3 **of the story other than he just said he had a zero**
4 **tolerance policy? Was there one?**
5 MR. COFFEY: I'm sorry. The question
6 is -- I think it's a compound question. Object to
7 the form. Can you -- can you restate that?
8 MR. BICE: Do you understand my question?
9 MR. COFFEY: Read it back because I -- I
10 may have a misheard. I thought it was two
11 different questions.
12 (The requested portion of the record was
13 read by the court reporter.)
14 THE WITNESS: His side of the story?
15 BY MR. BICE:
16 **Q. Yeah.**
17 A. Okay. His side of the story were -- was
18 that the allegations were completely false.
19 **Q. Okay.**
20 A. That's all the allegation I think he
21 would -- or the -- all the side of the story he
22 would need to have.
23 **Q. Okay. Did he ever tell you that he had a**
24 **zero tolerance policy?**
25 A. Well, I've worked for him for ten years.

1 MR. BICE: Go off the record? Are they
2 going to argue? Do they have questions?
3 MR. COFFEY: Just a second. We have no
4 questions.
5 MR. BICE: We can go off.
6 THE VIDEOGRAPHER: Off the video record
7 at 3:26.
8 (Thereupon, the taking of the deposition
9 was concluded at 3:26 p.m.)
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1 CERTIFICATE OF DEPONENT

2 PAGE LINE CHANGE REASON

3 _____

4 _____

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11 * * *

12 DECLARATION OF DEPONENT

13 I, RONALD REESE, deponent herein, do hereby declare the within and foregoing transcription to be
14 my deposition in said action under penalty of perjury; that I have read, corrected and do hereby
15 affix my signature to said deposition this ___ day of _____, 2014.

16

17

18 _____
RONALD REESE
Deponent

19

20

21

22

23

24

25

1 REPORTER'S DECLARATION
STATE OF NEVADA)
2 COUNTY OF CLARK)
I, Lisa Makowski, CCR No. 345, declare as
3 follows:
4 That I reported the taking of the deposition of
5 the witness, RONALD REESE, commencing on Friday,
6 February 14, 2014 at the hour of 9:11 a.m.
7 That prior to being examined, the witness was
8 by me duly sworn to testify to the truth, the whole
9 truth, and nothing but the truth; that, before the
10 proceedings' completion, the reading and signing of
11 the deposition has been requested by the deponent or
12 a party.
13 That I thereafter transcribed said shorthand
14 notes into typewriting and that the typewritten
15 transcript of said deposition is a complete, true
16 and accurate transcription of said shorthand notes
17 taken down at said time.
18 I further declare that I am not a relative or
19 employee of any party involved in said action, nor a
20 person financially interested in the action.
21 Dated at Las Vegas, Nevada this 18th day of
22 February, 2014. Lisa Makowski
23 _____
Lisa Makowski, CCR 345
24
25

EXHIBIT 7

SUBMITTED

UNDER

SEAL

PURSUANT

TO

CONFIDENTIALITY

ORDER

EXHIBIT 8

SUBMITTED

UNDER

SEAL

PURSUANT

TO

CONFIDENTIALITY

ORDER

EXHIBIT 9

FW: UPDATE: Vegas Sands chief firing back at former exec's claim that prostitution was allowed in Macau

From:

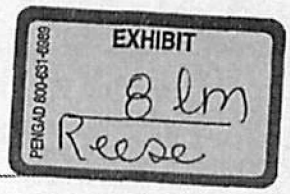
"Reese, Ron" <"reese, ron">

To:

Michael Leven <"michael leven">, "Raphaelseon, Iraad5" <"raphaelseon, Iraad5">

Date:

Wed, 18 Jul 2012 20:09:06 +0000



Now we are having some fun . . .

Editor Notes: Eds: APNewsNow. Will be updated.

Vegas mogul fires back at China prostitution claim

[18-July-2012]

By KEN RITTER, Associated Press

Las Vegas Sands Corp. chief and billionaire Republican political donor Sheldon Adelson is firing back at his former Macau casino executive's claim that Adelson approved prostitution at company properties in the Chinese gambling enclave.

Court documents filed Tuesday in Las Vegas accuse fired Sands China Ltd. executive Steven Jacobs of trying to tarnish Adelson's reputation to call attention to Jacob's claim that he was wrongly dismissed.

A Jacobs lawyer declined immediate comment Wednesday.

Adelson owns the Venetian and Palazzo casinos in Las Vegas.

He's also calling for the Democratic Congressional Campaign Committee to retract and apologize for what he calls false and defamatory statements accusing him of profiting from prostitution and donating "Chinese prostitution money" to GOP leaders.

DCCC official Jesse Ferguson says the committee is reviewing Adelson's letter.

Company Codes: NYSE:LVS

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