

**IN THE SUPREME COURT OF OHIO**

J&C MARKETING, LLC, et al.,	:	Case No. 2013-1963
	:	
Plaintiff-Appellee,	:	On Appeal from the
	:	Cuyahoga County
v.	:	Court of Appeals,
	:	Eighth Appellate District
TIMOTHY J. McGINTY, CUYAHOGA,	:	
COUNTY PROSECUTOR,	:	Court of Appeals
	:	Case No. 13-99676
Defendant-Appellant.	:	

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**APPELLANT'S MOTION TO RECONSIDER DECISION ON THE MERITS**

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Prosecuting Attorney of Cuyahoga County

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Counsel for Appellant, Timothy J. McGinty,  
Cuyahoga County Prosecutor

Pursuant to Supreme Court Practice Rule 18.02(B)(4), appellant Timothy J. McGinty, Cuyahoga County Prosecutor (hereinafter “the Prosecutor”) respectfully moves this Court for reconsideration of its merits decision announced April 7, 2015. (the “Majority Opinion”). This Court’s decision, if permitted to stand, will jeopardize undercover police investigations and thereby impair prosecutors’ ability to help these officers during critical phases of their work. If left unchanged, the Majority Opinion will also have a profoundly negative effect on preserving the confidential law enforcement investigatory privilege (“CLEIP”).

The targets of sensitive undercover criminal investigations generally have the resources to hire civil lawyers to use every tool at their disposal to interfere with the work of police and prosecutors. Following this Court’s opinion, they will have every incentive to bring civil lawsuits with the direct goal of interfering with, or gaining knowledge of, ongoing criminal investigations by seeking to depose and compel civil discovery from Ohio prosecutors. This Court should adopt Justice O’Donnell’s dissenting opinion, which understood and applied these critical distinctions.

The State is mindful that motions for reconsideration should not simply reargue the case. See S.Ct.Prac.R. 18.02(B). Rather, this Court’s ability to reconsider its decisions allows it to “correct decisions which, upon reflection, are deemed to have been made in error.” *State ex rel. Shemo v. Mayfield Hts.*, 96 Ohio St.3d 379, 2002-Ohio-4905, 775 N.E.2d 493, at ¶ 5 (internal quotations omitted). This Court should reconsider its Majority Opinion because it is based on a key foundational misstep, without the benefit of full briefing and argument by each side,<sup>1</sup> and the Court of Appeals undisputedly applied the wrong test below.

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<sup>1</sup> As the dissent points out, “...[I]f J & C Marketing had a need for these documents and records, it would have filed a brief in this court. But it did not do so.” *J & C Marketing, L.L.C. v. McGinty*, Slip Opinion No. 2015-Ohio-1310, ¶ 44. (O’Donnell, J., dissenting.) In fact, J&C voluntarily dismissed its claims in the trial court on January 9, 2014 and has not re-filed them within the one-year savings statute. See Ex. A at p. 42.

**I. The Majority Opinion affirms a Lower Court that Clearly Applied the Wrong Test. The Eighth District’s decision conflated CLEIP with CLEIR.**

As mentioned at oral argument, CLEIP is not the same as the Confidential Law Enforcement Investigatory Records (“CLEIR”) test under the public records statute, R.C. 143.49. Despite these two differing tests, the Majority Opinion affirmed the Eighth District Court of Appeals. The majority affirmed an Appellate Court which admitted that it did not apply this Court’s CLEIP test in *Henneman v. Toledo*, 35 Ohio St.3d 241, 245, 520 N.E.2d 207 (1988). The Court of Appeals cannot be affirmed when it disregards the proper test that this Court has said must be weighed. The Eighth District found in pertinent part,

“The prosecutor contends that discovery of nearly all of the contested material is protected by the law enforcement investigatory privilege. The prosecutor primarily relies upon cases establishing the law enforcement investigatory privilege[.] ***We find reliance on these cases unnecessary.*** To understand this privilege under Ohio law, we must first consider R.C. 149.43 that, although not applicable in the present instance, provides important context to our understanding of the claimed privilege.”

Ap. Op., 8<sup>th</sup> Dist. No. 99676, 2013-Ohio-4805, ¶ 10. (Emphasis supplied).

How can the Court of Appeals be affirmed when it evaded the relevant inquiry, namely, a balancing of the ten factors listed in *Henneman*?<sup>2</sup> At no point in the proceedings below has any lower court actually performed an analysis of the ten factor test to J&C’s discovery requests propounded to the Prosecutor. Thus, this Court cannot affirm the lower courts who have not

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<sup>2</sup> The Eighth District’s Opinion later says it “appl[ied] the balancing test of *Henneman*...” but never actually provides legal analysis as to what factors in that test compelled it to affirm an order compelling the Prosecutor to produce some documents, but not the full panoply of materials the trial court required the Prosecutor to turn over (likewise without expressly stating why, or even mentioning the CLEIP). (Ap. Op. at ¶ 17). See also, Ex. B, attached hereto.

provided any minimal, legal rationale as to why J&C should get a sneak peak at the Prosecutor's files. As this Court has previously stated,

“We will not issue advisory opinions[.] \*\*\* This conclusion is also consistent with the 'cardinal principal of judicial restraint -- **if it is not necessary to decide more, it is necessary not to decide more.**”

*State ex rel. Ohio Democratic Party v. Blackwell*, 111 Ohio St. 3d 246, 2006-Ohio-5202, 855 N.E.2d 1188 ¶ 50, quoting *PDK Laboratories, Inc. v. United States Drug Enforcement Administration* (C.A.D.C.2004), 360 U.S. App. D.C. 344, 362 F.3d 786, 799 (Roberts, J., concurring in part and in the judgment, underscore supplied).

This Court's opinion affirming the lower court's decisions cannot stand in light of their failure to analyze what everyone agrees is the right standard. It is not necessary to decide anything more. It seems at a minimum, this Court should reconsider its opinion and remand back the appellate court with instructions to apply the proper test. Affirming courts that escape doing what this Court says is required under Ohio law will merely encourage other inferior courts to continue that haphazard work with relative impunity.

## **II. A Trial Court's Failure to Actually Apply *Henneman* to the Facts and Circumstances of the Civil Case Creates Undue Interference with the Executive Branch.**

In the proceedings below, the Prosecutor unambiguously asserted the CLEIP applied to shield his office from responding to J&C's discovery requests. Contrary to the Majority Opinion, the Prosecutor never claimed that “information related to a criminal law-enforcement investigation is ***absolutely privileged*** against disclosure in a civil suit brought by the alleged target of the criminal investigation.” Maj. Op. at ¶ 1 (Emphasis added). The Prosecutor only asserted that the CLEIP applied ***in the proceedings below*** to shield the records sought by the various corporate entities from production using civil discovery. After the last corporate plaintiff was allowed to

intervene, there were thirty-two plaintiffs sending the Prosecutor written discovery requests pursuant to Civ. R. 26. See Ex. A. At para. 2, the Majority Opinion “hold[s] that the law-enforcement investigatory privilege is not absolute and [] reaffirm[s] the validity of the balancing test...” The Prosecutor agrees. Tellingly, the Prosecutor submitted the responsive records for the civil trial court’s *in camera* inspection. If the Prosecutor had argued “absolute privilege” his Office would not gone through the *significant time and expense* to submit these confidential records for *in camera* inspection. Nor would he have submitted a privilege log. The words “absolute privilege” appear nowhere in the briefing to this Court, nor were those words uttered at oral argument in this case. Thus, the Majority Opinion rests on the flawed assumption that an absolute privilege was unilaterally decreed by the Prosecutor. When a trial court declines to provide any minimal legal opinion on why the CLEIP is inapplicable, the judiciary branch is unnecessarily tinkering with the executive branch of government. See Ex. B. The trial court’s failure to apply this Court’s instructions in *Henneman*, constitutes an unwarranted interference by the judiciary into the proper functioning of prosecutors discharging their duties as executive branch officials, a co-equal branch of our tripartite system of government.

“The principle of separation of powers is embedded in the constitutional framework of our state government. The Ohio Constitution applies the principle in defining the nature and scope of powers designated to the three branches of the government.” *State v. Hochhausler*, 76 Ohio St.3d 455, 463, 668 N.E.2d. 457 (1996). “It is inherent in our theory of government ‘that each of the three grand divisions of the government must be protected from the encroachments of the others, so far that its integrity and independence may be preserved.’” *Id.*, quoting *S. Euclid v. Jemison*, 28 Ohio St.3d 157, 159, 503 N.E.2d 136 (1986). “The separation of powers doctrine requires that each branch of government be permitted to exercise its constitutional duties without interference

from the other two branches of government.” *State ex rel. Dann v. Taft*, 109 Ohio St.3d 364, 372, 2006-Ohio-1825, at ¶ 56.

Much like the governor, the prosecutor — whose duty to “inquire into the commission of crime” is set forth by R.C. 309.08 — must be able to obtain information about ongoing criminal investigations in “frank, open, and candid environment in which information and conflicting ideas, thoughts, and opinions may be vigorously presented \* \* \* without concern that unwanted consequences will follow from public dissemination.” *Taft, supra*, at ¶ 58. Here, however, the Court held that “information related to a law-enforcement investigation is protected from disclosure in civil litigation unless the party seeking discovery demonstrates that it has a compelling need for the information and that that need outweighs the public’s interest in keeping the information confidential.” *J & C Marketing, L.L.C. v. McGinty*, Slip Opinion No. 2015-Ohio-1310, ¶ 22.

The facts of this case clearly show that J&C simply did not show a sufficient need to get its civil discovery. “[N]o showing had been made in the record before us that J & C Marketing has a need for the law-enforcement investigatory records and information sought in discovery to ensure a fair trial on the question regarding whether or not Internet sweepstakes constitute illegal gambling.” *Id.* at ¶ 43 (O’Donnell, J., dissenting). Nonetheless, this Court affirmed the Eighth District’s decision to require the Prosecutor to submit to civil deposition that would reveal the identities of the undercover officers:

“The court of appeals directed the trial court to redact the names of the undercover officers when the reports were produced. Nonetheless, it ordered the prosecuting attorney to answer interrogatories regarding witnesses and evidence intended to be presented at trial despite recognizing that this ruling could result in revealing the identity of undercover officers.”

Maj. Opinion, at ¶ 12. Without requiring trial courts that encounter these civil claims to show their work, prosecutorial independence is unreasonably threatened with unwarranted judicial intrusion.

### III. Conclusion

If not reconsidered, this Court's majority opinion gives every incentive for rich individuals or corporations that are targets of criminal investigations, to rush to the court house and find a civil judge to grant them access to "civil discovery" in the Prosecutor's confidential files. Accordingly, for the reasons set forth above and in its Merit Brief, Appellant respectfully requests that the Court reconsider its April 7, 2015 Majority Opinion pursuant to Supreme Court Practice Rule 18.02(B)(4), and reverse the lower courts' opinions each of which failed to honor the CLEIP. Simply put, Justice O'Donnell got it right and his dissenting opinion should be adopted by this Court. If Justice O'Donnell's dissent is not adopted as the opinion of this Court, the Eighth District's decision should be reversed simply on authority of *Henneman*. Alternatively, upon reconsideration, this Court should find that Appellee, J&C no longer has a case or controversy, find that this case is moot, vacate the Eighth District's opinion on authority of *Hennemen* with instructions to reverse the trial court order compelling production of the Prosecutor's files.

Respectfully submitted,

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Prosecuting Attorney, Cuyahoga County Ohio

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Assistant Prosecuting Attorney  
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Counsel for Appellant  
Timothy J. McGinty, Cuyahoga County  
Prosecutor

PROOF OF SERVICE

Pursuant to S.Ct.Prac.R. 3.11 (B)(1) and 3.11(C)(1)(a), a true copy of the foregoing Motion for Reconsideration was served this this 17th day of April, 2015 by e-mail upon the following counsel:

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s/ Brian R. Gutkoski

BRIAN R. GUTKOSKI

Assistant Prosecuting Attorney

CUYAHOGA COUNTY COURT OF COMMON PLEAS

Exhibit A

DATE: 4/10/2015  
 TIME: 11:29 AM

APPEARANCE DOCKET

PAGE: 1  
 CMSR5143

Case No: CV-12-784234

J&C MARKETING LLC

VS

Filing Date: 06/04/2012

WILLIAM D MASON

Filing Cd: 1501 MISCELLANEOUS - OTHER [ ] Arbitration  
 Judge: NANCY MARGARET RUSSO [ ] Mediation  
 Prior Judge: [ ] Settlement  
 Magistrate: [X] Notes  
 Panel Chair: [ ] Appealed  
 Status: I  
 Jury Req: Y  
 Class:  
 Prayer Amt:

Disposition: Date:  
 NEWLY FILED 06/04/2012  
 DISP. TRANSC 06/11/2012  
 RE-INSTATED 06/12/2012  
 BANKRPT/C.O.A. STAY 07/10/2012  
 RE-INSTATED 09/17/2012  
 BANKRPT/C.O.A. STAY 03/21/2013

Next Action:  
 Date/Time:

-----File Location-----

Name: C/A PENDING  
 Date: 04/11/2013

P 1 J&C MARKETING LLC  4980 W. 150TH STREET BROOKPARK, OH 44135-0000	0032413 GOURASH/DANIEL/F SEELEY,SAVIDGE,EBERT & GOURASH CO. (216) 566-8200 26600 DETROIT ROAD WESTLAKE, OH 44145-0000  0039295 YELSKY/MITCHELL/J 75 PUBLIC SQUARE (216) 781-2550 SUITE 800 CLEVELAND, OH 44113-0000  0083979 KEYES/BARTON/R (614) 481-6000 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000  0070025 BAKER/ERIC/D (216) 566-8200 26600 DETROIT ROAD WESTLAKE, OH 44145-0000  0083291 FLANAGAN/ERIN/R (216) 574-4770 75 PUBLIC SQUARE SUITE 305 CLEVELAND, OH 44113-0000  0014235 SEELEY/GREGORY/D (216) 566-8200 26600 DETROIT ROAD, 3RD FLOOR WESTLAKE, OH 44145-0000  0044045 NELSON/MICHAEL/L (216) 432-2510 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000
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THE STATE OF OHIO } I, THE CLERK OF THE COURT  
 Cuyahoga County } ss. OF COMMON PLEAS WITHIN  
 AND FOR SAID COUNTY,  
 HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS TRULY  
 TAKEN AND COPIED FROM THE ORIGINAL 9/2/13  
Appearance Docket CV-12-784234  
 NOW ON FILE IN MY OFFICE.  
 WITNESS MY HAND AND SEAL OF SAID COURT THIS 10<sup>th</sup>  
 DAY OF April A.D. 2013  
 CUYAHOGA COUNTY CLERK OF COURTS:  
 By [Signature], Deputy

Service: P 2 CYBER WORLD ENTERTAINMENT CORPORATIO	0032274 LONARDO/ANGELO/F (216) 781-2550 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000  0039295 YELSKY/MITCHELL/J (216) 781-2550 75 PUBLIC SQUARE
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**CUYAHOGA COUNTY COURT OF COMMON PLEAS**

DATE: 4/10/2015  
TIME: 11:29 AM  
CASE: CV-12-784234

APPEARANCE DOCKET

		SUITE 800 CLEVELAND, OH 44113-0000		
	0083979	KEYES/BARTON/R 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614)	481-6000
	0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216)	432-2510
	0032413	GOURASH/DANIEL/F SEELEY,SAVIDGE,EBERT & GOURASH CO. 26600 DETROIT ROAD WESTLAKE, OH 44145-0000	(216)	566-8200
	0039014	DELAHUNTY/MARTIN/S ONE CASCADE PLAZA STE 2210 AKRON, OH 44308-0000	(330)	762-0700
P 3	<b>Service:</b> AJ & N, INC.	0032274 LONARDO/ANGELO/F 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000	(216)	781-2550
		0044045 NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216)	432-2510
		0039295 YELSKY/MITCHELL/J 75 PUBLIC SQUARE SUITE 800 CLEVELAND, OH 44113-0000	(216)	781-2550
		0014235 SEELEY/GREGORY/D 26600 DETROIT ROAD, 3RD FLOOR WESTLAKE, OH 44145-0000	(216)	566-8200
		0032413 GOURASH/DANIEL/F SEELEY,SAVIDGE,EBERT & GOURASH CO. 26600 DETROIT ROAD WESTLAKE, OH 44145-0000	(216)	566-8200
P 4	<b>Service:</b> INTERNET ESCAPE LLC  12532 ROCKSIDE ROAD GARFIELD HTS., OH 44125-0000	0075308 ABENS/MATTHEW/ 3404 LORAIN AVENUE CLEVELAND, OH 44113-0000	(216)	651-0256
		0080918 HARVEY/DAVID/L 1 BEREA COMMONS SUITE 216 BEREA, OH 44017-0000	(440)	816-1470
		0044045 NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216)	432-2510
P 5	<b>Service:</b> GAMERS CLUB OF NORTH OLMSTED, INC.	0032274 LONARDO/ANGELO/F 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000	(216)	781-2550
		0083979 KEYES/BARTON/R 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614)	481-6000
		0039295 YELSKY/MITCHELL/J 75 PUBLIC SQUARE SUITE 800 CLEVELAND, OH 44113-0000	(216)	781-2550
		0044045 NELSON/MICHAEL/L		

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			55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
P 6	<b>Service:</b> GARTH AND LINDSEY, LLC	0032274	LONARDO/ANGELO/F 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000	(216) 781-2550
		0083979	KEYES/BARTON/R 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614) 481-6000
		0039295	YELSKY/MITCHELL/J 75 PUBLIC SQUARE SUITE 800 CLEVELAND, OH 44113-0000	(216) 781-2550
		0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
P 7	<b>Service:</b> ROYAL PALMS SWEEPS, LLC	0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
	INACT			
P 8	<b>Service:</b> BG BROADWAY 320, INC.	0032274	LONARDO/ANGELO/F 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000	(216) 781-2550
		0083979	KEYES/BARTON/R 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614) 481-6000
		0039295	YELSKY/MITCHELL/J 75 PUBLIC SQUARE SUITE 800 CLEVELAND, OH 44113-0000	(216) 781-2550
		0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
P 9	<b>Service:</b> OHIO INTERNET CAFE, LLC	0032274	LONARDO/ANGELO/F 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000	(216) 781-2550
		0083979	KEYES/BARTON/R 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614) 481-6000
		0039295	YELSKY/MITCHELL/J 75 PUBLIC SQUARE SUITE 800 CLEVELAND, OH 44113-0000	(216) 781-2550
		0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
P 10	<b>Service:</b> LE ROYALE, LLC	0032274	LONARDO/ANGELO/F 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000	(216) 781-2550

**CUYAHOGA COUNTY COURT OF COMMON PLEAS**

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P 11      **Service:**  
             JPAS, INC.

0083979	KEYES/BARTON/R 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614) 481-6000
0039295	YELSKY/MITCHELL/J 75 PUBLIC SQUARE SUITE 800 CLEVELAND, OH 44113-0000	(216) 781-2550
0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510

P 12      **Service:**  
             A1123, INC.

0032274	LONARDO/ANGELO/F 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000	(216) 781-2550
0083979	KEYES/BARTON/R 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614) 481-6000
0039295	YELSKY/MITCHELL/J 75 PUBLIC SQUARE SUITE 800 CLEVELAND, OH 44113-0000	(216) 781-2550
0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510

P 13      **Service:**  
             CYBEROASIS

0032274	LONARDO/ANGELO/F 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000	(216) 781-2550
0083979	KEYES/BARTON/R 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614) 481-6000
0039295	YELSKY/MITCHELL/J 75 PUBLIC SQUARE SUITE 800 CLEVELAND, OH 44113-0000	(216) 781-2550
0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510

0032274	LONARDO/ANGELO/F 323 W. LAKESIDE AVENUE SUITE 450 CLEVELAND, OH 44113-0000	(216) 781-2550
0037295	COOPER/CHARLES/H 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614) 481-6000
0083979	KEYES/BARTON/R 2175 RIVERSIDE DRIVE COLUMBUS, OH 43221-0000	(614) 481-6000
0039295	YELSKY/MITCHELL/J 75 PUBLIC SQUARE SUITE 800 CLEVELAND, OH 44113-0000	(216) 781-2550
0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510

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## APPEARANCE DOCKET

P	14	<b>Service:</b> ISHU, INC.  INACT 7835 BROADVIEW RD. STE. 2 SEVEN HILLS, OH 44131-0000	0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
P	15	<b>Service:</b> CTD ENTERTAINMENT LLC DBA HOT SLOTS INT  1550 E 191ST ST EUCLID, OH 44117-0000	0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
			0034473	MANSOUR/ROBERT/G 23611 CHAGRIN BLVD STE 270 CLEVELAND, OH 44122-0000	(216) 514-3127
P	16	<b>Service:</b> LV & IBNEE LLC DBA HOT SPOT  26920 CENTER RIDGE RD WESTLAKE, OH 44145-0000	0067380	MALEK/NATE/N LAW OFFICE OF NATE N. MALEK, LLC 29025 BOLINGBROOK ROAD CLEVELAND, OH 44124-0000	(216) 443-0450
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
P	17	<b>Service:</b> AMA VENTURES INC DBA INTERNET GA LAXY  15973 BROADWAY AVE MAPLE HEIGHTS, OH 44137-0000	0032453	MINSHALL/KENT/R 2189 PROFESSOR AVENUE CLEVELAND, OH 44113-0000	(216) 357-5900
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
P	18	<b>Service:</b> NOVA'S INTERNET SWEEPSTAKES CAFE  15318 BROOKPARK RD BROOKPARK, OH 44142-0000	0061902	MALARCIK/DONALD/J 54 E. MILL STREET, STE 400 THE GOTHIC BUILDING AKRON, OH 44308-0000	(330) 253-0785
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
P	19	<b>Service:</b> JIMKAT, LLC (D.B.A. AND HEREAFTER, SOMETIM  5130 WARRENSVILLE CENTER RD. MAPLE HEIGHTS, OH 44137-0000	0007784	KELLEHER/JEFFRY/F 1540 LEADER BUILDING 526 SUPERIOR AVENUE CLEVELAND, OH 44114-0000	(216) 241-0520
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
P	20	<b>Service:</b> TRITSAROLIS INVESTMENTS, INC. D.B.A. INTERI  901 HARVARD AVENUE CUYAHOGA HEIGHTS, OH 44105-0000	0007784	KELLEHER/JEFFRY/F 1540 LEADER BUILDING 526 SUPERIOR AVENUE CLEVELAND, OH 44114-0000	(216) 241-0520
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510

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P	21	CYBER SPACE WESTLAKE LLC  26273 CENTER RIDGE RD WESTLAKE, OH 44145-0000	0083291	FLANAGAN/ERIN/R 75 PUBLIC SQUARE SUITE 305 CLEVELAND, OH 44113-0000	(216) 574-4770
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
		<b>Service:</b>			
P	22	ROBERT WAKUT ON BEHALF OF LAND OF THE I  6444 PEARL ROAD PARMA HEIGHTS, OH 44130-0000	0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
		<b>Service:</b>			
P	23	ROBERT WAKUT ON BEHALF OF PIGGY BANK  26555 CENTER RIDGE RD, WESTLAKE, OH 44145-0000	0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
		<b>Service:</b>			
P	24	SOR, LLC DBA LUCKY PALMS  6701 SAINT CLAIR AVE CLEVELAND, OH 44103-0000	0007477	DESANTO/ROBERT/P 930 CLAREMONT AVENUE ASHLAND, OH 44805-0000	(419) 289-1454
			0047201	SHAUGHNESSY/THOMAS/E 11510 BUCKEYE ROAD CLEVELAND, OH 44104-0000	(216) 721-7700
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
		<b>Service:</b>			
P	25	FEELIN LUCKY LLC  7531 BROADVIEW RD SEVEN HILLS, OH 44131-0000	0007477	DESANTO/ROBERT/P 930 CLAREMONT AVENUE ASHLAND, OH 44805-0000	(419) 289-1454
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
		<b>Service:</b>			
P	26	WINNERS CIRCLE CAFE LLC DBA TRIFECTA INT TRIFECTA INTERNET CAFE 7700 WALNUTWOOD DR SEVEN HILLS, OH 44131-0000	0070838	FRANCESCHINI/ANTONIO/ P.O. BOX 391656 OLON, OH 44139	(440) 479-1239
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
		<b>Service:</b>			
P	27	BLACK DIAMOND TECH LLC DBA CASH COW  15007 EUCLID AVE EAST CLEVELAND, OH 44112-0000	0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510
		<b>Service:</b>			
P	28	T & G KANIS LLC DBA LUCKY BREAK CAFE  26715 BROOKPARK RD EXT NORTH OLMSTED, OH 44070-0000	0077093	ROBERTS/JACQUELINE/K. 17601 W. 130TH ST. SUITE 4B NORTH ROYALTON, OH 44133-0000	(440) 237-9900
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510

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P	29	<b>Service:</b> CYBER HOT SPOT SWEEPSTAKES CAFE  18235 EUCLID AVENUE CLEVELAND, OH 44112-0000	0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510	
P	30	<b>Service:</b> SURF CITY, LLC DBA SURF CITY INTERNET CAFE	0083114	ANOTICO/RONALD/A 19300 DETROIT RD. #202 ROCKY RIVER, OH 44116-0000	(440) 356-2700	
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510	
P	31	<b>Service:</b> SURFSHOP LLC DBA THE SURFSHOP	0052058	VITANTONIO/DOMINIC/J 6449 WILSON MILLS ROAD CLEVELAND, OH 44143-3402	(440) 449-3333	
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510	
P	32	<b>Service:</b> INTERNET PARADISE LLC  11727 SNOW RD PARMA, OH 44130-0000	0083291	FLANAGAN/ERIN/R 75 PUBLIC SQUARE SUITE 305 CLEVELAND, OH 44113-0000	(216) 574-4770	
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510	
D	1	<b>Service:</b> WILLIAM D. MASON IN HIS CAPACITY AS CUYA  1200 ONTARIO STREET 9TH FLOOR CLEVELAND, OH 44113-0000	0030273	LAMBERT/DAVID/G 13393 MADISON AVE LAKEWOOD, OH 44107-0000	(216) 233-1929	
			0037153	HANNAN/CHARLES/E ASST. COUNTY PROSECUTOR 8TH FLOOR 1200 ONTARIO STREET CLEVELAND, OH 44113-0000	(216) 443-7758	
			0044045	NELSON/MICHAEL/L 55 PUBLIC SQUARE SUITE 1500 CLEVELAND, OH 44113-0000	(216) 432-2510	
			0072485	DECARO/SARA/E 323 W. LAKESIDESUITE 400 CLEVELAND, OH 44113-0000	(216) 443-7742	
		<b>Service:</b> 06/06/2012	SUMS COMPLAINT	CERTIFIED MAIL	06/07/2012	COMP ON OTHER
		<b>Service:</b> 06/14/2012	SUMS COMPLAINT	CERTIFIED MAIL	06/19/2012	COMP ON OTHER
		<b>Service:</b> 07/02/2012	SUMS AMENDED COMPLNT	CERTIFIED MAIL	07/05/2012	COMP ON OTHER
D	2	<b>Service:</b> MIKE WINE OHO ATTORNEY GENERAL  30 EAST BROAD ST. 14TH FLOOR COLUMBUS, OH 43215-0000	0082390	SCHULER/MICHAEL/J ASST.ATTORNEY GENERAL 30 EAST BROAD STREET, 16TH FLOOR COLUMBUS, OH 43215-0000		
D	3	<b>Service:</b> CITY OF MAPLE HEIGHTS, OHIO				

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C/O JOHN J. MONTELLO, LAW DIRECTOR  
5353 LEE ROAD  
MAPLE HEIGHTS, OH 44137-0000  
Service:  
D 4 CUYAHOGA COUNTY OHIO ATTN: ED FITZGER. 0037153 HANNAN/CHARLES/E  
AS CUYAHOGA COUNTY EXECUTIVE ASST. COUNTY PROSECUTOR 8TH FLOOR (216) 443-7758  
1219 ONTARIO AVE 1200 ONTARIO STREET  
CLEVELAND, OH 44113-0000 CLEVELAND, OH 44113-0000  
Service: 07/02/2012 SUMS AMENDED CERTIFIED MAIL 07/05/2012 COMP ON OTHER  
COMPLNT

Type	- Docket - Code	Party	Date	Description	Cost Amount
AC	GEN1		2/27/2012	FIRST AMENDED VERIFIED COMPLAIT ..W.....MICHAEL L. NELSON, SR. 0044045	
SR	C001	P 1	6/04/2012	COMPLAINT WITH JURY DEMAND FILED. SERVICE REQUEST - SUMMONS BY CERTIFIED MAIL TO THE DEFENDANT(S).	
MO	M001	P 1	6/04/2012	CERTIFICATION OF NOTICE OF MOTION OFR TEMPORAY RESTRAINING ORDER FILED. 06/13/2012 - GRANTED	
MO	M001	P 1	6/04/2012	MOTIN FOR TEMPORAY RESTRAINING ORDER FILED. 06/13/2012 - GRANTED	
SF	RECT	P 1	6/04/2012	DEPOSIT AMOUNT PAID SEELEY SAVIDGE EBERT & GOURASH CO LPA	200.00
SF	INIT		6/04/2012	CASE FILED	
SF	LN	P 1	6/04/2012	LEGAL NEWS	10.00
SF	LA	P 1	6/04/2012	LEGAL AID	26.00
SF	CF	P 1	6/04/2012	CLERK'S FEE	25.00
SF	CSPF	P 1	6/04/2012	COURT SPECIAL PROJECTS FUND	50.00
SF	245		6/04/2012	JUDGE NANCY MARGARET RUSSO ASSIGNED (RANDOM)	
SF	RECT	P 1	6/04/2012	DEPOSIT AMOUNT PAID SEELEY SAVIDGE EBERT & GOURASH CO LPA	50.00
SF	CM	P 1	6/04/2012	COMPUTER FEE	10.00
SF	LR	P 1	6/04/2012	LEGAL RESEARCH	3.00
JE	JE		6/05/2012	MOTION FOR TEMPORARY RESTRAINING ORDER SET FOR HEARING 6/5/12 AT 10 AM. PLAINTIFF TO NOTIFY DEFENDANT. ALL PARTIES TO BE PRESENT. HEARING SET FOR 06/05/2012 AT 10:00 AM. NOTICE ISSUED	4.00
JE	JE		6/05/2012	HEARING HELD ON TRO; DEFENSE RAISES ISSUES OF JURISDICTION OF THIS COURT TO HEAR THE TRO; COURT SETS A PRETRIAL FOR 6/11/12 AT 11AM AND DEFENSE TO PROVIDE THE COURT AND OPPOSING COUNSEL WITH A WRITTEN BRIEF IN RESPONSE TO THE PETITION FOR TRO BY THAT DATE AND TIME. IN THE EVENT THE DEFENSE ELECTS TO FILE A WRIT REGARDING THE JURISDICTION ISSUE, THE DEFENSE HAS AGREED TO IMMEDIATELY FORWARD A COPY TO OPPOSING COUNSEL AND THE COURT, AND IN THE EVENT THAT ACTION IS FILED WITH THE C/A, THE PT FOR 6/11/12 WOULD BE CANCELLED AND ALL PROCEEDINGS STAYED PENDING THE OUTCOME AT THE C/A. NOTICE ISSUED	4.00

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Case Type	Code	Date	Description	Amount
CS	REPT	6/06/2012	COURT REPORTER FEE	25.00
CS	WRIS D 1	6/06/2012	WRIT FEE	2.00
SR	CRTM D 1	6/06/2012	SUMS COMPLAINT(19492049) SENT BY CERTIFIED MAIL. TO: WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR 1200 ONTARIO STREET 8TH FLOOR CLEVELAND, OH 44113-0000	6.00
SR	C08 D 1	6/07/2012	INSTRUCTION FOR SERVICE ON VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT VIA CERT MAIL TO WILLIAM D MASON FILED.	
MO	TEXT	6/07/2012	NON PARTIES' MOTION IN INTERVENE .....W..... ANGELO F LONARDO (0032274) 06/07/2012 - GRANTED	
MO	TEXT	6/07/2012	INTERVENING PLAINTIFF' MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION .....W..... MITCHELL J YELSKY (0039295) 06/13/2012 - GRANTED IN PART	
OT	GEN1	6/07/2012	CERTIFICATE OF ATTORNEYS .....W.....	
JE	JE	6/07/2012	MOTION TO INTERVENE GRANTED. DATES AND ORDERS REMAIN IN EFFECT. NOTICE ISSUED	6.00
OT	GEN D 1	6/08/2012	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR NOTIFICATION OF REMOVAL .....W..... DAVID G LAMBERT 0030273	
SR	GDCO D 1	6/08/2012	CERTIFIED MAIL RECEIPT NO. 19492049 RETURNED BY U.S. MAIL DEPARTMENT 06/08/2012 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MAIL RECEIVED AT ADDRESS 06/07/2012 SIGNED BY OTHER.	
JE	JE	6/11/2012	DEFENDANT FILED A NOTICE OF REMOVAL TO US DISTRICT COURT. CASE IS HEREBY REMOVED. HEARING SET 6/11/12 IS CANCELLED. COURT COST ASSESSED TO THE DEFENDANT(S). NOTICE ISSUED	8.00
JE	JE	6/11/2012	DUE TO REMOVAL TO FEDERAL COURT, HEARING/PT ON 6/11 IS CANCELLED. NOTICE ISSUED	8.00
CS	WRIS D 1	6/11/2012	WRIT FEE	2.00
JE	JE	6/12/2012	PER FEDERAL COURT DOCKET, CASE WAS REMANDED BACK TO THIS COURT. PRE TRIAL SET 6/13/12 AT 11 AM. PRE-TRIAL SET FOR 06/13/2012 AT 11:00 AM. NOTICE ISSUED	8.00
JE	JE	6/12/2012	SEE PRIOR JE NOTICE ISSUED	8.00
JE	JE	6/12/2012	TRANSCRIPT OF 6/5/12 PROCEEDINGS ORDERED DELIVERED TO THE COURT BY 9AM ON 6/13/12; TAXED AS COSTS. NOTICE ISSUED	8.00
OT	GEN1	6/12/2012	INTERVENING PLAINTIFFS SUPPLEMENTAL MEMORANDUM IN SUPPOT OF TEMPORARY RESTRAINING OREER AND	

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PRELIMINARY INJUNCTION .....W.....

JE	JE		6/13/2012	THE COURT GRANTS THE TRO AND MAKES THE FOLLOWING FINDINGS: THAT THE PLAINTIFFS HEREIN (INCLUDING INTERVENING PLAINTIFFS) ARE NOT UTILIZING THE VS2 SOFTWARE WHICH IS THE SUBJECT OF THE PENDING CRIMINAL CASE; THAT NONE OF THE PLAINTIFFS HEREIN ARE SUBJECTS OF ANY CRIMINAL PROCEEDING; THAT THE BUSINESSES/PLAINTIFFS ARE SWEEPSTAKES ESTABLISHMENTS OPERATING PURSUANT TO OHIO LAW; THAT THE BUSINESS ACTIVITY IS NOT GAMBLING AND IS NOT PROHIBITED BY OHIO LAW; THAT THE INDIVIDUAL LOCALITIES HAVE MADE A DETERMINATION THAT THE BUSINESSES ARE LAWFUL ENTERPRISES AND ISSUED PERMITS AND/OR LICENSES TO THESE PLAINTIFFS; THAT THE PLAINTIFFS WERE OPERATING PRIOR TO THE ENACTMENT OF HB386 AND ARE THEREFORE GRANDFATHERED IN PURSUANT TO THAT LEGISLATION, PROVIDED THAT THEY COMPLY WITH THE REGISTRATION REQUIREMENTS; THAT THE PLAINTIFFS WERE INVOLUNTARILY CLOSED BY LAW ENFORCEMENT AND HAVE SUCCESSFULLY PROVEN THEY ARE ENTITLED TO THE TRO, BEING A COURT ORDER THAT PERMITS THEM TO RE-OPEN IMMEDIATELY AND TO BEGIN COMPLIANCE WITH THE STATE'S REGULATIONS AS CONTAINED IN HB386; THE COURT ALSO FINDS THAT IN ITS REVIEW OF THE PLEADINGS AND THE ARGUMENTS, THAT THE PLAINTIFFS HAVE SATISFIED ALL NECESSARY ELEMENTS FOR THE GRANTING OF THIS TRO AND SPECIFICALLY FINDS THAT: THE PLAINTIFFS HAVE DEMONSTRATED A LIKELIHOOD OF SUCCESS ON THE MERITS; THAT THE TRO IS NECESSARY TO PREVENT IRREPARABLE HARM TO THE PLAINTIFFS AND THERE IS NO OTHER REMEDY AT LAW; THAT THE CLOSING OF THE BUSINESSES HAS RESULTED IN UNEMPLOYMENT OF INDIVIDUALS AND LOST BUSINESS INCOME, AND THE CEASE AND DESIST LETTERS HAVE PLACED THESE PLAINTIFFS AT A COMPETITIVE DISADVANTAGE WITH SIMILARLY SITUATED BUSINESSES THROUGHOUT OHIO AND OUTSIDE CUYAHOGA COUNTY; THAT THE BALANCE OF HARM REQUIRES THE ISSUANCE OF THE TRO AND TO RETURN THE PARTIES TO THEIR RESPECTIVE POSITIONS (STATUS QUO) PRIOR TO THE ISSUANCE OF THE SAID CEASE AND DESIST LETTERS; THAT THE PUBLIC INTEREST IS BEST SERVED BY THE GRANTING OF THE TRO AS THE BUSINESSES HAVE RECEIVED LICENSES/PERMITS FROM LOCAL GOVERNMENTS, ARE NOT OPERATING IN VIOLATION OF OHIO LAW (BASED UPON THE PLEADINGS AND ARGUMENT) AND THAT THE LEGISLATURE HAS SPECIFICALLY PERMITTED THE BUSINESS OF SWEEPSTAKES ENTERPRISES. THAT NO BOND IS REQUIRED OF ANY PLAINTIFF. FURTHER THE PARTIES HAVE AGREED THAT THE TERM OF THIS TRO IS EFFECTIVE IMMEDIATELY AND THROUGH 7/23/12; HEARING SET 7/23/12 AT 10AM. THE EXTENSION OF THE TRO MAY OCCUR ONLY BY AGREEMENT OF THE PARTIES. (THE COURT NOTES THAT THE AGREEMENT OF THE DEFENSE TO THE EXTENSION OF THE TRO DOES NOT CONSTITUTE AN AGREEMENT WITH THE ISSUANCE OF THE TRO) NOTICE ISSUED	8.00
OT	GEN	P	6/13/2012	PLAINTIFF(S) J&C MARKETING LLC(P1), CYBER WORLD ENTERTAINMENT CORPORATION(P2) and AJ & N, INC.(P3) NOTICE OF FILING SUPPLEMENTAL AUTHORITY IN SUPPORT OF JURISDICTION. GREGORY D SEELEY 0014235	
BR	GEN	P	6/13/2012	PLAINTIFF(S) CYBER WORLD ENTERTAINMENT CORPORATION(P2) and AJ & N, INC.(P3) BRIEF IN OPPOSITION TO PLTF'S. MOTIONS FOR TEMPORARY RESTRAINING ORDERS. DAVID G LAMBERT 0030273	
SR	CRTM	D 1	6/14/2012	SUMS COMPLAINT(19511464) SENT BY CERTIFIED MAIL. TO: WILLIAM D MASON IN HIS CAPACITY AS CUYAHOGA COUNTY	6.00

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PROSECUTOR  
 MIKE DEWINE, OHIO ATTORNEY GENERAL  
 30 EAST BROAD STREET 14TH FLOOR  
 COLUMBUS, OH 43215-0000

JE	JE	6/14/2012	ALL PLAINTIFFS, INCLUDING INTERVENING PLAINTIFFS (HEREAFTER REFERRED TO ALL AS "PLAINTIFFS") AND THEIR COUNSEL PRESENT FOR PRETRIAL; DEFENSE ALSO PRESENT. PT HELD AND PARTIES AGREE TO PROCEED TO TRO HEARING THIS DATE. HEARING HELD ON TRO; THE COURT FINDS THAT THE MOTION FOR TRO IS WELL-TAKEN AND IT IS GRANTED. SEE SUPP JE FOR SPECIFIC FINDINGS AND TERMS/CONDITIONS OF TRO. NO BOND REQUIRED. EXPEDITED DISCOVERY ORDER AND HEARING ORDER TO ALSO FOLLOW. NOTICE ISSUED	8.00
JE	JE	6/14/2012	THE PARTIES HAVE AGREED TO EXTEND THE TIME OF THE TRO THROUGH 7/23/12, DUE TO THE SCHEDULES OF NECESSARY WITNESSES AND THE NEED TO CONDUCT EXPEDITED DISCOVERY. THEREFORE, THE TRO WILL BE IN FULL FORCE AND EFFECT UNTIL THE DATE OF 7/23/2012 BY AGREEMENT OF THE PARTIES AND COUNSEL, AND THE HEARING IS SET THAT DATE FOR 10AM. NOTICE ISSUED	8.00
JE	JE	6/14/2012	BY AGREEMENT OF ALL COUNSEL, ALL WRITTEN DISCOVERY IS TO BE PROPOUNDED BY 6/18/12. RESPONSES ARE TO BE PROVIDED BY 6/25/12. EXPERT REPORTS ARE TO BE MUTUALLY EXCHANGED ON 7/9/12. NOTICE ISSUED	8.00
JE	JE	6/14/2012	MOTION FOR TRO GRANTED; MOTION FOR PRELIMINARY INJUNCTION REMAINS PENDING, SET FOR HEARING ON 7/23/12 AT 10AM. NOTICE ISSUED	8.00
CS	REPT	6/14/2012	COURT REPORTER FEE	25.00
MO	TEXT P 1	6/14/2012	MOTION INSTANTER TO INTEREVE AS CO-PLTF. DAVID HARVEY (0080918) 06/21/2012 - MOOT	
JE	JE	6/14/2012	PARTIES ARE ORDERED TO SUBMIT HEARING BRIEFS TO THE COURT ON OR BEFORE NOON ON 7/19/12 AND ANY OBJECTION LOGS FOR THE DEPOSITIONS BY THAT SAME DATE AND TIME WITH A COPY OF THE DEPOSITION AND LOG OF ALL OBJECTIONS. FAILURE TO SUBMIT THE LOGS FOR RULING PRIOR TO THE PI HEARING WILL BE DEEMED A WAIVER OF THAT OBJECTION IF THE DEPO IS USED IN ANY WAY AT TRIAL. NOTICE ISSUED	8.00
JE	JE	6/14/2012	COPY OF TRANSCRIPT OF 6/13/2012 ORDERED AND TAXED AS COSTS; TO BE DELIVERED TO THE COURT BY 6/18/12. NOTICE ISSUED	8.00
OT	GEN1	6/14/2012	CASE AND FILE REMANDED TO CUYAHOGA COUNTY COMMON PLEAS COURT FROM U.S. DISTRICT COURT USDC CASE NO. 1:12CV1457 ..	
JE	JE	6/14/2012	THE COURT HAS BEEN SERVED WITH A COURTESY COPY OF A MOTION TO INTERVENE, FILED WITH THE CLERK THIS DATE AND SERVED UPON THE DEFENDANT; AT THIS POINT IN THE PROCEEDINGS, MOTIONS TO INTERVENE ARE FAVORED DUE TO JUDICIAL ECONOMY AND COMBINING CASES WITH COMMON FACTS AND QUESTIONS OF LAW. THE INTERVENOR, INTERNET ESCAPE, I.T.C. HAS STATED IN ITS PLEADINGS IT IS IN A SIMILAR	8.00

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POSITION AS THE CURRENT PLAINTIFFS IN THE CASE AND THAT THIS MOVANT DOES NOT USE THE VS2 SOFTWARE. THEREFORE, CONSISTENT WITH THE RULES OF CIVIL PROCEDURE AND THE CASE LAW REGARDING INTERVENTION, AS WELL AS THE COMMENTS BY THE COURT ABOUT ENTERTAINING MOTIONS TO INTERVENE BY MOVANTS NOT USING THE VS2 SOFTWARE, THE COURT GRANTS THE MOTION TO INTERVENE. HOWEVER, THE COURT NOTES THAT THE CO-PLAINTIFF INTERNET ESCAPE LLC CANNOT OPEN PURSUANT TO THE TRO ISSUED ON 6/13/12, AS NO ARGUMENT WAS PRESENTED AT THAT TIME BY THIS NEW PLAINTIFF. THE INTERVENOR MUST FILE ITS OWN MOTION FOR TRO, SERVE THE DEFENSE AND THAT MOTION WILL BE SET FOR ITS OWN HEARING. IN THE EVENT A MOTION FOR TRO IS FILED, THE COURT WILL ENDEAVOR TO SET THE MATTER FOR HEARING ASAP AND THE MOVANT IS ORDERED TO NOTIFY THE DEFENDANT AND IF POSSIBLE APPEAR WITH THE TRO AND DEFENSE COUNSEL. IF DEFENSE COUNSEL IS UNABLE TO APPEAR, THE COURT WILL NOTIFY THE DEFENSE OF THE HEARING DATE.  
 NOTICE ISSUED

CC	COMP	P 1	6/15/2012	INTERVENING COMPLAINT FOR DECLARATORY JUDGEMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF. DEPOSIT RECEIVED \$75 HARVEY, ABENS, IOSUE CO.(0075308)	
SF	RECT	P 1	6/15/2012	DEPOSIT AMOUNT PAID	75.00
MO	TEXT		6/15/2012	INTERVENING CO-PLAINTIFF'S MOTION FOR EXPARTE RESTRAINING ORDER ..... W..... MATTHEW ABENS (0075308) 06/21/2012 - MOOT	
MO	TEXT	P 1	6/15/2012	P1 J&C MARKETING LLC MOTION FOR LEAVE TO FILE 2ND AMENDED VERIFIED COMPLAINT INSTANTER ..... W..... ERIC D BAKER 0070025 06/17/2012 - GRANTED	
MO	TEXT	P 1	6/15/2012	P1 J&C MARKETING LLC MOTION TO EXTEND & APPLY TERMS & CONDITIONS OF 06/13/12 TEMPORARY RESTRAINING ORDER TO INTERVENING PLTF INTERNET ESCAPE DAVID HARVEY 0080918 06/22/2012 - MOOT	
MO	TEXT	P 1	6/15/2012	P1 J&C MARKETING LLC MOTION FOR TEMPORARY RESTRAINING ORDER INSTANTER ..... W..... ERIC D BAKER 0070025 06/18/2012 - GRANTED	
JE	JE		6/15/2012	HEARING ON TRO FILED BY NEW PLAINTIFF/INTERVENOR SET FOR MONDAY, 6/18/12 AT 10AM. NOTICE ISSUED	12.00
AC	GEN	P 1	6/15/2012	PLTFS, J&C MARKETING, LLC ("J&C"), AND IZDIHAR "ESTHER" NAJJAR D/B/A CYBER OASIS ("CYBER OASIS") SECOND AMENDED VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF (JURY DEMAND ENDORSED HEREON). ERIC D BAKER (0070025)	
SF	RECT	P 1	6/15/2012	DEPOSIT AMOUNT PAID	75.00
CC	COMP	P 1	6/15/2012	SECOND AMENDED VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF. DEPOSIT RECEIVED \$75 ERIC D. BAKER(0070025)	
MO	TEXT		6/15/2012	..... MOTION TO INTERVENE ..... W..... MITCHELL J YELSKY (0039295) 06/18/2012 - GRANTED	
MO	TEXT		6/15/2012	INTERVENORS MOTION FOR TEMPORARY RESTRAINING ORDER	

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AND PRELIMINARY INJUNCTION .....W..... MITCHELL J YELSKY  
 (0039295)  
 06/18/2012 - GRANTED

OT	GEN1	6/15/2012	CERTIFICATE OF ATTORNEYS .....W.....	
JE	JE	6/18/2012	HEARING HELD ON INTERVENORS MOTIONS TO JOIN AS PLAINTIFFS HEREIN; THE COURT INCORPORATES ALL PRIOR PROCEEDINGS INTO THIS PROCEEDING, INCLUDING ALL ARGUMENTS OF COUNSEL AND RULINGS BY THE COURT. THE COURT FINDS THE FOLLOWING: THAT THE FOLLOWING MOVANTS ARE PERMITTED TO INTERVENE AND THEIR MOTION FOR TEMPORARY RESTRAINING ORDER IS GRANTED: GAMERS CLUB OF NORTH OLMSTED, INC., GARTH AND LINDSEY, LLC, ROYAL PALMS SWEEPS, LLC, BG BROADWAY 320, INC., OHIO INTERNET CAFE, LLC, LE ROYALE, LLC, JPAS, INC, AI123, INC., TELECONNECT AND CYBEROASIS IS ADMITTED THROUGH SECOND AMENDED COMPLAINT AND TRO GRANTED ON ITS BEHALF AS WELL. THE COURT FURTHER FINDS: THE ENTITIES/PLAINTIFFS NAMED HEREIN ARE NOT UTILIZING THE VS2 SOFTWARE WHICH IS THE SUBJECT OF A PENDING CRIMINAL CASE; THAT THE BUSINESSES/PLAINTIFFS ARE SWEEPSTAKES ESTABLISHMENTS OPERATING PURSUANT TO OHIO LAW; THAT THE BUSINESS ACTIVITY IS NOT GAMBLING AND IS NOT PROHIBITED BY OHIO LAW; THAT THE INDIVIDUAL LOCALITIES HAVE MADE A DETERMINATION THAT THE BUSINESSES ARE LAWFUL ENTERPRISES AND ISSUED PERMITS AND/OR LICENSES TO THESE PLAINTIFFS; THAT THE PLAINTIFFS WERE OPERATING PRIOR TO THE ENACTMENT OF HB386 AND ARE THEREFORE GRANDFATHERED IN, PURSUANT TO THAT LEGISLATION, PROVIDED THAT THEY COMPLY WITH THE REGISTRATION REQUIREMENTS; THAT THE PLAINTIFFS WERE INVOLUNTARILY CLOSED BY LAW ENFORCEMENT AND HAVE SUCCESSFULLY PROVEN THEY ARE ENTITLED TO THE TRO, BEING A COURT ORDER THAT PERMITS THEM TO RE-OPEN IMMEDIATELY AND TO BEGIN COMPLIANCE WITH THE STATE'S REGULATIONS AS CONTAINED IN HB386; THE COURT ALSO FINDS THAT IN ITS REVIEW OF THE PLEADINGS AND ARGUMENTS THAT THE PLAINTIFFS HAVE SATISFIED ALL NECESSARY ELEMENTS FOR THE GRANTING OF THIS TRO AND SPECIFICALLY FINDS THAT THE PLAINTIFFS HAVE DEMONSTRATED A LIKELIHOOD OF SUCCESS ON THE MERITS; THAT THE TRO IS NECESSARY TO PREVENT IRREPRABLE HARM TO THE PLAINTIFFS AND THERE IS NO OTHER REMEDY AT LAW; THAT THE CLOSING OF THE BUSINESSES HAS RESULTED IN UNEMPLOYMENT OF INDIVIDUALS AND LOST BUSINESS INCOME, AND THAT THE CEASE AND DESIST LETTERS HAVE PLACED THESE PLAINTIFFS AT A COMPETITIVE DISADVANTAGE WITH SIMILARLY SITUATED BUSINESSES THROUGHOUT OHIO AND OUTSIDE CUYAHOGA COUNTY; THAT THE BALANCE OF HARM REQUIRES THE ISSUANCE OF THE TRO AND TO RETURN THE PARTIS TO THEIR RESPECTIVE POSITIONS (STATUS QUO) PRIOR TO THE ISSUANCE OF THE SAID CEASE AND DESIST LETTERS; THAT THE PUBLIC INTEREST IS BEST SERVED BY THE GRANTING OF THE TRO AS THE BUSINESSES HAVE RECEIVED LICENSES/PERMITS FROM LOCAL GOVERNMENTS, ARE NOT OPERATING IN VIOLATION OF OHIO LAW (BASED UPON THE PLEADINGS AND ARGUMENT) AND THAT THE LEGISLATURE HAS SPECIFICALLY PERMITTED THE BUSINESS OF SWEEPSTAKES ENTERPRISES; THAT NO BOND IS REQUIRED OF ANY PLAINTIFF. FURTHER, THE PARTIES HAVE AGREED TO THE FOLLOWING SCHEDULE: ALL PARTIES AGREE TO THE EXTENSION OF THIS TRO AND THE PREVIOUSLY GRANTED TRO THROUGH AND INCLUDING 8/27/12 AND CONTINUING UNTIL THE ISSUANCE OF THE COURT'S RULING ON THE PRELIMINARY INJUNCTION; THAT ANY PERSON SEEKING INTERVENTION IS TO FILE THAT	18.00

**CUYAHOGA COUNTY COURT OF COMMON PLEAS**

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TIME: 11:29 AM  
CASE: CV-12-784234

APPEARANCE DOCKET

PLEADING ON OR BEFORE 4PM ON WEDNESDAY, 6/20/12, AND THE HEARING ON ANY SUCH FILED MOTIONS TO BE HELD ON FRIDAY, 6/22/12 AT 11AM.

THAT THE HEARING ON MOTIONS FOR PRELIMINARY INJUNCTION WILL BE HELD 8/27-8/30/12 COMMENCING AT 10AM, ON 8/27/12; THAT THE DEFENDANT'S ANSWERS ARE DUE ON OR BEFORE 6/29/12; THAT ALL WRITTEN DISCOVERY, TO-WIT REQUESTS FOR PRODUCTION OF DOCUMENTS AND INTERROGATORIES ARE TO BE FILED AND ELECTRONICALLY OR HAND-DELIVERED TO OPPOSING COUNSEL ON OR BEFORE JULY 2, 2012; THAT ALL RESPONSES TO WRITTEN DISCOVERY ARE DUE ON OR BEFORE JULY 9, 2012 AND TO BE ELECTRONICALLY OR HAND-DELIVERED TO OPPOSING COUNSEL ON OR BEFORE THAT DATE; THAT THE PARTIES WILL MUTUALLY EXCHANGE EXPERT REPORT DATES ON OR BEFORE 7/23/12, WITH ELECTRONIC OR HAND-DELIVERY ON THAT DATE; THAT DEPOSITIONS WILL CONTINUE UP TO 8/26/12; THAT ANY OBJECTION LOGS CONTAINED IN DEPOS TO BE FILED BY 9AM ON 8/23/12. THE COURT WILL NOT CONSIDER ANY EXTENSIONS TO THE ABOVE DISCOVERY AND HEARING DATES, ABSENT A JOINT MOTION FROM ALL PARTIES. THE COURT ALSO ORDERS THAT ALL PARTIES ARE TO SUBMIT THEIR HEARING BRIEFS FOR THE PRELIMINARY INJUNCTION ON OR BEFORE NOON ON 8/22/12, AND THOSE PLEADINGS ARE TO BE DELIVERED TO THE COURT ON THE DATE OF FILING WITH THE CLERK.

NOTICE ISSUED

JE	JE		6/18/2012	ALL MOVING INTERVENORS WHO FILED MOTIONS TO INTERVENE ON 6/15/12 ARE SET FOR HEARING IN 18C AT 10AM. NOTICE ISSUED	14.00
JE	JE		6/18/2012	PLAINTIFF CYBERSPACE HAS FILED A MOTION TO CONSOLIDATE THEIR COMPLAINT IN 784853 WITH THIS CASE; MOTIONS TO CONSOLIDATE ARE TO BE FILED WITH THE COURT WITH THE LOWEST CASE NUMBER; IN THIS CASE IT WAS FILED BY THE PLAINTIFF WITH JUDGE SHEEHAN WHO HAS THE HIGHER CASE NUMBER. THE COURT HAS RECEIVED A COURTESY COPY AND NOTIFIES PLAINTIFF THAT IT WILL NOT CONSOLIDATE WITH THIS CASE DUE TO THE PLAINTIFFS USE OF THE VS2 SOFTWARE SYSTEM. CASE REMAINS WITH JUDGE SHEEHAN. NOTICE ISSUED	14.00
JE	JE	P	6/18/2012	TO PREPARATION OF DEFT'S TRANSCRIPT OF PROCEEDINGS, ORDERED BY THE COURT AT THE REQUEST OF THE DEFT, 33 PAGES @ 3.00 PER PAGE, AMOUNT DUE: \$99.00 ... OSJ NOTICE ISSUED	26.00
MO	TEXT		6/18/2012	NON-PARTY APPLICANT, CTD ENTERTAINMENT, LLC MOTION TO INTERVENE AS PLTF (W) LARRY W ZUKERMAN (0029498) 06/22/2012 - GRANTED	
MO	TEXT		6/18/2012	AMA VENTURES, INC. DBA INTERNET GALAXY MOTION FOR LEAVE TO INTERVENE (W) KENT R MINSHALL (0032453) 06/19/2012 - DENIED	
MO	TEXT		6/18/2012	AMA VENTURES, INC. DBA INTERNET GALAXY MOTION FOR TEMPORARY RESTRAINING ORDER (W) KENT R MINSHALL (0032453) 06/19/2012 - DENIED	
JE	JE		6/19/2012	TRANSCRIPT OF PROCEEDINGS THIS DATE ORDERED FOR THE COURT AND TAXED AS COSTS; DELIVERY BY 6/22/12. NOTICE ISSUED	20.00
JE	JE		6/19/2012	MOTION TO INTERVENE OF INTERNET GALAXY AMA VENTURES INC. IS DENIED; THE MOVANT HAS FAILED TO ATTACH A BRIEF IN SUPPORT REGARDING ITS POSITION AND HAS FAILED TO	20.00

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SUBMIT A PROPOSED COMPLAINT INSTANTER.  
NOTICE ISSUED

MO	TEXT		6/19/2012	INTERVENING PLAINTIFF MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION .....W..... NATE N MALEK (0067380) 06/25/2012 - GRANTED	
MO	TEXT		6/19/2012	LV & IBENEE, LLC'S MOTION TO INTERVENE ..... NATE N MALEK (0067380) 06/22/2012 - GRANTED	
MO	TEXT		6/19/2012	PLAINTIFF'S MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION .....W..... MITCHELL J YELSKY (0039295) 06/25/2012 - GRANTED	
MO	TEXT		6/19/2012	LAS PALMAS III, LLC MOTION TO INTERVENE ..... MITCHELL J YELSKY (0039295) 06/22/2012 - GRANTED	
OT	GENI		6/19/2012	CERTIFICATE OF ATTORNEY .....W.....	
CC	COMP	P 2	6/20/2012	INTERVENING COMPLAINT DEPOSIT RECEIVED \$75 MARTIN S DELAHUNTY(0039014)	
SF	RECT	P 2	6/20/2012	DEPOSIT AMOUNT PAID	75.00
MO	TEXT	P	6/20/2012	PLAINTIFF(S) J&C MARKETING LLC(P1) and CYBEROASIS(P13) MOTION FOR LEAVE TO FILE THIRD AMENDED VERIFIED COMPLAINT INSTANTER "W" ERIC D BAKER 0070025 06/22/2012 - GRANTED	
MO	TEXT	P 1	6/20/2012	MOITN FOR LEAVE TO INTERVENE KENT R MINSHALL (0032453) 06/22/2012 - GRANTED	
MO	TEXT		6/20/2012	INTERVENING PLTF CYBER TIME INTERNET CAFE MAPLE, LLC'S MTN FOR TEMPORARY RESTRAINING ORDER J HELEN SLOUGH (0013195) 06/25/2012 - UNKNOWN	
JE	JE		6/20/2012	COURT TO CONDUCT HEARING ON THE FOLLOWING MOVANTS FOR INTERVENTION ON 6/22/12 AT 11AM (SEE PRIOR JE): CYBER TIME INTERNET CAFE, CTD ENTERTAINMENT, LAS PALMAS III, LV & IBNEE, LLC, AND ANY OTHER MOVANT WHO FILES THE APPROPRIATE PLEADINGS BY CLOSE OF BUSINESS ON 6/20/12. IN THE EVENT A MOVANT FILES AFTER 4:30 ON 6/20/12, THE ATTY IS TO APPEAR FOR THE HEARING AND THE COURT WILL DETERMINE AT THAT TIME IF A SEPARATE HEARING WILL BE SET, OR IF THAT MOVANT WILL BE PERMITTED TO JOIN IN THE HEARING ON 6/22/12. ALL MOVANTS TO HAVE COURTESY COPIES OF ALL FILED PLEADINGS DELIVERED TO THE COURT AT THE TIME OF FILING AND TO HAND-DELIVER COURTESY COPIES TO THE DEFENSE AT THE SAME TIME. NOTICE ISSUED	24.00
JE	JE		6/20/2012	MOTION TO INTERVENE, FILED BY AMA VENTURES IS GRANTED; AMA VENTURES TO APPEAR ON 6/22/12 FOR 11AM HEARING. JUDGE BARKER NOTIFIED OF CONSOLIDATION. NOTICE ISSUED	24.00
JE	JE		6/20/2012	MOTION TO INTERVENE FILED BY AMA VENTURES IS MOOT AS THIS COURT HAS CONSOLIDATED THIS CASE WITH 785188, THEREBY MOOTING OUT THE REQUEST FOR INTERVENTION. NOTICE ISSUED	24.00
JE	JE		6/20/2012	TO CLARIFY DISCOVERY ORDER; PARTIES ARE NOT REQUIRED TO FILE WITH THE CLERK INTERROGS/REQUESTS FOR	24.00

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			PRODUCTION OF DOCUMENTS, NOR RESPONSES AS THAT IS NOT REQUIRED BY THE CIVIL RULES. NOTICE ISSUED	
JE	JE	6/20/2012	MOTION FOR LEAVE TO FILE THIRD AMENDED COMPLAINT BY J&C MARKETING, SEEKING TO ADD PLAINTIFFS PAGE-JAQ LLC AND NEW HEIGHTS BUSINESS CENTER, LLC WILL BE ADDRESSED AT THE HEARING ON 6/22/12 AT 11AM. NOTICE ISSUED	24.00
MO	TEXT	6/20/2012	ROBERT WAKUT MOTION TO INTERVENE PRO SE (9999999) 06/22/2012 - DENIED	
MO	TEXT	6/20/2012	CYBER TIME CAFE, MAPLE HEIGHTS, LLC MOTION TO INTERVENE J HELEN SLOUGH (0013195) 06/22/2012 - GRANTED	
MO	TEXT	6/20/2012	ROBERT WAKUT'S MOTION FOR TEMPORARY RESTRAINING ORDER PRO SE (9999999) 06/22/2012 - DENIED	
OT	GEN P 4	6/21/2012	P4 INTERNET ESCAPE LLC INTERVENING PLTF. INTERNET EXCAPE'S NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE. DAVID HARVEY 0080918	
MO	TEXT P 9	6/21/2012	NOVA'S INTERNET SWEEPSTAKES CAFE ( NOVA) MOTION FOR LEAVE TO INTERVENE .....W..... MICHAEL L NELSON 0044045 06/22/2012 - GRANTED	
JE	JE	6/21/2012	COURT NOTIFIED THAT PLAINTIFF INTERNET ESCAPE IS DISMISSING THIS MATTER WITHOUT PREJUDICE; MOTIONS ARE THEREFORE MOOT; PLAINTIFF INTERNET ESCAPE TO NOTIFY THE COURT WITHIN 7 DAYS OF REFILEING. SUPP JE TO FOLLOW. NOTICE ISSUED	26.00
JE	JE	6/21/2012	NUNC PRO TUNC TO CLARIFY THE JE OF AMA VENTURES ON 6/20/12: AS AMA VENTURES BECAME PART OF THE CASE, AS A PLAINTIFF, DUE TO THE ORDER OF CONSOLIDATION, THE MOTION TO INTERVENE IS MOOT; THE REQUEST FOR RESTRAINING ORDER, PRELIMINARY INJUNCTION REMAIN PENDING BEFORE THE COURT ON AMA AND THE COURT HAS NOT, BY VIRTUE OF THE CONSOLIDATION GRANTED A TRO AT THIS TIME. MATTER TO BE ADDRESSED AT THE HEARING ON 6/22/12. NOTICE ISSUED	26.00
JE	JE	6/22/2012	HEARING HELD ON MOTIONS FOR TRO FILED BY INTERVENORS DESCRIBED IN PRIOR ENTRY OF THIS DATE AND ON THIRD AMENDED COMPLAINT REQUEST FOR TRO; ALL PROCEEDINGS INCORPORATED FROM PRIOR DATES INTO THIS HEARING; NOTING THE DEFENDANTS OBJECTION, THE COURT GRANTS A TRO TO THE FOLLOWING NEW PLAINTIFFS: PAGE JAQ, NEW HEIGHTS BUSINESS, LV & IBNEE, CTD ENTERTAINMENT, LAS PALMAS, III, CYBERTIME INTERNET CAFE MAPLE, LLC, ISHU CORP., AMA VENTURES DBA INTERNET GALAXY. THE COURT FURTHER FINDS THE FOLLOWING: THE ENTITIES/PLAINTIFFS HEREIN ARE NOT UTILIZING THE VS2 SOFTWARE; THAT THE BUSINESSES/PLAINTIFFS ARE SWEEPSTAKES ESTABLISHMENTS OPERATING PURSUANT TO OHIO LAW; THAT THE BUSINESS ACTIVITY IS NOT GAMBLING AND IS NOT PROHIBITED BY OHIO LAW; THAT THE INDIVIDUAL LOCALITIES HAVE MADE A DETERMINATION THAT THE BUSINESSES ARE LAWFUL ENTERPRISES AND HAVE ISSUED PERMITS/LICENSES TO THESE PLAINTIFFS; THAT THE PLAINTIFFS WERE OPERATING PRIOR THE ENACTMENT OF HB386 AND ARE THEREFORE GRANDFATHERED IN, PURSUANT TO THAT LEGISLATION, PROVIDED THAT THEY COMPLY WITH THE REGISTRATION REQUIREMENTS: THAT THE PLAINTIFFS	38.00

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WERE INVOLUNTARILY CLOSED BY LAW ENFORCEMENT AND HAVE SUCCESSFULLY PROVEN THAT THEY ARE ENTITLED TO THE TRO, BEING A COURT ORDER THAT PERMITS THEM TO RE-OPEN IMMEDIATELY AND TO BEGIN COMPLIANCE WITH THE STATE'S REGULATIONS AS CONTAINED IN HB386; THE COURT ALSO FINDS THAT IN ITS REVIEW OF THE PLEADINGS AND ARGUMENTS THAT THE PLAINTIFFS HAVE SATISFIED ALL NECESSARY ELEMENTS FOR THE GRANTING OF THIS TRO AND SPECIFICALLY FINDS THAT THE PLAINTIFFS HAVE DEMONSTRATED A LIKELIHOOD OF SUCCESS ON THE MERITS; THAT THE TRO IS NECESSARY TO PREVENT IRREPARABLE HARM TO THE PLAINTIFFS AND THERE IS NO OTHER ADEQUATE REMEDY AT LAW; THAT THE CLOSING OF THE BUSINESSES HAS RESULTED IN UNEMPLOYMENT OF INDIVIDUALS AND LOST BUSINESS INCOME, AS WELL AS LOST INCOME TO THE MUNICIPALITIES WHO LICENSED THEM; THAT THE CEASE AND DESIST LETTERS HAVE PLACED THESE DEFENDANTS AT A COMPETITIVE DISADVANTAGE TO SIMILARLY SITUATED BUSINESS THROUGHOUT OHIO AND OUTSIDE CUYAHOGA COUNTY; THAT THE BALANCE OF HARM REQUIRES THE ISSUANCE OF THE TRO AND TO RETURN THE PARTIES TO THEIR RESPECTIVE POSITIONS (STATUS QUO) PRIOR TO THE ISSUANCE OF THE CEASE AND DESIST LETTERS; THAT THE PUBLIC INTEREST IS BEST SERVED BY THE GRANTING OF THE TRO AS THE BUSINESSES HAVE RECEIVED LICENSES/PERMITS FROM LOCAL GOVERNMENTS, ARE NOT OPERATING IN VIOLATION OF OHIO LAW (BASED UPON THE PLEADINGS AND ARGUMENTS TO DATE) AND THAT THE LEGISLATURE HAS SPECIFICALLY PERMITTED THE BUSINESS OF SWEEPSTAKES ENTERPRISES; THAT NO BOND IS REQUIRED OF ANY OF THE PLAINTIFFS; THE FOLLOWING SCHEDULE APPLIES TO THESE PLAINTIFFS, BEING THE SAME SCHEDULE THAT WAS PREVIOUSLY SET BY THE PARTIES: THAT THE TRO WILL BE IN EFFECT UNTIL THE HEARING DATE OF 8/27/12 AND CONTINUING UNTIL ISSUANCE BY THE COURT OF ITS RULINGS ON THE MOTIONS FOR PRELIMINARY INJUNCTION; THAT THE HEARINGS ON MOTIONS FOR PRELIMINARY INJUNCTIONS WILL BE HELD 8/27/12-8/30/12 AND CONTINUING THEREAFTER AS NEEDED, COMMENCING AT 10AM ON 8/27/12; THAT THE DEFENDANTS ANSWERS ARE DUE ON OR BEFORE 6/29/12; THAT ALL WRITTEN DISCOVERY, TO-WIT REQUESTS FOR PRODUCTION OF DOCUMENTS AND INTERROGATORIES ARE TO BE SERVED ON OR BEFORE JULY 2, 2012 AND ELECTRONICALLY OR HAND-DELIVERED TO OPPOSING COUNSEL ON THE DATE OF FILING; THAT ALL RESPONSES ARE TO BE SERVED ON OR BEFORE 7/9/12 WITH THE SAME SERVICE REQUIREMENT; THAT THE PARTIES WILL MUTUALLY EXCHANGE EXPERT REPORTS ON OR BEFORE 7/23/12, WITH THE SAME SERVICE REQUIREMENTS AS ABOVE; THAT DEPOSITIONS WILL CONTINUE UP TO 8/26/12 AND ALL PARTIES ARE ORDERED TO COOPERATE IN THE SCHEDULING OF ALL DEPOS (THE COURT OFFERS ITS JURY ROOM, AS NEEDED, FOR ANY PARTY WISHING TO CONDUCT THE DEPO(S) HERE, ASKING ONLY THAT COUNSEL CONTACT THE COURT IN ADVANCE OF THAT REQUEST); THAT THE COURT HAS ADVISED COUNSEL THAT THEY ARE TO SEEK THE COURT'S ASSISTANCE DURING DISCOVERY DISPUTES, AS NEEDED; THAT ANY OBJECTION LOGS CONTAINED IN DEPOS TO BE USED AT THE HEARING ARE TO BE FILED WITH THE COURT ON OR BEFORE 9AM ON 8/26/12 AND DELIVERED TO 18C ON THE DATE OF FILING; THE COURT WILL NOT CONSIDER ANY EXTENSIONS OF THE DISCOVERY ORDER ABOVE WITHOUT A JOINT REQUEST FROM ALL PARTIES; THE COURT ALSO ORDERS THAT ALL PARTIES ARE TO SUBMIT THEIR HEARING BRIEFS FOR THE PRELIMINARY INJUNCTION ON OR BEFORE NOON ON 8/22/12 AND THOSE PLEADINGS ARE TO BE DELIVERED TO THE COURT ON THE DATE OF FILING WITH THE CLERK.  
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Case No.	Party	Date	Description	Amount
JE	JE	6/22/2012	CAPTIONED CASE BEING REMANDED TO THE COURT OF COMMON PLEAS BY ORDER OF THE UNITED STATES DISTRICT COURT; THIS MATTER IS HEREBY RETURNED TO THE DOCKET OF JUDGE NANCY MARGARET RUSSO (326) FOR FURTHER PROCEEDINGS ACCORDING TO LAW.  ADMINISTRATIVE JUDGE NANCY A. FUERST NOTICE ISSUED	48.00
MO	TEXT P 1	6/22/2012	PLTF CYBER SPACE WESTLAKE, LLC'S MOTIN FOR LEAVE TO INTERVENE ERIN R FLANAGAN (0083291) 06/25/2012 - GRANTED	
MO	TEXT	6/22/2012	NON PARTY ISHU, INC.'S MOTION FOR AN ORDER PERMITTING IT TO FILE ITS MOTION TO INTERVENE BEYOND THE SET DEADLINE ..... ROBERT P DESANTO (0007477) 06/22/2012 - GRANTED	
MO	TEXT	6/22/2012	MOTION FOR TEMPORARY RESTRAINING ORDER OF PLTF. PAGE-JAQ, LLC AND NEW HEIGHTS BUSINESS CENTER, LLC ERIC D BAKER (0070025) 06/25/2012 - GRANTED	
AF	GENI	6/22/2012	AFFIDAVIT OF JACQUELINE PRATTS .....W.....	
MO	TEXT	6/22/2012	INTERVENING PLAINTIFF' MOTION TO INTERVENE .....W..... PRO SE (9999999) 06/22/2012 - DENIED	
MO	TEXT	6/22/2012	INTERVENING PLAINTIFF'S MOTION TO INTERVENE .....W..... PRO SE (9999999) 06/22/2012 - DENIED	
SR	GDCO D 1	6/22/2012	CERTIFIED MAIL RECEIPT NO. 19511464 RETURNED BY U.S. MAIL DEPARTMENT 06/21/2012 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MAIL RECEIVED AT ADDRESS 06/19/2012 SIGNED BY OTHER.	
SF	RECT P 1	6/22/2012	DEPOSIT AMOUNT PAID	75.00
CC	COMP P 1	6/22/2012	THIRD AMENDED VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF. (JURY DEMAND ENDORSED HEREON) DEPOSIT RECEIVED \$75 SEELEY, SAVIDGE, ERBERT & GOURDASH(0070025)	
CO	GEN P 15	6/22/2012	P15 CTD ENTERTAINMENT LLC DBA HOT SLOTS INTERNET CAFE VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT AND TEMPORARY RESTRAINING ORDER, AND PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF. LARRY W ZUKERMAN 0029498	
OT	GEN P 15	6/22/2012	P15 CTD ENTERTAINMENT LLC DBA HOT SLOTS INTERNET CAFE CERTIFICATE OF NOTICE AND SERVICE OF MOTION FOR TEMPORARY RESTRAINING ORDER. LARRY W ZUKERMAN 0029498	
MO	TEXT P 15	6/22/2012	P15 CTD ENTERTAINMENT LLC DBA HOT SLOTS INTERNET CAFE MOTION OF INTERVENING PLTF. CTD ENTERTAINMENT, LLC FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION..... LARRY W ZUKERMAN 0029498 06/25/2012 - GRANTED	
CO	GEN P 16	6/22/2012	P16 LV & IBNEE LLC DBA HOT SPOT VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT AND TEMPORARY RESTRAINING ORDER AND PRELIMINARY AND PERMANENT INJUNCTIVE	

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RELIEF. NATE N MALEK.0067380

OT	GEN	P 15	6/22/2012	P15 CTD ENTERTAINMENT LLC DBA HOT SLOTS INTERNET CAFE CERTIFICATE OF NOTICE AND SERVICE OF MOTION FOR TEMPORARY RESTRAINING ORDER. LARRY W ZUKERMAN 0029498	
AC	GEN	P 17	6/22/2012	P17 AMA VENTURES INC DBA INTERNET GALAXY FIRST AMENDED COMPLAINT OF INTERVENING PLTF. OR TEMPORARY RESTRAINING ORDER, PRELIMINARY INJUNCTION & DECLARATORY JUDGMENT. KENT R MINSHALL 0032453	
BR	GEN	D 1	6/22/2012	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR BRIEF IN OPP. TO NEWLY FILED MOTIONS FOR TEMPORARY RESTRAINING ORDER .....W..... DAVID G LAMBERT 0030273	
OB	GEN	D 1	6/22/2012	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR OBJECTIONS TO MOTIONS TO INTERVENE (W). DAVID G LAMBERT 0030273	
SF	RECT	P 15	6/22/2012	DEPOSIT AMOUNT PAID	75.00
CC	COMP	P 15	6/22/2012	VERIFIED (INTERVENING) COMPLAINT DEPOSIT RECEIVED \$75 ZUKERMAN DAIKER & LEAR CO LPA(0029498)	
SF	RECT	P 14	6/22/2012	DEPOSIT AMOUNT PAID	75.00
CC	COMP	P 14	6/22/2012	VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT AND TEMPORARY RESTRAINING ORDER, AND PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF COMPLAINT DEPOSIT RECEIVED \$75 ROBERT P DESANTO(0007477)	
MO	TEXT		6/22/2012	NON PARTY ISHU, INC. MOTION TO INTERVENE .....W..... ROBERT P DESANTO (0007477) 06/22/2012 - GRANTED	
CO	GEN		6/22/2012	INTERVENING PLAINTIFF'S VERIFIED COMPLAINT .....W..... ROBERT P DESANTO (0007477)	
CC	COMP	P 16	6/22/2012	VERIFIED (INTERVENING) COMPLAINT DEPOSIT RECEIVED \$75 JOSEPH GRANDINETTI(0067380)	
SF	RECT	P 16	6/22/2012	DEPOSIT AMOUNT PAID	75.00
JE	JE		6/22/2012	ORAL MOTION TO INTERVENE BY INTERNET ISLAND AND CYBERWORLD GRANTED; MOTIONS TO INTERVENE BY CYBER SPACE WESTLAKE, LLC, , NOVAS INTERNET SWEEPSTAKES CAFE ARE GRANTED. HEARING ON TRO TO BE HELD 6/25/12 AT 1PM. NOTICE ISSUED	34.00
JE	JE		6/22/2012	HEARING HELD ON MOTIONS TO INTERVENE; COURT INCORPORATES ALL PRIOR PROCEEDINGS INTO THIS PROCEEDING. REGARDING MOTIONS TO INTERVENE AND MOTION TO FILE THIRD AMENDED COMPLAINT, THE COURT FINDS THE FOLLOWING: MOTION OF JC MARKETING TO FILE THIRD AMENDED COMPLAINT ADDING PAGE JAQ AND NEWS HTS. BUSINESS CENTER IS GRANTED; THIRD AMENDED COMPLAINT DEEMED FILED THIS DATE; MOTION OF CTC ENTERTAINMENT LLC TO INTERVENE IS GRANTED; MOTION OF LAS PALMAS III TO INTERVENE IS GRANTED; MOTION OF CVE IBNEE TO INTERVENE IS GRANTED; MOTION OF CYBERTIME INTERNET CAFE MAPLE, LLC TO INTERVENE IS GRANTED; MOTION OF ISHU CORP. TO INTERVENE IS GRANTED. MOTION OF AMA VENTURES INC. DBA INTERNET GALAXY IS GRANTED;	34.00

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MOTION OF MOVANT LAND OF THE LOOT AND PIGGY BANK IS DENIED AT THIS TIME, AS THE PLEADING INDICATES THE PLAINTIFF IS AN OHIO PARTNERSHIP, AND IF SO, THE OWNER CANNOT PROCEED PRO SE AND MUST HAVE COUNSEL; COURT GRANTS LEAVE TO MONDAY, 6/25/12 FOR THIS MOVANT TO AMEND AND REFILE THE PLEADINGS IF INDEED HE IS NOT AN LLC, OR PARTNERSHIP AND IS THEREFORE ABLE TO PROCEED TO PRO SE, OR IF HE IS, IN ORDER FOR HIM TO OBTAIN COUNSEL;

ORAL MOTION OF MOVANTS LUCKY PALMS AND FEELING LUCKY FOR LEAVE TO FILE THEIR MOTION TO INTERVENE IS GRANTED TO 6/25/12 AT NOON, WITH COPIES TO THE COURT AND OPPOSING COUNSEL AT THE TIME OF FILING, AND THEY ARE ORDERED TO APPEAR ON THAT DATE AT 1PM FOR HEARING IF THOSE PLEADINGS ARE FILED.  
NOTICE ISSUED

CC	COMP	P 17	6/22/2012	FIRST AMENDED COMPLAINT DEPOSIT RECEIVED \$75 MINSHALL LAW OFFICES CO LPA(0032453)	
SF	RECT	P 17	6/22/2012	DEPOSIT AMOUNT PAID	75.00
AC	GEN	P 1	6/22/2012	PLTFS THER AMENDED VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF (JURY DEMAND ENDORSED HEREON), ERIC D BAKER (0070025)	
JE	JE		6/22/2012	NUNC PRO TUNC FOR THIS DATE CORRECTING THE NAME CVE IBNEE TO LV & IBNEE. NOTICE ISSUED	36.00
JE	JE		6/22/2012	TRANSCRIPT OF PROCEEDINGS OF 6/22/12 ORDERED AND TAXED AS COSTS. NOTICE ISSUED	36.00
JE	JE		6/22/2012	NUNC PRO TUNC FOR 6/22/12; THE COURT CORRECTS THE NAME OF THE INTERVENOR GRANTED ORAL LEAVE TO INTERVENE FROM CYBERWORLD TO CYBERSPACE INTERNET CAFE. NOTICE ISSUED	36.00
CC	COMP	P 18	6/22/2012	VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF WITH JURY DEMAND COMPLAINT DEPOSIT RECEIVED \$75 MICHAEL L NELSON(0044045)	
SF	RECT	P 18	6/22/2012	DEPOSIT AMOUNT PAID	75.00
MO	TEXT		6/22/2012	INTERVENING PLAINTIFF AMENDED MOTIION TO INTERVENE .....W..... PRO SE (9999999) 06/25/2012 - GRANTED	
MO	TEXT		6/22/2012	INTERVENING PLAINTIFF AMENDED MOTION TO INTERVENE .....W..... PRO SE (9999999) 06/25/2012 - GRANTED	
CO	GEN		6/22/2012	PLAINTIFF'S VERIFIED COMPLAINT ..... W..... MICHAEL L NELSON (0044045) JURY DEMAND ENDORSED	
JE	JE		6/25/2012	SUPP JE ORDER ISSUED OSJ; ALL PENDING MOTIONS WITH INTERNET ESCAPE MOOT DUE TO DWOP. NOTICE ISSUED	60.00
JE	JE		6/25/2012	HEARING HELD ON MOTIONS FOR TRO BY INTERVENORS NOVA SWEEPSTAKES CAFE LLC AND CYBERSPACE WESTLAKE, LLC. ALL PRIOR PROCEEDINGS INCORPORATED INTO THIS HEARING. NOTING THE DEFENDANT'S OBJECTION, THE COURT GRANTS A TRO TO THESE NEW PLAINTIFFS, AND FURTHER FINDS AS	58.00

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FOLLOWS:

THE ENTITIES/PLAINTIFFS ARE UTILIZING THE VS2 SOFTWARE; THAT THE DEFENSE AGREES THERE IS NO DISCERNIBLE DIFFERENCE BETWEEN VS2 AND NON VS2 SOFTWARE FOR PURPOSES OF INTERNET SWEEPSTAKES CAFES; THAT THE BUSINESSES/PLAINTIFFS ARE OPERATING PURSUANT TO OHIO LAW; THAT THE BUSINESS ACTIVITY IS NOT GAMBLING AND IS NOT PROHIBITED BY OHIO LAW; THAT THE INDIVIDUAL LOCALITIES HAVE MADE A DETERMINATION THAT THE BUSINESSES ARE LAWFUL ENTERPRISES AND HAVE ISSUED PERMITS/LICENSES TO THESE PLAINTIFFS; THAT THE PLAINTIFFS WERE OPERATING PRIOR TO THE ENACTMENT OF HB386 AND ARE THEREFORE GRANDFATHERED IN, PURSUANT TO THAT LEGISLATION, PROVIDED THAT THEY COMPLY WITH THE REGISTRATION REQUIREMENTS; THAT THE PLANITIFFS WERE INVOLUNTARILY CLOSED BY LAW ENFORCEMENT AND HAVE SUCCESSFULLY PROVEN THAT THEY ARE ENTITLED TO THE TRO, BEING A COURT ORDER THAT PERMITS THEM TO RE-OPEN IMMEDIATELY AND TO BEGIN COMPLIANCE WITH THE STATES REGULATIONS AS CONTAINED IN HB386; THE COURT ALSO FINDS IN ITS REVIEW OF THE PLEADINGS AND ARGUMENTS THAT THE PLAINTIFFS HAVE SATISFIED ALL NECESSARY ELEMENTS FOR THE GRANTING OF THIS TRO AND SPECIFICALLY FINDS THAT THE PLANITIFFS HAVE DEMONSTRATED A LIKELIHOOD OF SUCCESS ON THE MERITS; THAT THE TRO IS NECESSARY TO PREVENT IRREPARABLE HARM TO THE PLAINTIFFS AND THERE IS NO OTHER ADEQUATE REMEDY AT LAW; THAT THE CLOSING OF THE BUSINESSES HAS RESULTED IN UNEMPLOYMENT OF INDIVIDUALS AND LOST BUSINESS INCOME, AS WELL AS LOST INCOME TO THE MUNICIPALITIES WHO LICENSED THEM; THAT THE CEASE AND DESIST LETTERS HAVE PLACED THESE DEFENDANTS AT A COMPETITIVE DISADVANTAGE TO SIMILARLY SITUATED BUSINESSES THROUGHOUT OHIO AND OUTSIDE CUYAHOGA COUNTY; THAT THE BALANCE OF HARM REQUIRES THE ISSUANCE OF THE TRO AND TO RETURN THE PARTIES TO THEIR RESPECTIVE POSITIONS (STATUS QUO) PRIOR TO THE ISSUANCE OF THE CEASE AND DESIST LETTERS; THAT THE PUBLIC INTEREST IS BEST SERVED BY THE GRANTING OF THE TRO AS THE BUSINESSES HAVE RECEIVED LICENSES/PERMITS FROM LOCAL GOVERNMENTS, ARE NOT OPERATING IN VIOLATION OF OHIO LAW (BASED UPON THE PLEADINGS AND ARGUMENTS TO DATE) AND THAT THE LEGISLATURE HAS SPECIFICALLY PERMITTED THE BUSINESS OF SWEEPSTAKES ENTERPRISES; THAT NO BOND IS REQUIRED OF ANY OF THE PLAINTIFFS; THE PARTIES HAVE AGREED TO THE FOLLOWING SCHEDULE: THAT THE TRO WILL BE IN EFFECT UNTIL THE HEARING DATE OF 8/27/12 AND CONTINUING UNTIL ISSUANCE BY THE COURT OF ITS RULINGS ON THE MOTIONS FOR PRELIMINARY INJUNCTION; THAT THE HEARING ON PRELIMINARY INJUNCTION WILL BE HELD 8/27/12-8/30/12 AND CONTINUING THEREAFTER AS NEEDED, COMMENCING AT 10AM ON 8/27/12; THAT THE DEFENDANTS ANSWERS TO THESE COMPLAINTS ARE DUE ON OR BEFORE 7/13/12; THAT ALL WRITTEN DISCOVERY IS TO BE SERVED ON OR BEFORE 7/16/12 AND RESPONSES ARE DUE BY 7/23/12; THE PARTIES WILL MUTUALLY EXCHANGE EXPERT REPORTS ON OR BEFORE 8/6/12; THAT ALL PLEADINGS ARE TO BE SERVED TO THE COURT ON THE DATE OF FILING; AND ALL DISCOVERY, EXPERT REPORTS TO BE SERVED TO OPPOSING COUNSEL ELECTRONICALLY OR BY HAND-DELIVERY IN COMPLIANCE WITH THIS SCHEDULE; THAT DEPOSITIONS WILL CONTINUE UP TO 8/26/12 AND ALL PARTIES ARE ORDERED TO COOPERATE IN THE SCHEDULIGN OF ALL DEPOS; THAT THE COURT HAS ADVISED THE PARTIES THAT THEY SHOULD CONTACT THE COURT IMMEDIATELY WITH DISCOVERY DISPUTES AND THE COURT WILL MAKE THE JURY ROOM AVAILABLE, IF NEEDED FOR DEPOS, IF THE COURT IS GIVEN PRIOR NOTICE; THAT ANY OBJECTION LOGS CONTAINED IN DEPOS TO BE USED AT THE HEARING ARE TO BE FILED AND

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DELIVERED TO THE COURT ON OR BEFORE 9AM ON 8/26/12; THE COURT WILL NOT CONSIDER ANY EXTENSTIONS OF THE DISCOVERY ORDER ABOVE WITHOUT A JOINT REQUEST FROM THE PARTIES; THE COURT ALSO ORDERS THAT ALL PARTIES ARE TO SUBMIT THEIR HEARING BRIEFS FOR THE PRELIMINARY INJUNCTION ON OR BEFORE NOON ON 8/22/12 AND THOSE PLEADINGS ARE TO BE DELIVERED TO THE COURT ON THE DATE OF FILING WITH THE CLERK.  
NOTICE ISSUED

CS	REPT		6/25/2012	COURT REPORTER FEE	25.00
CO	GEN	P 21	6/25/2012	P21 CYBER SPACE WESTLAKE LLC AMENDED VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF. WITH JURY DEMAND ERIN R FLANAGAN 0083291	
CC	COMP	P 19	6/25/2012	VERIFIED(INTERVING) COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF. DEPOSIT RECEIVED \$75 JERRY F. KELLEHER(0007784)	
SF	RECT	P 19	6/25/2012	DEPOSIT AMOUNT PAID	75.00
OT	GEN1		6/25/2012	APPLICATION TO INTERVENE .....W.....	
CO	GEN		6/25/2012	PLAINTIFF'S VERIFIED COMPLAINT ..... JEFFRY F KELLEHER (0007784)	
MO	TEXT		6/25/2012	PLAINTIFF MOTION FOR A TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION .....W..... JEFFRY F KELLEHER (0007784) 06/25/2012 - DENIED	
MO	TEXT		6/25/2012	INTERVENOR'S MOTION TO INTERVENE ..... JAMES ALEXANDER (0033384) 06/25/2012 - DENIED	
OT	GEN1	P 18	6/25/2012	NOVA'S INTERNET SWEEPSTAKES CAFE NOTICE OF ENTRY OF APPEARANCE ....(W)... DONALD J. MALARCIK 0061902	
SF	RECT	P 21	6/25/2012	DEPOSIT AMOUNT PAID	75.00
CC	COMP	P 21	6/25/2012	AMENDED COMPLAINT DEPOSIT RECEIVED \$75 ERIN R FLANAGAN(0083291)	
MO	TEXT	P 1	6/25/2012	SOR, LLC AND FEELIN' LUCKY, LLC'S AMENDED MOTION TO INTERVENE JAMES ALEXANDER (0033384) 06/28/2012 - GRANTED	
OT	GEN1	P 1	6/25/2012	TO PREPARATION OF ORIGINAL TRANSCRIPT OF PROCEEDINGS ORDERED BY THE COURT, 21 PAGES @\$2.55 PER PAGE. AMOUNT DUE \$53.55.	
JE	JE		6/25/2012	HEARING HELD; ALL PRIOR PROCEEDINGS, ARGUMENT FROM PRIOR HEARINGS INCORPORATED HEREIN; HEARING ON MOTIONS TO INTERVENE FILED BY LAND OF THE LOOT AND PIGGY BANK; MOTION GRANTED; TRO TO APPLY TO THESE MOVANTS INCLUDING ALL ORDERS OF THAT TRO AND ALL DATES; MOTIONS OF SOR, LLC (DBA LUCKY PALMS & FEELIN' LUCKY LLC ARE DENIED AS THEIR PROPOSED COMPLAINT CONTAINS FEDERAL CLAIMS. NOTICE ISSUED	48.00
JE	JE		6/25/2012	HEARING HELD ON NOVAS INTERNET SWEEPSTAKES CAFE LLC AND CYBERSPACE MOTIONS TO INTERVENE; ALL PRIOR PROCEEDINGS INCORPORATED HEREIN. MOTION TO INTERVENE	48.00

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			FILED BY JIMKAT LLC DENIED DUE TO FEDERAL CLAIMS IN PROPOSED COMPLAINT. NOTICE ISSUED	
SF	RECT P 22	6/25/2012	DEPOSIT AMOUNT PAID	75.00
CC	COMP P 22	6/25/2012	VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTION OF INTERVENING PLAINTIFF. (JURY DEMAND ENDORSED HEREON). DEPOSIT RECEIVED \$75 ROBERT WAKUT(9999999)	
CO	GEN P 1	6/25/2012	ROBERT WAKUT'S VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTION OF INTERVENING PLTF (JURY DEMAND ENDORSED HEREON. PRO SE (9999999) (W)	
JE	JE	6/25/2012	NUNC PRO TUNC FOR 6/22/12; ORAL MOTIONS TO INTERVENE OF INTERNET ISLAND AND CYBERSPACE INTERNET CAFE, AND CYBERSPACE WESTLAKE IS VACATED AS IT WAS IN ERROR. THE COURT GAVE LEAVE FOR THEM TO FILE MOTIONS FOR INTERVENTION TO BE HEARD ON 6/25/12. NOTICE ISSUED	56.00
JE	JE	6/25/2012	TRANSCRIPT ORDERED OF PROCEEDINGS ON 6/22/12 AND 6/25/12, TAXED AS COSTS AND DELIVERED TO THE COURT ON OR BEFORE 6/29/12. NOTICE ISSUED	56.00
MO	TEXT	6/26/2012	INTERVENING PLAINTIFFS CORRECTED AMENDED MOTION TO INTERVENE .....W..... JAMES ALEXANDER (0033384) 06/27/2012 - GRANTED	
MO	TEXT	6/26/2012	NON PARTY APPLICANT MOTIN TO INTERVENE .....W..... NATE N MALEK (0067380) 07/08/2012 - MOOT	
CC	COMP P 19	6/26/2012	VERIFIED AMENDED COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF COMPLAINT DEPOSIT RECEIVED \$75 JEFFRY F KELLEHER(0007784)	
SF	RECT P 19	6/26/2012	DEPOSIT AMOUNT PAID	75.00
MO	TEXT	6/26/2012	PLAINTIFF-INTERVENOR AMENDED MOTION FOR A TEMPORARY RESRTRAINING ORDER AND PRELIMINARY INJUNCTION .....W..... JEFFRY F KELLEHER (0007784) 06/27/2012 - GRANTED	
AC	GEN1	6/26/2012	VERIFIED AMENDED COMPLAINT...W.....JEFFRY KELLEHER 0007784	
CO	GEN P 25	6/27/2012	PLAINTIFF(S) SOR, LLC DBA LUCKY PALMS(P24) and FEELIN LUCKY LLC(P25) VERIFIED COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF AND FOR TRO. JAMES ALEXANDER 0033384	
JE	JE	6/27/2012	COURT IN RECEIPT OF AMENDED MOTION TO INTERVENE BY JIMKAT LLC DBA CYBERSPACE INTERNET CAFE AND TRITSAROLIS INVESTMENTS INC. DBA INTERNET ISLAND; ALL FEDERAL CLAIMS HAVING BEEN REMOVED FROM THE COMPLAINT THE COURT GRANTS INTERVENTION. PER THE DEFENSE BY AND THROUGH COUNSEL, JDMAYS AND DAVID LAMBERT, AND PLAINTIFF/INTERVENOR COUNSEL JEFF KELLEHER, THE PARTIES WAIVE FURTHER HEARING ON THE MOTION FOR TRO; THESE NEW PLAINTIFFS HAVING APPEARED ON THE RECORD ON 6/25/12 AND WERE PARTIES TO THE SCHEDULING PRETRIAL. THE DEFENSE DOES CONTINUE ITS OBJECTION TO THE COURTS ISSUANCE OF A TRO. NOTING THE DEFENSE OBJECTION. THE COURT EXTENDS THE	56.00

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				TRO TO THESE NEW PLAINTIFFS AND ORDERS THAT THEY MAY RE-OPEN, INCORPORATING HEREIN ALL THE FINDINGS, ORDERS, DATES AND JOURNAL ENTRIES PREVIOUSLY ISSUED ON 6/25/12, AND FURTHER FINDING THAT NO BOND IS REQUIRED OF THESE NEW PLAINTIFFS. THESE NEW PLAINTIFFS, JIMKAT, TRITSAROLIS AND THEIR DBAS ARE BOUND BY THE SAME DISCOVERY SCHEDULE, TRIAL BRIEF DATE, HEARING DATE, AND ORDERS SET FORTH IN THE JOURNAL ENTRY OF 6/25/12. NOTICE ISSUED	
CC	COMP	P 24	6/27/2012	VERIFIED COMPLAINT DEPOSIT RECEIVED \$75 JAMES ALEXANDER(0033384)	
SF	RECT	P 24	6/27/2012	DEPOSIT AMOUNT PAID	75.00
MO	TEXT		6/27/2012	MOTION FOR LEAVE TO INTERVENE AND COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF OF NON-PARTY NICOLE PERKINS-ALMAHDI, D/B/A/ ROYAL PALMS INTERNET CAFE' ... STANLEY GREEN (0009689) 07/08/2012 - MOOT	
SF	RECT	P 18	6/27/2012	DEPOSIT AMOUNT PAID	75.00
CC	COMP	P 18	6/27/2012	FIRST AMENDED VERIFIED COMPLAINT DEPOSIT RECEIVED \$75 MICHAEL L. NELSON(0044045)	
SR	C08	D 1	6/28/2012	INSTRUCTION FOR SERVICE ON AMENDED COMPLAINT SENT BY CERTIFIED MAIL TO WILLIAM MASON AND CUYAHOGA COUNTY ATTN: ED FITZGERALD FILED.	
JE	JE		6/28/2012	THE COURT IS IN RECEIPT OF A CORRECTED MOTON TO INTERVENE BY SOR, LLC AND FEELIN LUCKY, LLC, FILED 6/26/12 , ALL FEDREAL CLAIMS HAVING BEEN REMOVED FROM THE COMPLAINT, THE COURT GRANTS INTERVENTION; PER THE DEFENSE BY AND THROUGH JDMAY AND DAVID LAMBERT AND PLAINTIFF COUNSEL JAMES ALEXANDER, THE PARTIES WAIVE FURTHER HEARING ON THE MOTION FOR TRO; THESE NEW PLANITIFFS HAVING APPEARED AND ARGUED ON THE RECORD ON 6/25/12 AND WERE ALSO PARTIES TO THE SCHEDULING PRETRIAL ON THAT DATE. THE DEFENSE DOES CONTINUE ITS OBJECTION TO THE GRANTING OF THE TRO; NOTING THE DEFENSE OBJECTION THE COURT EXTENDS THE TRO TO THESE NEW PLAINTIFFS AND ORDERS THAT THEY MAY RE-OPEN, INCORPORATING HEREIN ALL THE FINDINGS, ORDERS, DATES AND JOURNAL ENTRIES PREVIOUSLY ISSUED ON 6/25/12, AND FURTHER FINDING THAT NO BOND IS REQUIRED OF THESE NEW PLAINTIFFS. THESE NEW PLAINTIFFS, SOR,LLC AND FEELING' LUCKY, LLC ARE BOUND BY THE SAME DISCOVERY SCHEDULE, TRIAL BRIEF DATE, HEARING DATE AND ORDERS AS SET FORTH IN THE JOURNAL ENTRY OF 6/25/12. NOTICE ISSUED	58.00
MO	TEXT	D 1	6/28/2012	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MOTION FOR PROTECTIVE ORDER ... W..... DAVID G LAMBERT 0030273 07/01/2012 - DENIED IN PART	
MO	TEXT	P 18	6/28/2012	P18 NOVA'S INTERNET SWEEPSTAKES CAFE MOTION FOR LEAVE TO FILE A SUPP. EXPERTS REPORT IN SUPPORT OF MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION WITH MEMORANDUM AND JOURNAL ENTRY ATTACHED , INSTANTER ..... W..... MICHAEL L NELSON 0044045 06/30/2012 - GRANTED	
AC	GEN	P	6/28/2012	PLAINTIFF(S) J&C MARKETING LLC(P1), CYBER WORLD ENTERTAINMENT CORPORATION(P2), GAMERS CLUB OF NORTH OLMSTED, INC.(P5), GARTH AND LINDSEY, LLC(P6), ROYAL PALMS SWEEPS, LLC(P7), BG BROADWAY 320, INC.(P8), OHIO	



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AN	GEN	D 1	6/29/2012	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR ANSWER .....W..... WITH JURY DEMAND DAVID G LAMBERT 0030273	
AN	GEN	D 1	6/29/2012	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR ANSWER .....W..... WITH JURY DEMAND DAVID G LAMBERT 0030273	
JE	JE		7/02/2012	MOTION OF NOVAS INTERNET SWEEPSTAKES TO FILE SUPPLEMENTAL MEO IN SUPPORT INSTANTER IS GRANTED. NOTICE ISSUED	60.00
JE	JE		7/02/2012	MOTION OF NOVA SWEEPSTAKES TO FILE SUPP EXPERT REPORT INSTANTER IS GRANTED. NOTICE ISSUED	60.00
JE	JE		7/02/2012	DEFENDANTS MOTION FOR PROTECTIVE ORDER IS DENIED. THE COURT NOTES THAT THE DEFENDANT DID NOT CITE SPECIFIC QUESTIONS AS THE SUBJECT OF THE MOTION; THE COURT HAS REVIEWED THE INTERROGS/PRODUCTION OF DOCUMENT REQUESTS ATTACHED TO HIS MOTION, BEING THOSE PROPOUNDED BY PLAINTIFF AMA VENTURES AND ORDERS THAT THE DEFENDANT IS NOT REQUIRED TO ANSWER THE FOLLOWING QUESTIONS: TO-WIT: INTERROGATORY 1, 2, 3; REGARDING REQUEST FOR DOCUMENTS, DEFENDANT IS NOT REQUIRED TO ANSWER #1, 2; ALL OTHER INTERROGS, REQUEST FOR ADMISSIONS AND REQUEST FOR DOCUMENTS ARE ORDERED TO BE ANSWERED COMPLETELY AND THE COURT WILL NOT GRANT A PROTECTIVE ORDER ON THOSE REMAINING QUESTIONS. THE COURT ALSO NOTES THAT THE PLAINTIFFS ARE PROHIBITED FROM UTILIZING DISCOVERY TO ELICIT FROM THE DEFENDANT HIS LEGAL OPINION ABOUT WHAT CONSTITUTES GAMBLING, WHAT CONSTITUTES A VIOLATION OF OHIO LAW, HIS INTERPRETATION OF ANY PORTION OF THE ORC AS THESE ARE MATTERS BEFORE THE COURT AND NOT PROPER AVENUES OF INQUIRY IN DISCOVERY; ADDITIONALLY, THE PLAINTIFFS ARE NOT PERMIT TO ELICIT FROM THIS DEFENDANT HIS PERSONAL OPINIONS OR UNDERSTANDINGS OF HOW THE SWEEPSTAKES BUSINESS WORKS, AS THAT IS THE SUBJECT OF THE ARGUMENT AND EXPERT OPINION WHICH WILL BE ADDRESSED BY THE COURT AT A HEARING. THE COURT NOTES THAT A COMPREHENSIVE PROTECTION ORDER WILL NOT BE GRANTED TO ANY PARTY. THE COURT ORDERS THE PLAINTIFFS AND DEFENDANT TO ANSWER ALL PROPOUNDED INTERROGS, REQUESTS FOR ADMISSION AND PRODUCTION OF DOCUMENTS REQUESTS, NOTING OBJECTIONS TO THOSE QUESTIONS EACH REASONABLY BELIEVES ARE SUBJECT TO A PROTECTIVE ORDER, AND FOR THOSE QUESTIONS THE RESPONDENT IS NOT REQUIRED TO ANSWER, BUT IS REQUIRED TO MEMORIALIZE THE OBJECTION AND GIVE A LEGAL REASON FOR SAME; THE OPPOSING PARTY WILL THEN HAVE 2 DAYS FROM NOTICE OF THE OBJECTION TO FILE A MOTION TO COMPEL WITH THE COURT AND THE OBJECTING PARTY WILL HAVE TWO DAYS FROM THE FILING OF THE MOTION TO COMPEL, TO FILE ITS RESPONSE; ALL PLEADINGS ARE TO BE DELIVERED TO 18C ON THE DATE OF FILING; IF A PLEADING IS FILED WITH THE CLERK AND NOT DELIVERED TO 18C ON THE DATE OF FILING, THE COURT WILL STRIKE THE PLEADING AND NOT CONSIDER THE ARGUMENTS THEREIN. FOR PURPOSES OF DEPOSITIONS, THE COURT ADVISES THE PARTIES AGAIN, PURSUANT TO THE COMMENTS PREVIOUSLY MADE, THAT THE COURT IS TO BE IMMEDIATELY CONTACTED DURING ANY DEPOSITION IN WHICH OBJECTIONS ARISE, NOTING HOWEVER THAT THE PARTIES ARE EXPECTED TO ABIDE BY THE RULES OF DISCOVERY. FAILURE TO CONTACT THE COURT DURING A DEPOSITION DISAGREEMENT MAY LATER BE DEEMED BY THE COURT TO BE A WAIVER OF THE DISAGREEMENT.	60.00

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		NOTICE ISSUED		
OT	GENI P 1	7/02/2012	PLTFS. CYBER TIME INTERNET CAFE, MAPLE, LLC'S NOTICE OF DISCOVERY. KENNETH A. BOSSIN (0013935)	
MO	TEXT	7/02/2012	PLTF. CYBER TIME INTERNET CAFE' MAPLE, LLC'S MOTION FOR TEMPORARY RESTRAINING ORDER, SUPPLEMENTAL KENNETH A BOSSIN (0013935) 07/08/2012 - MOOT	
MO	TEXT P 1	7/02/2012	PLTF. CUYBER TIME INTERNET CAFE', MAPLE. LLC'S MOTION FOR LEAVE TO FIEL FIRST AMENDED COMPLAINT KENNETH A BOSSIN (0013935) 07/08/2012 - MOOT	
SR	CRTM D 4	7/02/2012	SUMS AMENDED COMPLNT(19636649) SENT BY CERTIFIED MAIL. TO: CUYAHOGA COUNTY OHIO ATTN: ED FITZGERALD IN HIS OFFICIAL CAPACITY 1219 ONTARIO AVE CLEVELAND, OH 44113-0000	6.00
SR	CRTM D 1	7/02/2012	SUMS AMENDED COMPLNT(19636648) SENT BY CERTIFIED MAIL. TO: WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR 1200 ONTARIO STREET 9TH FLOOR CLEVELAND, OH 44113-0000	6.00
MO	TEXT P 17	7/02/2012	P17 AMA VENTURES INC DBA INTERNET GA LAXY MOTION TO STRIKE PROTECTIVE ORDER KENT R MINSHALL 0032453 07/08/2012 - MOOT	
CC	COMP P 26	7/02/2012	COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY INJUNCTION AND PERMANENT INJUNCTION COMPLAINT DEPOSIT RECEIVED \$75 ANTONIO FRANCESCHINI(0070838)	
SF	RECT P 26	7/02/2012	DEPOSIT AMOUNT PAID	75.00
CO	GEN	7/02/2012	INTERVENER PLAINTIFF' COMPLAINT .....W..... ANTONIO FRANCESCHINI (0070838)	
MO	TEXT	7/02/2012	INTERVENING PLTF' MOTION TO INTERVENE AS A PLAINTIFF...W..... ANTONIO FRANCESCHINI (0070838) 07/08/2012 - MOOT	
MO	TEXT	7/02/2012	INTERVENER MOTION FOR TEMPROARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTION....W..... ANTONIO FRANCESCHINI (0070838) 07/08/2012 - MOOT	
MO	TEXT P 1	7/03/2012	MOTION OF NON PARTY SURF CITY LLC TO INTERVENE AS PLTF. DOMINIC J VITANTONIO (0052058) 07/08/2012 - MOOT	
MO	TEXT P 28	7/03/2012	P28 T & G KANIS LLC DBA LUCKY BREAK CAFE MOTION TO INTERVENE JACQUELINE K. ROBERTS 0077093 07/08/2012 - MOOT	
MO	TEXT P 1	7/03/2012	P1 J&C MARKETING LLC MOTION FOR LEAVE TO INTERVENE.....W..... ERIN R FLANAGAN 0083291 07/08/2012 - MOOT	
CO	GEN D 4	7/03/2012	D4 CUYAHOGA COUNTY OHIO ATTN: ED FITZGERALD IN HIS OFFICIAL CAPACITY VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT TEMPORARY RESTRAINING ORDER PRELIMINARY	

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				INJUNCTION PERMANENT INJUNCTION AND OTHER RELIEF. JACQUELINE K. ROBERTS 0077093	
CC	COMP	P 27	7/03/2012	SECOND AMENDED VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF INSTANTER WITH JURY DEMAND COMPLAINT DEPOSIT RECEIVED \$75 MICHAEL L NELSON(0044045)	
SF	RECT	P 27	7/03/2012	DEPOSIT AMOUNT PAID	75.00
AC	GENI	P 1	7/03/2012	PLTF. CASH COW (CC) SECOND AMENDED VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF (INSTANTER). "W" ..MICHAEL L. NELSON (0044045)	
CC	COMP	P 28	7/03/2012	VERIFIED COMPLAINT DEPOSIT RECEIVED \$75 J.K. ROBERTS LAW GROUP(0077093)	
SF	RECT	P 28	7/03/2012	DEPOSIT AMOUNT PAID	75.00
MO	TEXT	P 1	7/03/2012	MOTION OF NON-PARTY SURFSHOP, LLC TO INTERVENE AS A PLTF MICHAEL J O'SHEA (0039330) 07/08/2012 - MOOT	
MO	TEXT	P 1	7/03/2012	MOTION OF INTERVENING PLTF FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION MICHAEL J O'SHEA (0039330) 07/08/2012 - MOOT	
MO	TEXT	P 18	7/05/2012	P18 NOVA'S INTERNET SWEEPSTAKES CAFE MOTION FOR LEAVE TO FILE A CORRESPONDING INTERATIVE BRIEF IN CONNECTINO WITH ITS COMPLAINT AND ITS MOTION FOR A TEMPORARY RESTRAINING ORDER AND A PRELIMINARY INJUNCTION (INSTANTER) WITH BRIEF ATTACHED...(W) MICHAEL L NELSON 0044045 07/08/2012 - MOOT	
MO	TEXT	P 18	7/05/2012	P18 NOVA'S INTERNET SWEEPSTAKES CAFE MOTION FOR LEAVE TO INTERVENE, INSTANTER..... MICHAEL L NELSON 0044045 07/08/2012 - MOOT	
OT	GEN	P 2	7/05/2012	P2 CYBER WORLD ENTERTAINMENT CORPORATION NOTICE OF COUNSEL'S CHANGE OF ADDRESS AND FIRM AFFILIATION. BARTON R KEYES 0083979	
RE	GEN	P 14	7/05/2012	P14 ISHU, INC. COMBINED FIRST-REQUEST FOR PRODUCTION OF DOCUMENTS AND INTERROGATORIES ROBERT P DESANTO 0007477	
MO	TEXT	P 1	7/05/2012	PLTF. MOTION FOR LEAVE TO INTERVENE (INSTANTER) "W" MICHAEL L NELSON (0044045) 07/08/2012 - MOOT	
OB	GEN	P 18	7/06/2012	P18 NOVA'S INTERNET SWEEPSTAKES CAFE OBJECTIONS TO DEFT STATE OF OHIO ET REL. ATTY GENERAL MIKE DEWINE'S FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS...(W). MICHAEL L NELSON 0044045	
OT	GEN	P 17	7/06/2012	P17 AMA VENTURES INC DBA INTERNET GALAXY NOTICE OF DISMISSAL DEFT MICHAEL DEWINE PURSUANT TO CIVIL RLE 41. KENT R MINSHALL 0032453	
SR	GDCO	D 1	7/06/2012	CERTIFIED MAIL RECEIPT NO. 19636648 RETURNED BY U.S. MAIL DEPARTMENT 07/06/2012 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MAIL RECEIVED AT ADDRESS 07/05/2012 SIGNED BY OTHER.	

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JE	JE	7/09/2012	ALL OUTSTANDING MOTIONS MOOT DUE TO THE FILING OF A WRIT/ALTERNATIVE WRIT BY THE DEFENDANT MASON. NOTICE ISSUED	64.00
MO	TEXT D 1	7/09/2012	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MOTION TO STAY PROCEEDINGS (W) DAVID G LAMBERT 0030273 08/28/2012 - GRANTED	
SR	GDCO D 4	7/09/2012	CERTIFIED MAIL RECEIPT NO. 19636649 RETURNED BY U.S. MAIL DEPARTMENT 07/09/2012 CUYAHOGA COUNTY OHIO ATTN: ED FITZGERALD IN HIS OFFICIAL CAPACITY MAIL RECEIVED AT ADDRESS 07/05/2012 SIGNED BY OTHER.	
JE	JE	7/10/2012	AT THE TELEPHONIC REQUEST OF THE PLAINTIFFS, SERVED THIS DAY WITH THE MOTION TO STAY FILED BY THE DEFENSE, THE COURT SETS A HEARING ON THE MOTION TO STAY FOR 7/10/12 AT NOON. ALL COUNSEL WHO WISH TO BE HEARD ON THE MOTION TO STAY TO BE PRESENT; CLIENTS NEED NOT APPEAR. ANY DISCOVERY DUE TO BE DELIVERED TO OPPOSING COUNSEL ON 7/9/12 IS HELD IN ABEYANCE UNTIL THE COURT ISSUES A RULING ON THE MOTION TO STAY. NOTICE ISSUED	64.00
OT	GEN	7/10/2012	NICHOL PERKINS-AL MAHDI/ D.B.A. ROYAL PALMS INTERNET CAFE NOTICE OF FILING ORIGINAL AFFIDAVIT.... STANLEY GREEN (0009689)	
BR	GEN P 1	7/10/2012	PLAINTIFF(S) J&C MARKETING LLC(P1) and CYBER WORLD ENTERTAINMENT CORPORATION(P2) AND PAGE-JAQ, LLC AND NEW HEIGHTS BUSINESS CENTER, LLC'S BRIEF IN OPPOSITION TO MOTION TO STAY. DANIEL F GOURASH 0032413	
JE	JE	7/10/2012	COURT ORDERS COPY OF THE TRANSCRIPT OF THE HEARINGS HELD ON 6/18/12, 6/5/12, 6/22/12 AND 6/13/12 TAXED AS COSTS. NOTICE ISSUED	64.00
JE	JE	7/10/2012	THE COURT REACTIVATES THE FOLLOWING MOTIONS FOR CONSIDERATION AT THE HEARING SET THIS DAY, 7/10/12, AT NOON:  MOTION TO INTERVENE FILED 6/26/12 BY NATE MALEK, ATTY; MOTION TO INTERVENE/DEC. JUDGMENT, TRO, PI OF NONPARTY NICOLE PERKINS ALMAHDI DBAT ROYAL PALMS FILED, 6/27/12; MOTION TO INTERVENE OF ANTONIO FRANCESCHINI ATTY, FILED 7/2/12; MOTION TO INTERVENE, TRO AND PI FILED BY ATTY ANTONIO FRANCESCHINI ON 7/2/12; CYBERTIME INTERNET CAFE MOTION FOR LEAVE TO FILE FIRST AMENDED COMPLAINT AND MOTION FOR TRO FILED BY ATTY BOSSIN ON 7/2/12; MOTION OF NON PARTY SURFSHOP TO INTERVENE AND FOR TRO AND PI FILED BY ATTY OSHEA ON 7/3/12; MOTION OF T&G KANIS LLC DBA LUCKY BREAK CAFE TO INTERVENE FILED 7/3/12; MOTION TO INTERVENE FILED BY ATTY FLANAGAN ON 7/3/12; MOTION OF NONPARTY SURF CITY TO INTERVENE FILED BY ATTY VITANTONIO ON 7/3/12; MOTION FOR LEAVE TO INTERVENE INSTANTER FILED BY ATTY NELSON ON 7/5/12; NOVAS INTERNET SWEEPSTAKES CAFE MOTION FOR LEAVE TO INTERVENE INSTANTER FILED BY ATTY NELSON, FILED 7/5/12. COUNSEL NOTIFIED BY PHONE OF THIS ORDER. NOTICE ISSUED	64.00
		7/10/2012	MOTION OF NOVAS MOTION FOR LEAVE TO FILE A	64.00

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CORRESPONDING INTERACTIVE BRIEF RE; ITS COMPLAINT AND MOTION FOR TRO AND PI IS GRANTED; MOTION HAS BEEN REACTIVATED BY PRIOR ORDER AND THIS PLEADING IS NOW ADMITTED FOR CONSIDERATION.  
 NOTICE ISSUED

JE JE

7/10/2012

COURT IS IN RECEIPT OF MOTIONS TO INTERVENE AND FOR TRO'S FROM THE FOLLOWING PLAINTIFFS;  
 BLACK DIAMOND TECH, LLC, DBA CASH COW CYBER CAFE, CYBER HOT SPOT, LLC DBA CYBER HOT SPOT INTERNET CAFE, T&G KANIS LLC DBA LUCKY BREAK CAFE, SURF CITY, LLC DBA SURF CITY INTERNET CAFE, INTERNET PARADISE,LLC, EC WINNERS, INC., DBA WINNERS INTERNET SWEEPSTAKES CAFE, CIRCLE CAFE, LLC DBA TRIFECTA INTERNET CAFE, SURFSHOP LLC DBA THE SURFSHOP.

66.00

THE COURT HAS BEEN ADVISED BY COUNSEL FOR THE PLAINTIFFS, MOVANTS AND THE DEFENSE, THAT THE HEARING ON THESE MOTIONS IS WAIVED AND THE PARTIES/ENTITIES/PLAINTIFFS ABOVE ARE GRANTED INTERVENTION AND TRO'S; THE COURT INCORPORATES HEREIN ALL THE PREVIOUS PROCEEDINGS, PLEADINGS, ARGUMENTS, OBJECTIONS OF COUNSEL.  
 THE COURT ALSO NOTES THAT THE AGREEMENT OF THE PARTIES TO THIS ORDER DOES NOT CONSTITUTE A WAIVER TO ANY OBJECTIONS OR ARGUMENTS. BY AGREEING TO THIS COURT ORDER, ALL PARTIES SPECIFICALLY RESERVE ALL RIGHTS IN CONNECTION WITH THE LAWSUIT, AND SPECIFICALLY STATE THAT NO OBJECTION, ARGUMENT HAS BEEN WAIVED AND IS HEREBY PRESERVED FOR LATER CONSIDERATION, INCLUDING WITHOUT LIMITATION ALL RIGHTS REGARDING DISCOVERY AND THE MERITS OF THE ACTIONS OF ALL PLAINTIFFS AND THE DEFENDANTS. THIS INCLUDES THE DEFENSE CONTINUING OBJECTION TO THIS COURTS JURISDICTION TO ENTERTAIN THE UNDERLYING COMPLAINTS AND TRO'S.  
 THE PARTIES HAVE AGREED TO MAINTAIN THE STATUS QUO WITH ALL PLAINTIFFS, INCLUDING THOSE WHO ARE MENTIONED IN THIS SPECIFIC ENTRY, PENDING THE FINAL DECISION OF THE SUPREME COURT OF OHIO ON THE PENDING WRIT.

THE TRO'S ARE THEREFORE EXTENDED TO THESE NEW PLAINTIFFS AND THE COURT ORDERS THAT THEY MAY RE-OPEN, INCORPORATING HEREIN ALL THE FINDINGS, ORDERS, DATES AND JOURNAL ENTRIES PREVIOUSLY ISSUED, AND FURTHER FINDING THAT NO BOND IS REQUIRED OF THESE NEW PLAINTIFFS.

THE PARTIES FURTHER AGREE THAT THE PLAINTIFFS WHO ARE PARTIES TO THIS CASE MAY REMAIN OPEN AND DO BUSINESS UNTIL FURTHER ORDER OF COURT, BEING THE SUPREME COURT'S FINAL RULING ON THE ISSUES CONTAINED IN THE WRIT OF PROHIBITION. IN THE EVENT THE SUPREME COURT FINDS IN FAVOR OF THIS COURTS JURISDICTION, THE PARTIES AGREE THAT THE TROS WILL REMAIN IN FULL FORCE AND EFFECT THROUGHOUT THE DISCOVERY PROCESS AND UNTIL SUCH TIME AS THIS COURT ENTERS A RULING ON THE REQUESTS FOR PLAINTIFFS' MOTIONS FOR PRELIMINARY/PERMANENT INJUNCTIONS.

NOTICE ISSUED

JE JE

7/10/2012

THE COURT CLARIFIES, WITH AGREEMENT OF ALL PARTIES, AND NO OBJECTIONS, THAT THE ATTY'S DON MALARCIK AND MARK SCHAMEL ARE NOT COUNSEL IN THIS CASE, BUT APPEARED IN A LIMITED CAPACITY TO PROVIDE THE COURT WITH INFORMATION REGARDING VS2 SOFTWARE, AT A PRIOR HEARING; THAT HEARING DID NOT REQUIRE THE TAKING OF EVIDENCE ON THAT ISSUE. SEE TRANSCRIPT AND PRIOR JES:

72.00

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			NEITHER OF THESE TWO COUNSEL REPRESENT ANY PARTY WHO IS INVOLVED IN THIS LITIGATION, NOR IS VS2 A PARTY TO THIS LITIGATION. NOTICE ISSUED	
JE	JE		7/10/2012 NUNC PRO TUNC FOR 7/10/12; THE COURT CLARIFIES THAT COUNSEL MALARCIK AND SCHAMEL DO NOT REPRESENT ANY PARTY IN THIS CASE, NOR IS VS2 A PARTY TO THIS CASE. NOTICE ISSUED	72.00
JE	JE		7/10/2012 PER AGREEMENT OF PARTIES, THE MOTION TO STAY IS UNOPPOSED AND GRANTED. SEE PRIOR ORDERS. NOTICE ISSUED	72.00
JE	JE		7/11/2012 COURT NOTES THAT DEFENDANT DEWINE HAS BEEN DWOP FROM CASE NO. 785188, THE CONSOLIDATED CASE; THAT DWOP DOES NOT PERTAIN TO THIS PORTION OF THE CONSOLIDATED CASE. NOTICE ISSUED	72.00
CO	GEN	P 32	7/11/2012 P32 INTERNET PARADISE LLC VERIFIED COMPLAINT FOR DECLARATORY JUDGMENT TEMPORARY RESTRAINING ORDER PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF. WITH JURY DEMAND ERIN R FLANAGAN 0083291	
MO	TEXT	P 32	7/11/2012 P32 INTERNET PARADISE LLC MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION.... ERIN R FLANAGAN 0083291 07/17/2012 - GRANTED IN PART	
SF	RECT	P 32	7/11/2012 DEPOSIT AMOUNT PAID	75.00
CC	COMP	P 32	7/11/2012 VERIFIED COMPLAINT DEPOSIT RECEIVED \$75 ERIN R. FLANAGAN(0083291)	
JE	JE		7/11/2012 TO PREPARATION OF TRANSCRIPT OF PROCEEDINGS HELD BEFORE THE HONORABLE NANCY M. RUSSO, ORDERED BY THE COURT AT THE REQUEST OF DEFT 48 PAGES AT \$1.70 ..AMOUNT DUE: \$81.60....NOTICE ISSUED	72.00
JE	JE		7/11/2012 TO PREPARATION OF TRANSCRIPT OF PROCEEDINGS ORDERED BY THE COURT AT THE REQUEST OF DEFT 48 PAGES AT \$1.70 ..TOTALLING: \$81.60..HEREBY ALLOWED AND ORDERED TAXED AS COSTS AND ORDERED PAID FORTHWITH FROM THE COUNTY TREASURY..NOTICE ISSUED	74.00
JE	JE		7/12/2012 SUPP JE FILED OSJ. NOTICE ISSUED	84.00
OT	GEN	P 18	7/12/2012 P18 NOVA'S INTERNET SWEEPSTAKES CAFE NOTICE OF CHANGE OF ADDRESS FOR ATTORNEY, DONALD J. MALARCIK. DONALD J MALARCIK 0061902	
OB	GEN	P 14	7/12/2012 P14 ISHU, INC. PLANITIFF ISHU INC'S OBJECTIONS TO DEFENDANT STATE OF OHIO EX REL ATTORNEY GENERAL MIKE DEWINE'S FIRST SET OF INTERROGATORIES AND REQUEST OF DOCUMENTS. KAREN DESANTO-KELLOGG 0072535	
MO	TEXT	P 17	8/20/2012 P17 AMA VENTURES INC DBA INTERNET GA LAXY MTN TO STRIKE J & C MARKETING LLC KENT R MINSHALL 0032453 08/28/2012 - GRANTED	
MO	TEXT	P 1	9/05/2012 PLTFS J&C MARKETING, LLC, CYBER OASIS, PAGE-JAQ, LLC AND NEW HEIGHTS BUSINESS CENTER, LLC'S MTN TO LIFT STAY DANIEL F GOURASH (0032413) 09/15/2012 - GRANTED	

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JE	JE	9/17/2012	MOTION OF PLAINTIFFS GRANTED. THE CONSOLIDATED CASES ARE REACTIVATED IN THEIR ENTIRETY. PRETRIAL SET FOR 9/18/12 AT NOON, AT WHICH TIME THE COURT WILL CONDUCT A PT/CMC AND SCHEDULE DISCOVERY DATES. ALL COUNSEL TO BE PRESENT AND PREPARED TO SET ALL DATES, INCLUDING DISCOVERY AND HEARING DATES. NOTICE ISSUED	74.00
JE	JE	9/18/2012	PRETRIAL HELD WITH ALL COUNSEL; ALL COUNSEL FOR PLAINTIFFS AND FOR THE DEFENSE JOINTLY AGREE TO THE FOLLOWING SCHEDULE IN THIS CASE: DEFENDANTS ANSWERS TO ALL OUTSTANDING COMPLAINTS DUE ON OR BEFORE 10/9/12; ALL RESPONSES TO WRITTEN DISCOVERY DUE BY 10/23/12; ALL MOTIONS TO COMPEL ARISING OUT OF SERVED DISCOVERY DUE 10/30/12; RESPONSES TO MOTIONS TO COMPEL/DISCOVERY MOTIONS DUE BY 11/6/12; HEARING ON MOTIONS TO COMPEL TO BE HELD AT 10AM ON 11/9/12; POST-HEARING WRITTEN DISCOVERY TO BE COMPLETED IN ACCORDANCE WITH THE COURTS RULINGS, ON OR BEFORE 11/26/12; FACT DISCOVERY CUTOFF IS 2/15/13; PLAINTIFFS EXPERT REPORT DUE ON OR BEFORE 3/15/13; DEFENSE EXPERT REPORT DUE ON OR BEFORE 3/29/13; SETTLEMENT CONFERENCE SET FOR 4/2/13 AT 10AM, ALL COUNSEL, PARTIES TO BE PERSONALLY PRESENT FOR SC, NO PHONE APPEARANCES; EXPERT DISCOVERY DEPOS TO BE COMPLETED ON OR BEFORE 4/29/13; INJUNCTION HEARING TO BE HELD ON 5/20/13 AT 10AM, ALL PARTIES, CUONSEL TO BE PERSONALLY PRESENT; THE HEARING WILL CONTINUE DAY TO DAY COMMENCING 5/20/13, UNTIL CONCLUDED. NOTICE ISSUED	74.00
MO	TEXT D 1	10/09/2012	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MOTIN FOR A FOUR (4) DAY EXTENSION OF TIME TO ANSWER OUTSTANDING COMPLAINTS DAVID G LAMBERT 0030273 10/10/2012 - GRANTED	
JE	JE	10/09/2012	DEFENSE MOTION FOR EXTENSION TO RESPOND TO COMPLAINTS GRANTED TO 10/15/12. ALL OTHER DATES AND ORDERS REMAIN AS SET. NOTICE ISSUED	74.00
OT	GEN P 1	10/11/2012	PLAINTIFF(S) SOR, LLC DBA LUCKY PALMS(P24) and FEELIN LUCKY LLC(P25) NOTICE OF DISQUALIFICATION. JAMES ALEXANDER 0033384	
MO	TEXT P 1	10/12/2012	P1 J&C MARKETING LLC JOINT MOTION PURSUANT TO CIV. R. 25(D)(1) TO SUBSTITUTE TIMOTHY J MCGINTY FOR WILLIAM D MASON AS PARTY DEFT DANIEL F GOURASH 0032413 10/17/2012 - GRANTED	
OT	GEN P	10/15/2012	PLAINTIFF(S) SOR, LLC DBA LUCKY PALMS(P24) and FEELIN LUCKY LLC(P25) NOTICE OF APPEARANCE. ROBERT P DESANTO 0007477	
MO	TEXT	10/15/2012	DEFT TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR MTN TO DISMISS PLTF, T & G KANIS LLC CHARLES E HANNAN (0037153) 10/29/2012 - UNOPPOSED AND GRANTED	
JE	JE	10/15/2012	JOINT MOTION TO SUBSTITUTE TIM MCGINTY, IN HIS CAPACITY AS PROSECUTOR, FOR BILL MASON, IN HIS CAPACITY AS PROSECUTOR. FILED BY CYBER OASIS. PAGE JAQ. LLC. NEW	76.00

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			<p>HEIGHTS BUSINESS CENTER, LLC, TELE-CONNECT PLAINTIFFS, CYBER TIME INTERNET CAFE MAPLE HEIGHTS, AMA VENTURES, INC. DBA INTERNET GALAXY, LV &amp; IDNEE LLC DBA HOT SPOT, SUR SHOP, LLC, NOVAS INTERNET SWEEPSTATKES CAFE, CASH COW, CYBER HOTSPOT SWEEPSTAKES CAFE, JIM KAT, LLC DBA CYBERSPACE INTERNET CAFE, TRITSAROLIS INVESTMENTS, INC. DBA INTERNET ISLAND, CYBERSPACE WESTLAKE, LLC, INTERNET PARADISE, SURF CITY, LLC, FEELIN' LUCK LLC, SOR, LLC DBA LUCKY PALMS, ISHU, INC., T &amp; G KANIS LLC DBA LUCKY BREAK CAFE GRANTED WITHOUT OBJECTION, AS REPRESENTED BY COUNSEL FOR THE DEFENDANT TO THE COURT AND OPPOSING COUNSEL AT PREVIOUSLY HELD PRETRIAL; ANY DEFECTS IN SERVICE TO SUBSTITUTED PARTY ALSO WAIVED PER REPRESENTATIONS OF DEFENSE COUNSEL AT PRETRIAL. ALL DATES REMAIN AS SET. NOTICE ISSUED</p>	
AN	GEN	10/15/2012	DEFT TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR ANSWER TO SECOND AMENDED COMPLAINT (SIC) OF PLTF BLACK DIAMOND TECH,LLC. CHARLES E HANNAN (0037153)	
AN	GEN	10/15/2012	DEFT TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR ANSWER TO AMENDED COMPLAINT OF PLTF CYBER TIME INTERNET CAFE' MAPLE, LLC (JURY DEMAND ENDORSED HEREON). CHARLES E HANNAN (0037153)	
AN	GEN	10/15/2012	DEFT TIMOTHY J. MCGINTY, CUYAHOAGA COUNTY PROSECUTOR ANSWER TO AMENDED COMPLAINT OF PLTF PLTF CYBER SPACE WESTLAKE, LLC (JURY DEMAND ENDORSED HEREON). CHARLES E HANNAN (0037153)	
AN	GEN	10/15/2012	DEFT TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR ANSWER TO COMPLAINT OF PLTF EC WINNERS, INC. (JURY DEMAND ENDORSED HEREON). CHARLES E HANNAN (0037153)	
AN	GEN	10/15/2012	DEFT, TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR ANSWER TO COMPLAINT OF PLTF INTERNET PARADISE LLC (JURY DEMAND ENDORSED HEREON). CHARLES E HANNAN (0037153)	
AN	GEN	10/15/2012	DEFT TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR ANSWER TO AMENDED COMPLAINT OF PLTFs JIMKAT, LLC AND TRITSAROLIS INVESTMENTS,INC. (JURY DEMAND ENDORSED HEREON). CHARLES E HANNAN (0037153)	
AN	GEN	10/15/2012	DEFT, TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR ANSWER TO AMENDED COMPLAINT OF PLTFs NOVA'S INTERNET SWEEPSTAKES CAFE' AND CYBER HOT SPOT SWEEPSTAKES CAFE, LLC (JURY DEMAND ENDORSED HEREON). CHARLES E HANNAN (0037153)	
AN	GEN	10/15/2012	DEFT TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR ANSWER TO COMPLAINT OF PLTF SURF CITY LLC (JURY DEMAND ENDORSED HEREON). CHARLES E HANNAN (0037153)	
AN	GEN	10/15/2012	DEFT TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR ANSWER TO COMPLAINT OF PLTF SURFSHOP LLC (JURY DEMAND ENDORSED HEREON). CHARLES E HANNAN (0037153)	
AN	GEN	10/15/2012	DEFT, TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR ANSWER TO COMPLAINT OF PLTF WINNER'S CIRCLE CAFE', LLC (JURY DEMAND ENDORSED HEREON). CHARLES E HANNAN (0037153)	
JE	JE	10/15/2012	COURT NOTIFIED BY JAMES ALEXANDER, JR. THAT HE IS SUSPENDED FROM THE PRACTICE OF LAW EFFECTIVE 11/9/12; THE PLAINTIFFS SOR, LLC DBA LUCKY ALMS AND FEELING LUCKY LLC ARE ADVISED THAT IN THE EVENT THEY WISH TO PROCEED TO COUNSEL. THAT THEY ARE TO SEEK NEW	76.00

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			COUNSEL AS SOON AS POSSIBLE AND ADVISE NEW COUNSEL OF THE DATES PREVIOUSLY SET. NOTICE ISSUED	
JE	JE	10/16/2012	HEARING ON MOTIONS TO COMPEL (IF NEEDED) IS SET FOR 11/15/12 AT 10:00AM. ALL COUNSEL, CLIENTS TO BE PRESENT. NOTICE ISSUED	76.00
JE	JE	10/29/2012	PRETRIAL SET FOR 11/1/12 AT 1PM FOR THE FOLLOWING COUNSEL: CHARLES HANNAN FOR DEFENDANT; MITCH YELSKY, J. NORMAN STARK FOR THEIR RESPECTIVE CLIENTS. ATTYS ONLY, CLIENTS NEED NOT APPEAR. COUNSEL PREVIOUSLY NOTIFIED BY PHONE AND CHOSE THIS DATE. NOTICE ISSUED	72.00
JE	JE	10/29/2012	MOTION TO DISMISS FILED BY THE DEFENDANT AGAINST T&G KANIS LLC, DBA LUCKY BREAK CAFE IS UNOPPOSED AND GRANTED. NOTICE ISSUED	72.00
JE	JE	10/29/2012	SEE PRIOR ENTRY REGARDING DISMISSAL OF T&G KANIS LLC DBA LUCKY BREAK CAFE; PARTIAL DWP AT PLAINTIFF T&G KANIS LLC DBA LUCKY BREAK CAFE COSTS. THIS COURT RETAINS JURISDICTION OVER ALL POST-JUDGMENT MOTIONS. NOTICE ISSUED	72.00
MO	TEXT	10/30/2012	TELE-CONNECT PLAINTIFF'S MOTION TO COMPEL RESPONSES TO DISCOVERY REQUESTS OR BAR DEFT FROM USING WITHHELD INFORMATION AT TRIAL ..... W..... MITCHELL J YELSKY (0039295) 11/15/2012 - MOOT	
MO	TEXT P	10/30/2012	PLAINTIFF(S) J&C MARKETING LLC(P1) and CYBEROASIS(P13) MOTION TO COMPEL RESPONSES OF DEFT TO WRITTEN INTERROGATORIES AND DOCUMENT REQUESTS ERIC D BAKER 0070025 11/15/2012 - MOOT	
MO	TEXT P 14	10/31/2012	P14 ISHU, INC. MOTION FOR ORDER COMPELLING PRODUCTION AND ANSWERS TO INTERROGATORIES AND PRODUCTION OF DOCUMENTS AND OVERRULING DEFTS' OBJECTION TO SAME ROBERT P DESANTO 0007477 11/15/2012 - MOOT	
JE	JE	10/31/2012	DEFENDANTS WRITTEN RESPONSE TO PLAINTIFFS MOTION TO COMPEL DUE TO THE COURT ON OR BEFORE NOON ON 11/2/12, AND A COURTESY COPY DELIVERED TO 18C ON THE DATE OF FILING. NOTICE ISSUED	72.00
OT	GEN P 1	11/01/2012	P1 J&C MARKETING LLC NOTICE OF VOLUNTARY DISMISSAL. BARTON R KEYES 0083979	
JE	JE	11/01/2012	NUNC PRO TUNC FOR 10/31/12; RESPONSE TO MOTION TO COMPEL DUE ON OR BEFORE 11/6/12, PER CASE ORDER. NOTICE ISSUED	74.00
MO	TEXT	11/01/2012	CYBER TIME CAFE MAPLE HTS MOTION TO DEEM REQUEST FOR ADMISSIONS ADMMITTED, MOTION TO COMPEL AND MOTION IN LIMINE ..... W..... J HELEN SLOUGH (0013195) 11/15/2012 - MOOT	
OT	GEN P 25	11/02/2012	P25 FEELIN LUCKY LLC NOTICE OF APPEARANCE OF COUNSEL. JACQUELINE K. ROBERTS 0077093	
MO	TEXT D 1	11/05/2012	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MOTION FOR A TWO DAY EXTENSION OF TIME TO RESPOND TO MOTIONS TO COMPEL DISCOVERY CHARLES HANNAN 0037153	

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			11/06/2012 - GRANTED	
JE	JE		11/06/2012 STATE'S REQUEST FOR 2 DAY EXTENSION TO FILE RESPONSE TO MOTION TO COMPEL IS GRANTED; BRIEF TO BE DELIVERED TO THE COURT,AND FILED BY THE CLERK BY 4PM ON 11/8/12. OTHER DATES AND ORDERS REMAIN IN EFFECT. NOTICE ISSUED	76.00
JE	JE		11/06/2012 COURT NOTIFIED PLAINTIFF LAS PALMAS III AND ROYAL PALMS SEEPS LLCs CASE IS DWOP AT PLAINTIFFS COSTS. COURT TO BE NOTIFIED WITHIN 7 DAYS OF REFILEING. SUPP JE TO FOLLOW. NOTICE ISSUED	76.00
JE	JE		11/07/2012 SUPP JE FILED OSJ. NOTICE ISSUED	86.00
BR	GEN	D 1	11/08/2012 D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR BRIEF IN OPPOSITION TO PLTF'S MOTIONS TO COMPEL DISCOVERY. CHARLES E HANNAN 0037153	
MO	TEXT	D 1	11/09/2012 D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MOTION FOR LEAVE TO FILE ANSWER INSTANTER TO COMPLAINT OF PLTF'S LAND OF LOOK AND PIGGY BANK.... CHARLES E HANNAN 0037153 11/14/2012 - GRANTED	
MO	TEXT	D 1	11/09/2012 D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MOTION FOR LEAVE TO FILE INSTANTER ANSWER TO COMPLAINT OF PLTF'S .... CHARLES E HANNAN 0037153 11/14/2012 - GRANTED	
JE	JE		11/13/2012 MOTION FOR LEAVE TO FILE ANSWER INSTANTER IS GRANTED. ANSWER DEEMED FILED THIS DATE. NOTICE ISSUED	76.00
JE	JE		11/13/2012 MOTION OF DEFENDANT FOR LEAVE TO FILE ANSWER INSTANTER IS GRANTED; ANSWER DEEMED FILED THIS DATE. NOTICE ISSUED	76.00
MO	TEXT	P 1	11/14/2012 P1 J&C MARKETING LLC MOTION FOR LEAVE TO FILE REPLY IN SUPPORT OF MOTION TO COMPEL INSTANTER ..... BARTON R KEYES 0083979 11/19/2012 - MOOT	
OT	GEN	P 14	11/14/2012 P14 ISHU, INC. NOTICE OF WITHDRAWL AS COUNCIL. KAREN DESANTO-KELLOGG 0072535	
OT	GEN	P 14	11/14/2012 P14 ISHU, INC. NOTICE OF WITHDRAWAL AS COUNSEL. KAREN DESANTO-KELLOGG 0072535	
JE	JE		11/14/2012 JC MARKETING MOTION FOR LEAVE TO FILE REPLY BRIEF INSTANTER IS GRANTED. NOTICE ISSUED	76.00
JE	JE		11/15/2012 PRETRIAL HELD; PURSUANT TO THE DISCOVERY DISCUSSION AT THE PRETRIAL, THE PLAINTIFFS ARE WITHDRAWING PREVIOUSLY SUBMITTED REQUESTS FOR ADMISSIONS, DOCUMENTS AND INTERROGATORIES, AND SUBMITTING AMENDED REQUEST FOR ADMISSIONS, DOCUMENTS AND INTERROGATORIES ON OR BEFORE 12/5/12; RESPONSES PREVIOUSLY SUBMITTED ARE ALSO WITHDRAWN AND THE DEFENDANT WILL BE SUBMITTING RESPONSES TO THE AMENDED DISCOVERY REQUESTS ON OR BEFORE 1/3/13. ALL OTHER DATES AND ORDERS REMAIN IN EFFECT. BASED UPON THE WITHDRAWAL OF THE PREVIOUS DISCOVERY REQUESTS AND RESPONSES, THE MOTIONS TO COMPEL AND/OR SANCTIONS ARE MOOT. NOTICE ISSUED	76.00

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CS	REPT	11/16/2012	COURT REPORTER FEE	25.00
MO	TEXT P 1	12/21/2012	P1 J&C MARKETING LLC MTN FOR EXPEDITED DISCOVERY ERIC I BAKER 0070025 12/27/2012 - GRANTED	
SR	SUBP P 1	12/21/2012	SUBPOENA FOR: KEYBANK SERVED DECEMBER 20, 2012 BY SERVING TO HOPE CASTRO @ 1:20 P.M. .	2.00
SR	SUBP P 1	12/21/2012	SUBPOENA FOR: CHARTER ONE BANK SERVED DECEMBER 20, 2012 BY SERVING TO RUBY POWE @ 11:05 A.M. .	2.00
SR	SUBP P 1	12/21/2012	SUBPOENA FOR: ROCK OHIO CAESARS, LLC/ROCK GAMING, LLC C/O C CORPORATION SYSTEM SERVED DECEMBER 20, 2012 BY SERVING SANDY TRAVER @ 11:15 A.M. .	2.00
JE	JE	12/28/2012	THE COURT IS IN RECEIPT OF A MOTION FOR EXPEDITED DISCOVERY FOR A SUPPLEMENTAL REQUEST FOR PRODUCTION OF DOCUMENTS; AS THOSE REQUESTS HAVE BEEN SERVED UPON DEFENDANT, THE DEFENDANT IS EXPECTED AND ORDERED TO PROVIDE ALL OUTSTANDING DISCOVERY REQUESTS, INCLUDING RESPONSES TO THIS RECENTLY FILED SUPPLEMENTAL MOTION, AND TO RESPOND BY 1/3/13, WHICH IS THE DATE FOR RESPONSES PREVIOUSLY SET BY THE PARTIES AND ORDERED/JOURNALIZED BY THE COURT. NO EXTENSIONS. NOTICE ISSUED	74.00
SR	SUBP P 1	12/28/2012	SUBPOENA FOR: LEAH PAPPAS PORNER SERVED DECEMBER 20, 2012 AS FOLLOWS: HAND DELIVERY ON JASON BLAKE, AUTHORIZED TO ACCEPT SERVICE .	2.00
SR	SUBP P 1	12/28/2012	SUBPOENA FOR: SUNTRUST BANK C/O CSC SERVED DECEMBER 21, 2012 AS FOLLOWS: HAND DELIVERY ON DEANNA SCHASEIL, LOAN DEPT .	2.00
SR	SUBP P 1	12/28/2012	SUBPOENA FOR: PNC BANK C/O CSC SERVED DECEMBER 21, 2012 AS FOLLOWS: HAND DELIVERY ON DEANNA SCHÄUSEIL, LOAN DEPT .	2.00
SR	SUBP P 1	12/28/2012	SUBPOENA FOR: OHIO DEPARTMENT OF PUBLIC SAFETY SERVED DECEMBER 20, 2012 AS FOLLOWS: HAND DELIVERY ON OFFICER THOMAS BELLAMY, AUTHORIZED TO ACCEPT SERVICE. .	2.00
JE	JE	1/10/2013	PT SET FOR 1/16/13 AT 1PM; ALL COUNSEL TO BE PERSONALLY PRESENT; COURT WILL DISCUSS DISCOVERY PROGRESS WITH ALL ATTYS; ANY PARTY SEEKING TO COMPEL OUTSTANDING DISCOVERY NOT YET PRODUCED IN COMPLIANCE WITH THIS COURTS ORDERS IS TO FILE A MOTION TO COMPEL BY NOON ON 1/14/13 AND PROVIDE THE COURT WITH A COURTESY COPY AT THE TIME OF FILING; IN THE EVENT ANY PARTY IS NOT IN COMPLIANCE WITH THE COURTS ORDERS, WRITTEN RESPONSES TO THE MOTIONS TO COMPEL ARE DUE BY NOON ON 1/16/13 AND THE PARTIES SHOULD BE PREPARED TO PROCEED ON THE RECORD. NOTICE ISSUED	74.00
SR	SUBP P 1	1/10/2013	SUBPOENA FOR: WOODFOREST BANK SERVED DECEMBER 20, 2012 UPON DAN E HOUSER, REGIONAL PRESIDENT @ 1:59 P.M. .	2.00
PP	WIT P 1	1/10/2013	WITNESS FEE, PAY TO DANIEL F GAURASH SCOTT CIESLAR \$47.00	
SR	SUBP P 1	1/10/2013	SUBPOENA FOR: LEAH PAPPAS PORNER SERVED JANUARY 4, 2012 AS FOLLOWS: PERSONAL HAND DELIVERY .	2.00
PP	WIT P 1	1/10/2013	WITNESS FEE, PAY TO DANIEL F GORASH S. CHUIKOV \$34.00	
MO	TEXT P	1/14/2013	PLAINTIFF(S) J&C MARKETING LLC(P1) and CYBEROASIS(P13)	

**CUYAHOGA COUNTY COURT OF COMMON PLEAS**

DATE: 4/10/2015  
TIME: 11:29 AM  
CASE: CV-12-784234

**APPEARANCE DOCKET**

MO	TEXT	P	1/14/2013	AMENDED MOTION TO COMPEL RESPONSES OF DEFT TIMOTHY J. MCGINTY TO AMEND WRITTEN INTERROGATORIES AND DOCUMENT REQUESTS DANIEL F GOURASH 0032413 03/12/2013 - GRANTED AND DENIED IN PART	
MO	TEXT	P	1/14/2013	PLAINTIFF(S) J&C MARKETING LLC(P1) and CYBEROASIS(P13) MOTION TO COMPEL RESPONSES OF DEFT TIMOTHY J. MCGINTY TO AMEND WRITTEN INTERROGATORIES AND DOCUMENT REQUESTS ERIC D BAKER 0070025 03/12/2013 - GRANTED AND DENIED IN PART	
MO	TEXT	P	1/14/2013	PLAINTIFF(S) CYBER WORLD ENTERTAINMENT CORPORATION(P2), AJ & N, INC.(P3), GAMERS CLUB OF NORTH OLMSTED, INC.(P5), GARTH AND LINDSEY, LLC(P6), BG BROADWAY 320, INC.(P8), OHIO INTERNET CAFE, LLC(P9), LE ROYALE, LLC(P10), JPAS, INC.(P11) and A1123, INC.(P12) SECOND MOTION TO COMPEL RESPONSES TO DISCOVERY REQUESTS OR BAR DEFT FROM USING WITHHELD INFORMATION AT TRIAL....(W) MITCHELL J YELSKY 0039295 03/12/2013 - GRANTED AND DENIED IN PART	
OT	GEN	D 1	1/15/2013	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR ATTN: APPEARANCE ON BEHALF OF DEFT. SARA E DECARO 0072485	
BR	GEN	D 4	1/16/2013	D4 CUYAHOGA COUNTY OHIO ATTN: ED FITZGERALD IN HIS OFFICIAL CAPACITY BRIEF IN OPPOSITION TO PLTF'S MOTIONS TO COMPEL DISCOVERY. CHARLES E HANNAN 0037153	
MO	TEXT	P 15	1/16/2013	P15 CTD ENTERTAINMENT LLC DBA HOT SLOTS INTERNET CAFE MOTION FOR PERMISSION TO WITHDRAW AS COUNSEL OF RECORD FOR CTD ENTERTAINMENT, LLC. .... LARRY W ZUKERMAN 0029498 01/19/2013 - UNKNOWN	
MO	TEXT	D 1	1/16/2013	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR RENEWED MOTION FOR A PROTECTIVE ORDER ..... CHARLES E HANNAN 0037153 01/19/2013 - GRANTED IN PART	
JE	JE		1/17/2013	HEARING HELD ON THE RECORD; COURT ADDRESSES PENDING MOTIONS TO COMPEL, BRIEFS IN OPP AND DEFENDANTS MOTION FOR PROTECTIVE ORDER. THE COURT ORDERS THE DEFENDANT TO PRODUCE ALL REQUESTED DOCUMENTS IN CAMERA ON OR BEFORE 1/23/13 TO 18C AND TO FILE WITH THE CLERK A LIMITED PLEADING SETTING FORTH A DESCRIPTION OF EACH DOCUMENT PRODUCED AND WHICH REQUEST IT IS RELATED TO, WITHOUT DISCLOSING THE CONTENTS OF THE DOCUMENT. THE COURT WILL THEN REVIEW THE DOCUMENTS AND ISSUE A RULING ON EACH REQUEST; THE COURT WILL ALSO CONDUCT A REVIEW OF THE MOTIONS TO COMPEL REGARDING THE UNANSWERED INTERROGATORIES, THE DEFENDANT HAVING REFUSED TO ANSWER ANY INTERROGATORY, AND WILL ISSUE A RULING AS TO EACH INTERROGATORY. SHOULD THE DEFENSE WISH TO SUPPLEMENT ITS BRIEF IN OPP WITH MORE DETAILED REASONS FOR OBJECTIONS TO THE INTERROGS AND/OR DOCUMENTS, THE DEFENSE IS ORDERED TO SUBMIT THE SUPPLEMENTAL PLEADING WITH ADDITIONAL REASONING ON OR BEFORE 1/23/13 AND A COPY TO BE DELIVERED TO 18C ON THE DAY OF FILING. THE COURT GRANTS THE MOTION FOR PROTECTIVE ORDER DURING THE PENDENCY OF THE REVIEW OF THE MOTIONS TO COMPEL AND THE IN CAMERA INSPECTION. DISCOVERY RELATED TO SUBPOENAS TO BANKS AND NON-PROSECUTOR PERSONNEL TO PROCEED PURSUANT TO THE COURT'S PREVIOUS ORDERS. NOTICE ISSUED	76.00

**CUYAHOGA COUNTY COURT OF COMMON PLEAS**

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**APPEARANCE DOCKET**

Case Type	Category	Page	Date	Description	Amount
CS	REPT		1/17/2013	COURT REPORTER FEE	25.00
JE	JE		1/22/2013	MOTION TO WITHDRAW AS COUNSEL FILED BY ATTY ZUKERMAN IS UNKNOWN TO THE COURT, HAVING BEEN FILED WITH THE CLERK BUT NOT DELIVERED TO THE COURT; SHOULD COUNSEL REFILE THE MOTION, A COURTESY COPY TO BE DELIVERED ON 18C ON THE DATE OF FILING. NOTICE ISSUED	74.00
JE	JE		1/22/2013	MOTION OF ATTY ZUKERMAN TO WITHDRAW AS COUNSEL FOR CTD ENTERTAINMENT, LLC IS GRANTED. ALL DATES REMAIN AS SET; PARTY CTD ENTERTAINMENT ORDERED TO HAVE ANY NEW COUNSEL FILE A NOTICE OF APPEARANCE WITH THE CLERK AND COURTESY COPY TO THE COURT. ALL DATES AND ORDERS REMAIN IN EFFECT. NOTICE ISSUED	74.00
OT	GEN	P 13	1/22/2013	P13 CYBEROASIS NOTICE OF APPEARANCE AND SUBSTITUTION OF COUNSEL (W). MITCHELL J YELSKY 0039295	
MO	TEXT	D 1	1/23/2013	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MTN FOR A ONE (1) DA EXTENSION OF TIME TO SUBMIT MATERIALS FOR THE COURT'S IN CAMERA INSPECTION CHARLES E HANNAN 0037153 01/26/2013 - GRANTED	
JE	JE		1/23/2013	DEFENDANT MOTION FOR ONE DAY EXTENSION FOR IN CAMERA DELIVERY GRANTED TO 1/24/13 AT 4PM. NOTICE ISSUED	80.00
OT	GEN	D 1	1/24/2013	DEFT TIMOTHY J. MCGINTY, CUYAHOGA COUNTY PROSECUTOR NOTICE OF SUBMSSION UNDER SEAL OF RECORDS FOR COURT'S IN CAMERA INSPECTION. CHARLES E HANNAN (0037153)	
OT	GEN	D 1	1/28/2013	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR AMENDED NOTICE OF SUBMISSION UNDER SEAL OF RECORDS FOR COURT'S IN CAMERA INSPECTION..... SARA E DECARO 0072485	
MO	TEXT	P 2	1/31/2013	P2 CYBER WORLD ENTERTAINMENT CORPORATION MOTION TO DEEM REQUEST FOR ADMISSIONS ADMITTED, MOTION TO COMPEL AND MOTION IN LIMINE BY CYBER TIME INTERNET CAFE' MAPLE, LLC. .... MARTIN S DELAHUNTY 0039014 03/12/2013 - MOOT	
BR	GEN	D 1	2/07/2013	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR BRIEF IN OPPOSITION TO PTLFS. CYBER TIME INTERNET CAFE' MAPLE, LLC'S MOTIN TO DEEM REQUEST FOR ADMISSIONS ADMITTED, ETC. CHARLES E HANNAN 0037153	
JE	JE		2/12/2013	JOINT MOTION TO EXTEND DATE FOR DISCOVERY IS GRANTED. NONEXPERT DEADLINE EXTENDED TO 4/1/13. NOTICE ISSUED	76.00
MO	TEXT	P 1	3/11/2013	P1 J&C MARKETING LLC AND DEFT. TIMOTHY J. MCGINTY JOINT MOTION FOR EXTENSION OF EXPERT REPORT DEADLINES "W" BARTON R KEYES 0083979 03/12/2013 - GRANTED	
JE	JE		3/12/2013	PRETRIAL/HEARING SET FOR 3/18/13 AT 1PM. CLIENTS NEED NOT BE PRESENT. THE COURT WILL PROVIDE ALL COUNSEL WITH THE RULINGS ON THE OUTSTANDING DISCOVERY MOTIONS AND THE PRODUCTION ORDER BASED UPON THE IN CAMERA REVIEW. NOTICE ISSUED	76.00
JE	JE		3/12/2013	JOINT MOTION FOR EXTENSION OF EXPERT REPORTS GRANTED; PLAINTIFFS REPORT DUE ON OR BEFORE 4/15/13; DEFENSE REPORTS DUE ON OR BEFORE 4/29/13.	76.00

**CUYAHOGA COUNTY COURT OF COMMON PLEAS**

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			NOTICE ISSUED		
JE	JE		3/12/2013	BASED UPON THE COURTS FORTHCOMING RULING ON MOTIONS TO COMPEL AND THE IN CAMERA REVIEW, MOTION TO DEEM ADMITTED IS MOOT. NOTICE ISSUED	76.00
OT	GEN	P 14	3/14/2013	P14 ISHU, INC. NOTICE OF VOLUNTARY DISMISSAL BY PLTF. KAREN DESANTO-KELLOGG 0072535	
JE	JE		3/18/2013	ORDER ISSUED OSJ. NOTICE ISSUED	98.00
SR	SUBP	P 27	3/18/2013	SUBPOENA FOR: VICTOR ADAMS BRANCH MANAGER CHASE BANK.	2.00
JE	JE		3/18/2013	COURT NOTIFIED THAT PLAINTIFF ISHU, INC IS DWOP; PARTIAL; COURT TO BE NOTIFIED WITHIN 7 DAYS OF REFILEING. SUPP JE TO FOLLOW. NOTICE ISSUED	76.00
JE	JE		3/18/2013	COURT ORDERS THE DEFENDANT TO EITHER CERTIFY THAT ALL DOCUMENTS PREVIOUSLY PRODUCED IN CAMERA CONSTITUTE ALL DOCUMENTS REQUESTED AND IN THEIR POSSESSION, OR TO SUPPLEMENT SAME BY 3PM ON 3/20/13. NOTICE ISSUED	76.00
JE	JE		3/19/2013	SUPP JE FILED OSJ. NOTICE ISSUED	86.00
CS	REPT		3/19/2013	COURT REPORTER FEE	25.00
JE	JE		3/19/2013	THE COURT ADVISES COUNSEL THAT SEVERAL DOCUMENT NUMBERS WERE ERRONEOUSLY OMITTED FROM THE OSJ ISSUED ON 3/18/13; THE FOLLOWING SUPPLEMENTAL DOCKET ENTRY ADDRESSES THOSE OMISSIONS: REGARDING PRODUCTION OF DOCUMENTS SUBMITTED IN CAMERA BY THE DEFENDANT, PRODUCTION AS FOLLOWS: CIV0362: Y; CIV0363: Y; CIV0365-0367: Y; CIV0369: Y; CIV0379: Y.  NOTICE ISSUED	78.00
OT	GEN	D 1	3/20/2013	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR CERTIFICATION. CHARLES E HANNAN 0037153	
CA	2	D 1	3/21/2013	----- NOTICE OF APPEAL ----- CA NO. 99676 NOTICE OF APPEAL FILED BY THE DEFT. APPELLANT W/A 9A PRAECIPE AND DOCKETING STATEMENT ON THE REGULAR CALENDAR. COPIES MAILED.	
JE	JE		3/21/2013	COURT NOTIFIED THE DEFENDANT HAS FILED ITS APPEAL ON THE COURTS DECISION REGARDING DISCOVERY ISSUES; THE COURT THEREFORES STAYS THIS MATTER UNTIL FURTHER ORDER OF COURT. NOTICE ISSUED	76.00
SH	S018	P 27	3/25/2013	CUYAHOGA COUNTY SHERIFF DEPT MARCH 19, 2013 SERVED VICTOR ADAMS SERVICE FEE \$18.50	18.50
MO	TEXT	D 1	3/29/2013	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR MOTION TO TRANSMIT AND MAINTAIN A PORTION OF THE RECORD UNDER SEAL CHARLES E HANNAN 0037153 04/02/2013 - GRANTED	
JE	JE		4/03/2013	DEFENDANTS MOTOIN TO TRANSMIT AND MAINTAIN UNDER SEAL. ALL RECORDS PRODUCED TO THE COURT IN CAMERA. IS	76.00

**CUYAHOGA COUNTY COURT OF COMMON PLEAS**

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				GRANTED. THE CLERK IS DIRECTED THAT UPON REQUEST FROM THE C/A, THE CLERK IS TO OBTAIN FROM THE COURT REPORTER, THE IN CAMERA DOCUMENTS, PREVIOUSLY MARKED AS IN CAMERA BY THE COURT AT THE HEARING (SEE JE), AND THOSE DOCUMENTS TO BE TRANSMITTED DIRECTLY TO THE CLERK OF THE COURT OF APPEALS. NO PORTION OF THOSE DOCUMENTS ARE TO BE MADE PUBLIC, ABSENT AN ORDER OF COURT FOLLOWING NOTICE TO ALL PARTIES AND AN OPPORTUNITY FOR ALL PARTIES TO BE HEARD. NOTICE ISSUED	
CA	5	D 1	4/11/2013	APPELLANT'S 9A RECORD TRANSMITTED TO THE COURT OF APPEALS CONSISTING OF THE TRANSCRIPT OF THE DOCKET, JOURNAL ENTRIES AND THE ORIGINAL PAPERS ON CA NO. 99676.	
MO	TEXT	P	4/18/2013	PLAINTIFF(S) NOVA'S INTERNET SWEEPSTAKES CAFE(P18), BLACK DIAMOND TECH LLC DBA CASH COW(P27) and CYBER HOT SPOT SWEEPSTAKES CAFE(P29) MOTION FOR JOINDER IN J&C MARKETING LLC'S MOTION FOR EMERGENCY SHOW CAUSE HEARING (INSTANTER) (W) MICHAEL L NELSON 0044045 04/27/2013 - WITHDRAWN	
JE	JE		4/18/2013	PRETRIAL HELD UPON RECEIPT OF EMERGENCY MOTION TO SHOW CAUSE FILED BY JC MARKETING. FOLLOWING DISCUSSION WITH ALL COUNSEL, THE COURT DETERMINES THAT NONE OF THE BUSINESSES CONTAINED WITHIN THE TRO, HAVE BEEN AFFECTED BY THE RECENT ACTIONS OF THE OHIO STATE AG NOR THE COUNTY PROSECUTOR AND THEREFORE THE MOTION FOR EMERGENCY SHOW CAUSE HEARING IS DENIED. NOTICE ISSUED	76.00
JE	JE		4/22/2013	DEFENDANTS WRITTEN RESPONSE TO MOTION TO SHOW CAUSE FILED BY PLAINTIFF CYBER HOT SPOT IS DUE BY NOON ON 4/23/13, A COPY OF THE TIME-STAMPED PLEADING IS TO BE HAND-DELIVERED TO 18C IMMEDIATELY FOLLOWING THE FILING. NO EXTENSIONS. NOTICE ISSUED	76.00
BR	GEN	D 1	4/23/2013	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR BRIEF IN OPPOSITION TO PTLFS' NOVAS (VEER LLC) CYBER HOT SPOT INTERNET SWEEPSTAKE CAFE' AND BLACK DIAMOND TECH (CASH COW) MOTION FOR JOINDER IN MOTION FOR EMERGENCY SHOW CAUSE HEARING. CHARLES E HANNAN 0037153	
MO	TEXT	P 1	4/25/2013	PLTFS J&C MARKETING,LLC, NEW HEIGHTS BUSINESS CENTER, LLC AND PAGE-JAQ,LLCS' MTN TO PRESERVE STATUJS QUO ANTE, MTN FOR GAG ORDER AND REQUEST FOR EMERGENCY HEARING ERIC D BAKER (0070025)---( W )--- 04/29/2013 - DENIED	
MO	TEXT	P 1	4/25/2013	PLTF J&C MARKETING,LLC'S MTN TO AMEND BY INTERLINEATIO: ITS THIRD AMENDED VERIFIED COMPLAINT ERIC D BAKER (0070025)---( W )--- 04/29/2013 - DENIED	
JE	JE		4/25/2013	HEARING SET FOR 04/29/2013 AT 01:30 PM. HEARING IS SET ON PLAINTIFFS' MOTION TO PRESERVE STATUS QUO ANTE AND MOTION FOR GAG ORDER AND EMERGENCY HEARING. CLIENTS SHALL BE PRESENT. NOTICE ISSUED	76.00
MO	TEXT	P	4/26/2013	PLAINTIFF(S) NOVAS (VEER 27 LLC)CYBER WORLD ENTERTAINMENT CORPORATION(P2) AND BLACK DIAMOND TECH LLC DBA CASH COW(P27) MOTION TO PRESERVE STATUS QUO ANT, MOTION FOR GAG ORDER AND REQUEST FOR EMERGENCY HEARING (INSTANTER) "W" MICHAEL L NELSON 0044045 04/29/2013 - DENIED	

**CUYAHOGA COUNTY COURT OF COMMON PLEAS**

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MO	TEXT	P	DATE	DESCRIPTION	AMOUNT
MO	TEXT	P	4/26/2013	PLTFS. NOVAS (VEER27LLC) CYBER HOT SPOT INTERNET SWEEPSTAKS CAFE AND BLACK DIAMOND TECH (CASH COW) MOTION TO DISMISS SHOW CAUSE WITHOUT PREJUDICE "W"(INSTANTER) MICHAEL L NELSON 0044045 04/27/2013 - MOOT	
JE	JE		4/29/2013	COURT NOTIFIED MOTION TO SHOW CAUSE FILED BY SPECIFIC PLAINTIFFS IS WITHDRAWN. NOTICE ISSUED	72.00
MO	TEXT	D 1	4/29/2013	DEPT CUYAHOGA COUNTY PROSECUTOR'S MTN FOR RECONSIDERATION DAVID G LAMBERT (0030273) 05/07/2013 - DENIED	
BR	GEN	D 1	4/29/2013	D1 WILLIAM D. MASON IN HIS CAPACITY AS CUYAHOGA COUNTY PROSECUTOR BRIEF IN OPPOSITION TO PLTF'S MOTION TO PRESERVE STATUS QUA ANTE AND FOR GAG ORDER....(W).... DAVID G LAMBERT 0030273	
JE	JE		4/29/2013	MOTION TO AMEND THIRD COMPLAINT BY INTERLINEATION DENIED. CASE IS STAYED DUE TO APPEAL AND THIS COURT IS WITHOUT JURISDICTION TO CONSIDER THIS. THE DEFENDANT'S MOTION FOR RECONSIDERATION OF THE RESTRAINING ORDERS IS ALSO DENIED FOR THE SAME REASON, IE THE CASE IS STAYED DUE TO THE APPEAL. NOTICE ISSUED	72.00
JE	JE		4/29/2013	MOTION FOR GAG ORDER AND MOTION TO PRESERVE STATUS QUO BEFORE THE HEARING; AFTER FULL ARGUMENT AND CONSIDERATION, THE COURT DENIES THE MOTIONS. NOTICE ISSUED	72.00
CS	REPT		5/03/2013	COURT REPORTER FEE	25.00
OT	GEN	P 24	6/12/2013	P24 SOR, LLC DBA LUCKY PALMS NOTICE OF APPEARANCE. THOMAS E SHAUGHNESSY 0047201	
OT	GEN	P 1	6/25/2013	PLTF, EC WINNERS, INC.'S NOTICE OF VOLUNTARY DISMISSAL. NATE N MALEK (0067380)	
OT	GEN	P 16	6/25/2013	P16 LV & IBNEE LLC DBA HOT SPOT NOTICE OF VOLUNTARY DISMISSAL. NATE N MALEK 0067380	
JE	JE		6/30/2013	COURT NOTIFIED OF DWOP OF DEFENDANT MCGINTY BY PLAINTIF LV&IBNEE, LLC DBA HOTSPOT. SUPP JE TO FOLLOW. PARTIAL. COURT TO BE NOTIFIED OF ANY REILING WITHIN 7 DAYS OF SAME. NOTICE ISSUED	80.00
JE	JE		6/30/2013	COURT NOTIFIED OF DWOP OF TIMOTHY MCGINTY BY DEFENDANT WINNERS INC. COURT TO BE NOTIFIED OF ANY REILING WITHIN 7 DAYS OF SAME. SUPP JE TO FOLLOW. NOTICE ISSUED	80.00
JE	JE		7/01/2013	SUPP JE FILED OSJ. NOTICE ISSUED	88.00
JE	JE		7/01/2013	SUPP JE FILED OSJ. NOTICE ISSUED	88.00
JE	JE		10/31/2013	Affirmed in part, reversed in part, and remanded.  Eileen A. Gallagher, P.J., Mary Eileen Kilbane, J., and Tim McCormack, J., concur.	92.00
JE	JE		10/31/2013	****C/A****JE AND OPINION : JUDGMENT: AFFIRMED IN PART, REVERSED IN PART AND REMANDED OSJ...NOTICE ISSUED	114.00

**CUYAHOGA COUNTY COURT OF COMMON PLEAS**

DATE: 4/10/2015  
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OT	GEN		1/03/2014	NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE UNDER CIV. R. 41(A)(1) OF PLAINTIFFS J&C MARKETING, LLC, PAGE-JAQ, LLC & NEW HEIGHTS BUSINESS CENTER, LLC. .... FILED ERIC D BAKER (0070025)	
JE	JE		1/09/2014	COURT NOTIFIED OF DWOP BY FOLLOWING PLAINTIFFS: J&C MARKETING, PAGE-JAQ AND NEW HEIGHTS BUSINESS CENTER. COURT TO BE NOTIFIED WITHIN 7 DAYS OF REFILEING; SUPP JE TO FOLLOW. NOTICE ISSUED	74.00
JE	JE		1/10/2014	SUPP JE FILED OSJ. NOTICE ISSUED	80.00
OT	GEN	P 17	1/13/2014	P17 AMA VENTURES INC DBA INTERNET GALAXY NOTICE OF DISMISSAL... KENT R MINSHALL 0032453	
JE	JE		1/16/2014	COURT NOTIFIED OF DWOP BY PLAINTIFF AMA VENTURES. SUPP JE TO FOLLOW. COURT TO BE NOTIFIED WITHIN 7 DAYS OF ANY REFILEING. NOTICE ISSUED	74.00
JE	JE		1/17/2014	SUPP JE FILED OSJ. NOTICE ISSUED	76.00
OT	GEN	P 2	2/06/2014	PLTF. NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE UNDER CIV. R. 41(A)(1) OF PLAINTIFFS CYBERTIME INTERNET CAFE' MAPLE, LLC. KENNETH A BOSSIN (0013935)	
JE	JE		2/11/2014	COURT NOTIFIED OF DWOP BY PLAINTIFFS CYBER TIME INTERNET CAFE, MAPLE, LLC. COSTS TO PLAINTIFF AS NAMED HEREIN. COURT TO BE NOTIFIED WITHIN 7 DAYS OF REFILEING. SUPP JE TO FOLLOW. NOTICE ISSUED	74.00
JE	JE		2/12/2014	SUPP JE FILED OSJ. NOTICE ISSUED	78.00
MO	MOT	P 25	5/12/2014	MOTION FILED FOR P25 FEELIN LUCKY LLC JACQUELINE K. ROBERTS 0077093 MOTION TO WITHDRAW AS COUNSEL FOR FEELIN' LUCKY LLC 05/13/2014 - GRANTED	
JE	JE		5/12/2014	MOTION TO WITHDRAW AS COUNSEL, FILED BY JK ROBERST LAW GROUP, LTD IS GRANTED. NOTICE ISSUED	74.00

IN THE COURT OF COMMON PLEAS  
CUYAHOGA COUNTY, OHIO

J&C Marketing, LLC, et al., )

Case Number: 784234

Plaintiffs, )

vs. )

Judge Nancy Margaret Russo

Timothy McGinty  
Cuyahoga County Prosecutor, )

Defendant. )

ORDER

\*\*\*\*\*

The Court, having conducted an in camera inspection of documents sought by the plaintiffs from the defendants, issues the attached Log OSJ, indicating documents to be produced, from those actually produced to the Court for in camera inspection.

The Court further notes that the production of documents by the Defendant does not appear to be complete or fully responsive, based upon the pleadings propounded, detailing those documents sought by the Plaintiffs. Therefore, the Court orders that if the Defendants have not fully satisfied the Court's Order and turned over all documents as sought by plaintiffs, any remaining documents are to be provided to the Court, with a Log, on or before March 20, 2013.

The Court also has reviewed all the propounded Interrogatories, and contained within this Order, is the Court's Order for which Interrogatories are to be answered by Defendant.

Attached to this Order is a Log, said Log having been prepared by the Defendants, and provided to the Court, along with the in camera documents. The Court has noted next to each line item a directive, Y means "Yes, the document is to be produced to Defendants"; N means "No, the document does fall under an asserted privilege and is not to be produced."

All documents ordered produced, in this Order, are to be produced to the Plaintiffs on or before noon on March 21, 2013. In the event there is a supplemental production to the Court of additional documents by March 20, 2013, then and in that event, all documents contained in the attached Log, still remain due to Plaintiffs on or before noon on March 21, 2013.

The parties have filed a Joint Motion to Extend the Expert Report Deadline. Based upon this Order, the Court grants that motion and extends the Plaintiffs Report deadline to April 15, 2013, and the Defendants Report deadline to April 29, 2013.

The Court also notes that at the hearing of this date, March 18, 2013, the Court has provided to the Court Reporter, all documents provided to the Court for In Camera inspection, and the Court has provided the Court Reporter with the documents as produced to the Court, in both hard-copy and disk format, all to be transmitted under Seal, should an appeal be filed.

Regarding the Motion to Compel Responses to the Interrogatories, the Court issues the following Orders:

Per the Motion to Compel filed January 14, 2013 by Plaintiffs J&C, Cyber Oasis, Page-Jaq and New Heights Business Center, the Defendant is ordered to respond as follows:

Defendant to answer the following Interrogatory Numbers: 1, 2, 3, 4, 5, 6, 7, 9, 11, 13, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28;

Defendant to provide the following Documents: 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26.

Per the Motion to Compel filed January 14, 2013 by Plaintiffs J&C, Cyber Oasis, Page-Jaq and New Heights referencing Amended Interrogatories & Production of Documents:

Defendant to answer the following Amended Interrogatories: 1, 2, 3, 4, 5, 6, 7, 9, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27.

Defendant to provide the following Documents requested in the Amended Request: 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26.

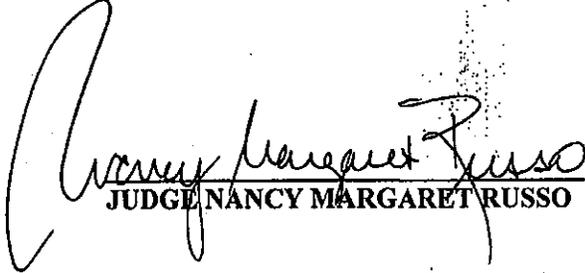
Per the Motion to Compel filed by Tel-Connect on January 14, 2013:

Defendant to answer the following Interrogatories: 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 18, 19, 20, 21, 23.

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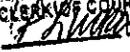
Defendant to provide the following Documents as requested: 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 35, 36, 37, 38.

SO ORDERED, this 18<sup>th</sup> day of March, 2013.

  
JUDGE NANCY MARGARET RUSSO

RECEIVED FOR FILING

MAR 18 2013

GUYANOGA COUNTY  
CLERK OF COURTS  
By  Deputy