

Law Offices of
RAWLINGS, OLSON, CANNON
GORMLEY & DESRUISSEAUX
A Professional Corporation
9950 West Cheyenne Avenue
Las Vegas, Nevada 89129
(702) 384-4012 Telecopier (702) 383-0701

1 DAVID Z. CHESNOFF, ESQ.
Nevada Bar No. 002292
2 RICHARD A. SCHONFELD, ESQ.
Nevada Bar No. 006815
3 CHESNOFF & SCHONFELD
520 South Fourth Street
4 Las Vegas, Nevada 89101
Telephone: (702) 384-5563
5 Facsimile: (702) 598-1425

6 WALTER CANNON, ESQ.
Nevada State Bar No. 001505
7 THOMAS D. DILLARD, JR., ESQ.
Nevada State Bar No. 006270
8 RAWLINGS, OLSON, CANNON,
GORMLEY & DESRUISSEAUX
9 9950 West Cheyenne Avenue
Las Vegas, Nevada 89129
10 Telephone: (702) 384-4012
Facsimile: (702) 383-0701

11 Attorneys for Plaintiff
12 Bruce Crispin Leyser

13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

16 BRUCE CRISPIN LEYSER, and Individual,)
17)
18 Plaintiff,)
19 v.)
20 JAMIE MILES GOLD, and Individual,)
DOE INDIVIDUALS ONE THROUGH 10)
21 INCLUSIVE; ROE CORPORATIONS ONE)
THROUGH 10 INCLUSIVE.)
22 Defendants.)
23 _____)

Case number: 2:06-CV-01072(RLH)

24 **ORDER GRANTING PRELIMINARY INJUNCTION**

25 This Court assumed jurisdiction over this matter by way of a Petition for Removal filed
26 by Defendant Jamie Miles Gold on August 30, 2006 (#1). At the time the matter was removed,
27 Defendant Gold and Rio Properties, Inc. and/or Harrah's Entertainment, were subject to a
28 Temporary Restraining Order entered by Judge Kathy Hardcastle of the Eighth Judicial District

1 Court on August 21, 2006. This Order prohibited the release of \$6,000,000.00 in prize money
2 from the 2006 World Series of Poker Main Event Tournament being held by Rio Properties, Inc.
3 Judge Hardcastle's Order had also set a hearing on Plaintiff's Motion for Preliminary Injunction
4 for September 1, 2006.

5 On August 31, 2006, Plaintiff filed an Emergency Motion for Hearing on Preliminary
6 Injunction (#3) and the Court entered an Order (#4) requiring all parties to appear before it on
7 September 5, 2006 for a hearing on Plaintiff's previously filed Motion for Preliminary
8 Injunction. Thereafter, Defendant filed an Ex Parte Motion to Continue and Plaintiff filed an
9 Opposition to Defendant's Motion.

10 At the hearing on September 5, 2006, the Court heard arguments from both of the
11 respective parties and from Michael Kostrinsky, counsel for Rio Properties, Inc. Mr. Kostrinsky
12 represented to the Court that Rio Properties, Inc. ("stake holder") claimed no interest in the
13 outcome of the case, nor in the \$6,000,000.00 in prize money being held at the casino. Mr.
14 Byrne, on behalf of Defendant Gold, represented to the Court that the Defendant would have no
15 objection to the entry of the Preliminary Injunction requested by the Plaintiff, provided that the
16 Defendant could later challenge the entry of the Injunction after counsel had had the opportunity
17 of discussing the matter with his client and reviewing all salient documentation.

18 Based therefore, on the Points and Authorities and oral arguments of the parties, the
19 representations of counsel for the stake holder, and the stipulation of the Defendant,

20 IT IS HEREBY ORDERED, ADJUDGED and DECREED that Plaintiff's Motion for
21 Preliminary Injunction be, and the same is, hereby **granted**.

22 IT IS THEREFORE FURTHER ORDERED that stake holder will not release any of the
23 \$6,000,000.00 in prize money currently in its possession and will hold said prize money pending
24 further Order from this Court.

25 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the language of the
26 State Court's Temporary Restraining Order ("TRO") is hereby adopted by this Court and shall
27 serve as the Court's language for the Preliminary Injunction granted by this Order.

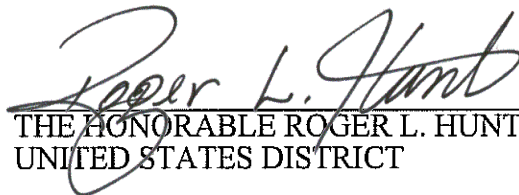
28 IT IS FURTHER ORDERED that the bond previously posted by Plaintiff in the state

Law Office of
RAWLINGS, OLSON, CANNON
GORMLEY & DESRUISSEAUX
A Professional Corporation
9550 West Cheyenne Avenue
Las Vegas, Nevada 89129
(702) 384-1012 Telecopier (702) 383-0701


1 court action shall be transferred to the clerk of this Court and serve as the security required by
2 Federal Rule of Civil Procedure 65(c).

3 Finally, Defendant will have until 5:00 P.M. on September 15, 2006 to provide
4 notification to Plaintiff and to the Court of any challenge he might have concerning the issuance
5 of the Preliminary Injunction or the breadth or scope of that Injunction. Should Defendant fail to
6 challenge the Preliminary Injunction by September 15, 2006, the Court's Order granting the
7 Injunction will not be subject to later challenge by the Defendant. If, on the other hand,
8 Defendant does register a challenge, an evidentiary hearing will immediately be scheduled on
9 Plaintiff's Motion for Preliminary Injunction.

10 DATED this 13 day of September, 2006.

11
12 
13 THE HONORABLE ROGER L. HUNT
14 UNITED STATES DISTRICT JUDGE

15 SUBMITTED BY:

16 
17 DAVID Z. CHESNOFF, ESQ.
18 Nevada Bar No. 002292
19 RICHARD A. SCHONFELD, ESQ.
20 Nevada Bar No. 006815
21 CHESNOFF & SCHONFELD
22 520 South Fourth Street
23 Las Vegas, Nevada 89101
24 Telephone: (702) 384-5563
25 Facsimile: (702) 598-1425

26 WALTER CANNON, ESQ.
27 Nevada State Bar No. 001505
28 THOMAS D. DILLARD, JR., ESQ.
Nevada State Bar No. 006270
RAWLINGS, OLSON, CANNON,
GORMLEY & DESRUISSEAU
9950 West Cheyenne Avenue
Las Vegas, Nevada 89129
Telephone: (702) 384-4012
Facsimile: (702) 383-0701

Attorneys for Plaintiff
Bruce Crispin Leyser

Law Offices of
RAWLINGS, OLSON, CANNON
GORMLEY & DESRUISSEAU
A Professional Corporation
9950 West Cheyenne Avenue
Las Vegas, Nevada 89129
(702) 384-4012 Telecopier (702) 383-0701