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GSR 2029 – 2033 ..... App. 4736-4741

VOLUME XXIII – FILED UNDER SEAL
This Volume is filed under seal pursuant to the Stipulated Protective Order entered on August 27, 2012 by the district court (2 App. 347-357) and by order of the district court during trial (19 App. 3948:12-13).

Trial Exhibit 51
Hadley emails
GSR 1982 - 2028 ..... App. 4742-4789

Trial Exhibit 52
Grand Sierra Resort Employee Handbook
(GSR 02034 – 2064) ..... App. 4790-4821

Trial Exhibit 53
Resume of Abraham Pearson ..... App. 4822-4824

Trial Exhibit 54
Concierge Lounge Schedules
(ATL 0137 – 0151) ..... App. 4825-4840

Trial Exhibit 55
March 12, 2010 memo re Host Internet Access Agreement
(ATL 0153) ..... App. 4841-4842

Trial Exhibit 56
Network Access Requests signed by Sumona Islam
(ATL 0154-0165) ..... App. 4843-4855

Trial Exhibit 57
Online System User Agreement signed by Sumona Islam
(ATL 0166 – 0169) ..... App. 4856-4860

Trial Exhibit 58
Grand Sierra Flyer
(ATL 0626 – 0627) ..... App. 4861-4863

Trial Exhibit 59
Plaintiff's Seventeenth Supplemental
NRCP 16.1 Disclosure ..... App. 4864-4899

Trial Exhibit 60
Resume of Brandon C. McNeely
(ATL 0992 – 0994) ..... App. 4900-4903

Trial Exhibit 61
Atlantis Customer Lifetime Value calculations
and Harvard Business Review case study
(ATL 0973 – 0990) ..... App. 4904-4922

Trial Exhibit 62
Black's Law Dictionary and Webster's
Dictionary definition of "sabotage"
(ATL 0995 – 1000) ..... App. 4923-4929

Trial Exhibit 63
Guest contact list prepared by Frank DeCarlo
at the direction of Debra Robinson
(ATL 1609) ..... App. 4930-4931

Trial Exhibit 64
Email string dated 4/5/12 regarding guest Arsenault
(ATL 1617 – 1618) ..... App. 4932-4934

Trial Exhibit 65
Email string dated 4/10/12 regarding guest Davidson
(ATL 1619 – 1620) ..... App. 4935-4937

Trial Exhibit 66
Email dated 4/17/12 regarding guest Scheider
(ATL 1621) ..... App. 4938-4939

Trial Exhibit 67
Portions of David Law's personnel file,
redacted as to Social Security number
(ATL 1667 – 1681) ..... App. 4940-4955

Trial Exhibit 68
Portions of Lilia Santos' personnel file,
redacted as to Social Security number
(ATL 1682 – 1695) ..... App. 4956-4970

VOLUME XXIV – FILED UNDER SEAL
This Volume is filed under seal pursuant to the Stipulated Protective Order entered on August 27, 2012 by the district court (2 App. 347-357) and by order of the district court during trial (19 App. 3948:12-13).

Trial Exhibit 69
Concierge Desk Schedules
(ATL 1740 – 1766) ..... App. 4971-4998

Trial Exhibit 70
Emails regarding Ramon Mondragon
(ATL 1776 – 1785) ..... App. 4999-5009

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Trial Exhibit 71
IT Help Desk Notes for Frank DeCarlo's email
(ATL 1786 – 1798) ..... App. 5010-5023

Trial Exhibit 72
Internet Authorization Form signed by Sumona Islam
(ATL 0152) ..... App. 5024-5025

Trial Exhibit 73
Transcript of May 3, 2012 GSR Investigatory Interview
Recording with Sumona Islam
(GSR02130 – GSR02133) ..... App. 5026-5030

Trial Exhibit 74
Demonstrative exhibit
List of emails prepared by Mark Wray
(Deposition Exhibit 53) ..... App. 5031-5036

Trial Exhibit 75
Islam's Book of Trade produced to Atlantis
with notes from Atlantis
(ATL 0213 – 0265) ..... App. 5037-5090

Trial Exhibit 76
Sumona Islam's Hallmark card ..... App. 5091-5092

Trial Exhibit 77
Compilation of GSR/Islam
Emails in chronological order ..... App. 5093-5220

VOLUME XXV – FILED UNDER SEAL
This Volume is filed under seal pursuant to the Stipulated Protective Order entered on August 27, 2012 by the district court (2 App. 347-357) and by order of the district court during trial (19 App. 3948:12-13).

[Continued] Trial Exhibit 77
Compilation of GSR/Islam Emails
in chronological order ..... App. 5221-5428

Trial Exhibit 78
Additional signature pages to Trade Secret
Agreement and Business Ethics policy
and Code of Conduct Agreement
(ATL 0100 - 0101, 0103, 0128 - 0130) ..... App. 5429-5435

Trial Exhibit 80
Full handwritten client list produced by Islam
(ISLAM 1- 276) ..... App. 5436-5470

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VOLUME XXVI – FILED UNDER SEAL
This Volume is filed under seal pursuant to the Stipulated Protective Order entered on August 27, 2012 by the district court (2 App. 347-357) and by order of the district court during trial (19 App. 3948:12-13).

[Continued] Trial Exhibit 80
Full handwritten client list produced by Islam
(ISLAM 1- 276) ..... App. 5471-5712

Trial Exhibit 81
Letter to Mark Wray, Esq. from
Angela Bader, Esq. dated 10/15/12 ..... App. 5713-5718

VOLUME XXVII – FILED UNDER SEAL
This Volume is filed under seal pursuant to the Stipulated Protective Order entered on August 27, 2012 by the district court (2 App. 347-357) and by order of the district court during trial (19 App. 3948:12-13).

Trial Exhibit 82
Email from Frank DeCarlo filed 2/22/11
and Declining Player Report as of 12/21/11 ..... App. 5719-5729

Trial Exhibit 83
Copy of handwritten client list
produced by Islam with notations
made during review on July 6-7, 2013 ..... App. 5730-5968

VOLUME XXVIII – FILED UNDER SEAL
This Volume is filed under seal pursuant to the Stipulated Protective Order entered on August 27, 2012 by the district court (2 App. 347-357) and by order of the district court during trial (19 App. 3948:12-13).

[Continued] Trial Exhibit 83
Copy of handwritten client list
produced by Islam with notations
made during review on July 6-7, 2013 ..... App. 5969-6020

Trial Exhibit 84
Defendant's Responses to Plaintiff's
First Set of Request for Admission to Defendant
Nav-Reno-GS, LLC dba Grand Sierra Resort ..... App. 6021-6049

Trial Exhibit 85
Handwritten note of Lilia Santos ..... App. 6050-6052

EXHIBIT 1

EXHIBIT 1

FILED
Electronically
08-27-2012:04:52:36 PM
Joey Orduna Hastings
Clerk of the Court
Transaction # 3178377

3370
ROBERT A. DOTSON, ESQ.
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IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

GOLDEN ROAD MOTOR INN, INC., a Nevada Corporation, d/b/a ATLANTIS CASINO RESORT SPA Plaintiff, vs. SUMONA ISLAM, an individual; NAV-RENO-GS, LLC, a Nevada limited liability company, d/b/a GRAND SIERRA RESORT; ABC CORPORATIONS; XYZ PARTNERSHIPS; AND JOHN DOES I through X, inclusive. Defendants.	Case No.: CV12-01171 Dept No.: B7

STIPULATED PROTECTIVE ORDER

IT IS HEREBY STIPULATED, AGREED, AND UNDERSTOOD by the parties to this action, by and through their undersigned counsel of record, that in the course of this litigation a party may produce documents and information that are claimed to be confidential and/or proprietary, and may be subject to confidentiality limitations on disclosure due to federal laws, state laws, and privacy rights. Public disclosure of such information could be detrimental to the producing party's and/or a non-producing party's interests. Similarly, such confidential may be disclosed by written discovery, deposition testimony, or in other filings with the Court. The

parties accordingly submit this Stipulated Protective Order for the approval and enforcement of the Court and hereby stipulate as follows:

1. In this Stipulated Protective Order, the words set forth below shall have the following meanings:

a. "Court" means this Court, and any judge to which this Proceeding may be assigned, including Court staff participating in such proceedings.

b. "Confidential" means any Information that the Designating Party believes in good faith is entitled to confidential treatment under applicable law.

c. "Confidential Materials" means any Documents, Testimony or Information designated as "Confidential" or "Highly Confidential-Attorneys' Eyes Only" pursuant to the provisions of this Stipulated Protective Order.

d. "Designating Party" means the Party or non-party that designates materials as "Confidential."

e. "Disclose" or "Disclosed" or "Disclosure" means to reveal, divulge, give, or make available Materials, or any part thereof, or any information contained therein.

f. "Documents" includes written, reported, or graphic matter, however stored, produced, or reproduced, including, but not limited to, testimony at depositions upon oral examination or upon written questions, answers to interrogatories, information obtained from the inspection of premises, tangible objects, or documents, answers to requests for admission, and anything that is a "writing" under applicable rules of evidence, and includes information set forth in responses to discovery requests, and deposition testimony, any material produced during discovery or otherwise, and any copies, reproductions, or summaries of all or any part of the foregoing.

g. "Highly Confidential-Attorneys' Eyes Only" means any Information that the Designating Party believes in good faith is entitled to confidential treatment under applicable law and that constitutes or discloses extremely sensitive competitive business information whose disclosure to another party or non-party to this Proceeding would create a substantial risk of serious injury that could not be avoided by less restrictive means.

h. "Information" means the content of Documents or Testimony.

i. "Proceeding" means the above-entitled proceeding Case No. CV02-05602.

j. "Testimony" means all depositions, declarations or other testimony taken or used in this Proceeding.

2. Any party or non-party shall have the right to designate as "Confidential" or "Highly Confidential-Attorneys' Eyes Only" (by stamping the relevant page or as otherwise set forth herein) any Document, response to discovery, Testimony or Information which the Designating Party considers in good faith to contain non-public information that is entitled to confidential treatment under applicable law ("Confidential Materials" as defined above). Where a document or response consists of more than one page, the first page and each page on which Confidential Material appears shall be so designated. For Confidential Materials produced in some form other than Documents, and for any other tangible items, including, without limitation, compact discs or DVDs, the Designating Party must affix in a prominent place on the exterior of the container or containers in which the Confidential Materials or items are stored the legend "Confidential" or "Highly Confidential-Attorneys' Eyes Only." If only portions of the information or item warrant protection, the Designating Party, to the extent practicable, shall identify the "Confidential" portions.

3. A party or non-party shall have the right to designate portions or the entirety of the Testimony at the deposition as "Confidential" or "Highly Confidential-Attorneys' Eyes Only" (before the deposition is concluded) with the right to identify more specific portions of the Testimony as to which protection is sought within 30 days following receipt of the deposition transcript, and to request the preparation of a separate transcript of such Confidential Materials. Any other party may object to such designation in writing or on the record. Upon such objection, the parties shall follow the procedures described in paragraph 10 below. After any designation made according to the procedure set forth in this paragraph, the designated documents or information shall be treated according to the designation until the matter is resolved according to the procedures described in paragraph 10 below, and counsel for all parties

shall be responsible for marking all previously unmarked copies of the designated material in their possession or control with the specified designation.

4. All Confidential Materials produced or exchanged in the course of this case (other than information that is publicly available) shall not be used for any purpose other than the prosecution or defense of this case.

5. Except with the prior written consent of other parties, or upon prior order of this Court obtained upon notice to opposing counsel, materials designated as "Confidential" shall not be disclosed to any person other than the following persons:

a. the Court and Court personnel as allowed or directed by the Court, as well as any mediator or settlement judge that may by retained by the parties or assigned by the Court; provided however, that a party seeking to file "Confidential Materials" in connection with any motion must file a motion to seal pursuant to applicable rules;

b. the parties, including any officer or employee of a party, to the extent deemed necessary by legal counsel for the prosecution or defense of this litigation;

c. outside legal counsel for the parties, and those attorneys' respective employees and agents as necessary for the preparation of this action for trial;

d. certified court reporters and videographers transcribing or filming depositions or testimony involving such Confidential Materials;

e. experts or consultants retained for the prosecution or defense of this litigation, provided that each such person shall execute a copy of the Certification annexed to this Order as Exhibit "1" (which shall be retained by counsel to the party so disclosing the Confidential Materials and made available for inspection by opposing counsel during the pendency or after the termination of the action upon good cause shown and order of the Court) before being shown or given any Confidential Materials; and

f. a non-party witness who may be examined and may testify concerning such Confidential Material if (1) it appears on its face or from other documents that the witness is the author or recipient of the Confidential Material or (2) the witness had access to the Confidential Material during his or her former employment.

6. Except with the prior written consent of other parties, or upon prior order of this Court obtained upon notice to opposing counsel, material designated as "Highly Confidential-Attorneys' Eyes Only" shall only be disclosed to the persons described in subsections (a), (c), (d), (e) and (f) of Paragraph 5.

7. Any persons receiving Confidential Materials shall not reveal or discuss such information to or with any person who is not entitled to receive such information, except as set forth herein.

8. Unless otherwise permitted by statute, rule or prior court order, papers filed with the court under seal shall be accompanied by a contemporaneous motion for leave to file those documents under seal, and shall be filed consistent with the court's electronic filing procedures.

9. A party may designate as "Confidential" or "Highly Confidential-Attorneys' Eyes Only" documents or discovery materials produced by a non-party by providing written notice to all parties of the relevant document numbers or other identification within thirty (30) days after receiving such documents or discovery materials. Any party or non-party may voluntarily disclose to others without restriction any information designated by that party or non-party as Confidential Materials," although a document may lose its confidential status if it is made public.

10. If a party contends that any material is not entitled to confidential treatment, such party may at any time give written notice to the party or non-party who designated the material. The party or non-party who designated the material shall have twenty-five (25) days from the receipt of such written notice to apply to the Court for an order designating the material as confidential. The party or non-party seeking the order has the burden of establishing that the document is entitled to protection. Notwithstanding any challenge to the designation of material pursuant to this Stipulated Protective Order, all documents shall be treated as Confidential Materials and shall be subject to the provisions hereof unless and until one of the following occurs: (a) the Designating Party withdraws the designation in writing; (b) the Designating Party fails to apply to the Court for an order designating the material "Confidential" or "Highly Confidential-Attorneys' Eyes Only" within the time period specified above after receipt of a

written challenge to such designation; or (c) the Court rules the material does not qualify as Confidential Material.

11. The terms of this Order do not preclude, limit, restrict, or otherwise apply to the use of documents at trial. The parties shall meet and confer regarding the procedures for use of Confidential Materials at trial and shall move the Court for entry of an appropriate order.

12. The inadvertent production by any of the undersigned Parties or non-Parties to the Proceeding of any Document, Testimony or Information during discovery in this Proceeding without a designation of "Confidential" or "Highly Confidential-Attorneys' Eyes Only" shall be without prejudice to any claim that such item constitutes "Confidential Material" and such Party shall not be held to have waived any rights by such inadvertent production. In the event that any Document, Testimony or Information that is subject to a "Confidential" or "Highly Confidential-Attorneys' Eyes Only" designation is inadvertently produced without such designation, the Party that inadvertently produced the document shall give written notice of such inadvertent production within twenty (20) days of discovery of the inadvertent production, together with a further copy of the subject Document, Testimony or Information designated as "Confidential" or "Highly Confidential-Attorneys' Eyes Only" (the "Inadvertent Production Notice"). Upon receipt of such Inadvertent Production Notice, the Party that received the inadvertently produced Document, Testimony or Information shall promptly destroy the inadvertently produced Document, Testimony or Information and all copies thereof, or, at the expense of the producing Party, return such together with all copies of such Document, Testimony or Information to counsel for the producing Party and shall retain only the designated Materials. Should the receiving Party choose to destroy such inadvertently produced Document, Testimony or Information, the receiving Party shall notify the producing Party in writing of such destruction within ten (10) days of receipt of written notice of the inadvertent production. This provision is not intended to apply to any inadvertent production of any Information protected by attorney-client or work product privileges. In the event that this provision conflicts with any applicable law regarding waiver of confidentiality through the inadvertent production of Documents, Testimony or Information, such law shall govern.

13. If any person subject to this Stipulated Protective Order who has custody of any Confidential Materials receives a subpoena or other process ("Subpoena") from any government or other person or entity demanding production of Confidential Materials, the recipient of the Subpoena shall promptly give notice of the same by electronic mail transmission within 7 calendar days to counsel of record for the Designating Party, and shall furnish such counsel with a copy of the Subpoena. Upon receipt of this notice, the Designating Party may, in its sole discretion and at its own cost, move to quash or limit the Subpoena, otherwise oppose production of the Confidential Materials, and/or seek to obtain confidential treatment of such Confidential Materials from the subpoenaing person or entity to the fullest extent available under law. The recipient of the Subpoena may not produce any Confidential Materials pursuant to the Subpoena prior to the date specified for production on the Subpoena; provided, however, that nothing herein shall be construed as requiring the recipient of the Subpoena to challenge or appeal any order requiring production of Confidential Materials protected by this Order, or to subject itself to any penalties for noncompliance with any legal process or order, or to seek any relief from this Court.

14. The entry of this Stipulated Protective Order does not alter, waive, modify, or abridge any right, privilege or protection otherwise available to any Party with respect to the discovery of matters, including but not limited to any Party's right to assert the attorney-client privilege, the attorney work product doctrine, or other privileges, or any Party's right to contest any such assertion. Nothing herein shall affect the ability of a party to seek relief for an inadvertent disclosure of material protected by privilege or work product protection.

15. All provisions of this Order restricting the communication or use of Confidential Materials shall continue to be binding after the conclusion of this action, unless otherwise agreed or ordered. Upon conclusion of the litigation, a party in the possession of Confidential Materials, other than that which is contained in pleadings, correspondence, and deposition transcripts, shall either (a) return such documents no later than thirty (30) days after conclusion of this action to counsel for the party or non-party who provided such information, or (b) destroy such documents

within the time period upon consent of the party who provided the information and certify in writing within thirty (30) days that the documents have been destroyed.

16. Any party to the Proceeding who has not executed this Stipulated Protective Order as of the time it is presented to the Court for signature may thereafter become a party to this Stipulated Protective Order by its counsel's signing and dating a copy thereof and filing the same with the Court, and serving copies of such signed and dated copy upon the other parties to this Stipulated Protective Order.

17. Any witness or other person, firm or entity from which discovery is sought may be informed of and may obtain the protection of this Order by written notice to the parties' respective counsel or by oral advice at the time of any deposition or similar proceeding.

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Affirmation Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

Dated: 8/17, 2012

ROBERT A. DOTSON
ANGELA M. BADER
LAXALT & NOMURA

By: _____
ANGELA M. BADER

Attorneys for Plaintiff

Dated: 8/17, 2012

LAW OFFICE OF MARK WRAY

By: _____
MARK WRAY

Attorneys for Defendant Sumona Islam

Dated: 8-10, 2012

STEVEN B. COHEN
STAN JOHNSON
COHEN/JOHNSON

By: _____
STAN JOHNSON

Attorneys for Defendant
Nav-Reno-GS, LLC d/ba Grand Sierra Resort

IT IS SO ORDERED.

This ___ day of _____, 2012.

_____
DISTRICT COURT JUDGE

Affirmation Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

Dated: 8/27, 2012

ROBERT A. DOTSON
ANGELA M. BADER
LAXALT & NOMURA

By: _____
ANGELA M. BADER

Attorneys for Plaintiff

Dated: 8/17, 2012

LAW OFFICE OF MARK WRAY

By: _____
MARK WRAY

Attorneys for Defendant Sumona Islam

Dated: 8-10, 2012

STEVEN B. COHEN
STAN JOHNSON
COHEN/JOHNSON

By: _____
STAN JOHNSON

Attorneys for Defendant
Nav-Reno-GS, LLC d/ba Grand Sierra Resort

IT IS SO ORDERED.

This 27 day of August, 2012.

_____
DISTRICT COURT JUDGE

EXHIBIT 1
CERTIFICATION

I hereby certify my understanding that Confidential Information is being provided to me pursuant to the terms and restrictions of the Protective Order dated _____, in the matter of *Golden Road Motor Inn, Inc. d/b/a Atlantis Casino Resort Spa, Plaintiff vs. Sumona Islam and NAV-Reno-GS, LLC d/b/a Grand Sierra Resort, Defendants,* Case No. CV12-01171, now pending in the Second Judicial District Court of the State of Nevada in and for the County of Washoe. I have been given a copy of that Order and read it. I agree to be bound by the Order. I will not reveal the Confidential Information to anyone, except as allowed by the Order. I will maintain all such Confidential Information – including copies, notes, or other transcriptions made therefrom – in a secure manner to prevent unauthorized access to it. No later than thirty (30) days after the conclusion of this action, I will return the Confidential Information — including copies, notes or other transcriptions made therefrom – to the counsel who provided me with the Confidential Information. I hereby consent to the jurisdiction of the Second Judicial District Court of the State of Nevada in and for the County of Washoe for the purpose of enforcing the Protective Order.

DATED: _____

_____

1 4185

2 STEPHANIE KOETTING

3 CCR #207

4 75 COURT STREET

5 RENO, NEVADA

6 IN THE SECOND JUDICIAL DISTRICT COURT

7 IN AND FOR THE COUNTY OF WASHOE

8 THE HONORABLE PATRICK FLANAGAN, DISTRICT JUDGE

9 --oOo--

10 GOLDEN ROAD MOTOR INN,)
INC, a Nevada corporation)
11 dba ATLANTIS CASINO)
RESORT SPA,)
12) Case No. CV12-01171
Plaintiffs,)
13) Department 7
vs.)
14)
SUMONA ISLAM, an)
15 individual; NAV-RENO-GS,)
LLC, a Nevada limited)
16 liability company, dba)
GRAND SIERRA RESORT, et)
17 al,)
)
18 Defendant.)
)
19

20 PARTIAL TRANSCRIPT OF PROCEEDINGS

21 TRIAL

22 July 12th, 2013

23 2:00 p.m.

24 Reported by: STEPHANIE KOETTING, CCR #207, RPR
Computer-Aided Transcription

1 Now, from there, it's sort of -- it's outside the
2 control of this Court. I have entered a protective order
3 designating this information to be attorneys eyes only. What
4 I can do and I have in my power is the ability to sanction
5 attorneys who violate this order or any order of the Court.
6 We have good lawyers here. I don't expect any problems in
7 this case.
8 However, if either side or any party here feels
9 that that order has been violated or compromised in any way,
10 I expect to hear about it immediately and I will address it
11 immediately. And that's what I think is the best way to
12 approach this. I'll just seal the entire transcript and we
13 don't end with an abbreviated and annotated transcript. And
14 I'll make the appropriate finding on the record at the
15 conclusion of the trial that will comply with the Nevada
16 Supreme Court Rule and we should be covered. That's how I
17 would handle it. Mr. Cohen.
18 MR. COHEN: On behalf of GSR, we certainly would
19 agree to the sealing of the entire transcript.
20 THE COURT: Mr. Wray.
21 MR. WRAY: Yes, of course.
22 MR. DOTSON: Of course, your Honor. There were
23 two witnesses' testimony that the court reporter had already
24 provided and I would just ask that that information in those

1 transcripts be included within the order, which I know is
2 your intent.
3 THE COURT: Certainly. And it's one of the
4 reasons I didn't want to have these transcripts entered in as
5 exhibits and floating around in the evidence room in the
6 basement of this Courthouse.
7 MR. DOTSON: Thank you, your Honor.
8 THE COURT: All right. Ladies and gentlemen, have
9 a good weekend. Court's in recess.
10 --oOo--
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IN THE SUPREME COURT OF THE STATE OF NEVADA

Electronically Filed
Sep 02 2014 04:30 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

GOLDEN ROAD MOTOR INN, INC., a Nevada Corporation d/b/a ATLANTIS CASINO RESORT SPA, Appellant/Cross-Respondent, vs. SUMONA ISLAM, an individual, Respondent/Cross-Appellant and MEI-GSR HOLDINGS LLC, a Nevada limited liability company d/b/a GRAND SIERRA RESORT which claims to be the successor in interest to NAV-RENO-GS, LLC, Respondent.	Case No.: 64349
SUMONA ISLAM, an individual, Appellant vs. GOLDEN ROAD MOTOR INN, INC., a Nevada Corporation d/b/a ATLANTIS CASINO RESORT SPA, Respondent.	Case No.: 64452
MEI-GSR HOLDINGS LLC d/b/a GRAND SIERRA RESORT, Appellant/Cross-Respondent, vs. GOLDEN ROAD MOTOR INN, INC., a Nevada Corporation d/b/a ATLANTIS CASINO RESORT SPA, Respondent/Cross-Appellant.	Case No.: 65497

MOTION TO MAINTAIN TREATMENT OF PORTIONS OF APPENDIX AS SEALED

Appellant Golden Road Motor Inn, Inc. d/b/a Atlantis Casino Resort Spa ("Appellant" and/or "Atlantis"), by and through its counsel, Robert A. Dotson of Laxalt & Nomura, Ltd., hereby files this Motion seeking authority to file

Docket 64349 Document 2014-28934

designated portions of the Joint Appendix under seal, thus maintaining the treatment and Orders of the district court below with regard to certain evidence and testimony.

In order to preserve confidentiality and secrecy of the information at the heart of this dispute, during the litigation and trial of this matter certain evidence and testimony was protected from public disclosure by Order of the district court. These Orders were issued by the district court pretrial, pursuant to stipulation of the parties, including a Stipulated Protective Order entered August 27, 2012 and the issue was again addressed during the trial through stipulation of the parties and the Order of the district court. As a consequence certain evidence, including documentary evidence and trial testimony, was treated as confidential and proprietary and was sealed from public disclosure.[1]

The evidence in the Court record including most of the exhibits and much of the trial testimony includes information which is claimed to be confidential, proprietary and trade secret information belonging to the involved parties. Thus, it is appropriate to continue the protection provided to this information below as it is included in the record as it is supplied to this Court on appeal. Appellant requests the order of this Court continuing to maintain the designated portions of the Appendix as sealed.[2] This request is consistent with the statutory scheme of the Uniform Trade Secret Act as adopted and set forth in Nevada law at NRS 600A.010, *et seq.* and in particular NRS 600A.070(3). The Appendix has been prepared as directed by the Nevada Supreme Court Clerk's Office, identifying the portions of the record which have been sealed and which should be treated as sealed by this Court and those parts have been paper filed.

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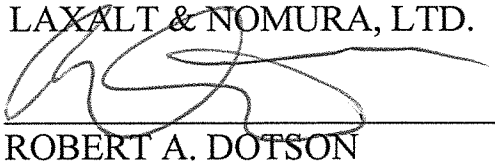
[1] *See* 2 App. 347-357 and 19 App. 3948:2-3949:6. Attached hereto as Exhibit 1.

[2] The sealed parts of the record are indicated on the table on context of the Appendix also attached hereto as Exhibit 2.

Dated this 29 day of August, 2014.

LAXALT & NOMURA, LTD.



ROBERT A. DOTSON
Nevada State Bar No. 5285
ANGELA M. BADER
Nevada State Bar No. 5574
9600 Gateway Drive
Reno, Nevada 89521
(775) 322-1170
Attorneys for Appellant

CERTIFICATE OF SERVICE

I certify that on this date, I served a copy of the foregoing document upon all counsel of record by:

☒ Mail on all parties in said action, by placing a true copy thereof enclosed in a sealed envelope in a designated area for outgoing mail, addressed as set forth below. At the Law Offices of Laxalt & Nomura, mail placed in that designated area is given the correct amount of postage and is deposited that same date in the ordinary course of business, in a United States mailbox in the City of Reno, County of Washoe, Nevada.

☒ By electronic service by filing the foregoing with the Clerk of Court using the E-Flex system, which will electronically mail the filing to the following individuals at the email addresses set for the below.

☒ By email to the email addresses below.

Steven B. Cohen, Esq.
Stan Johnson, Esq.
Terry Kinnally, Esq.
Cohen-Johnson, LLC
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