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7 Attorneys for Defendants  
 Caesars Entertainment Corp.,  
 8 Corner Investment Co., LLC,  
 Harrah’s Imperial Palace Corp., and  
 9 Harrah’s Las Vegas, Inc.

10 **UNITED STATES DISTRICT COURT**  
 11 **DISTRICT OF NEVADA**

12 SLEP-TONE ENTERTAINMENT  
 13 CORPORATION,

14 Plaintiff,

15 v.

16 ELLIS ISLAND CASINO &  
 17 BREWERY *et al.*,

18 Defendants.

Case No. 2:12-cv-00239-KJD-RJJ

**DECLARATION OF  
 JONATHAN W. FOUNTAIN**

19 I, Jonathan W. Fountain, hereby declare under penalty of perjury that the following is true  
 20 and correct:

21 1. I am an attorney employed by Lewis and Roca LLP, counsel for Defendants  
 22 Caesars Entertainment Corp. (“Caesars”), Corner Investment Co., LLC d/b/a Bill’s Gamblin’ Hall  
 23 & Saloon (“Bill’s”), Harrah’s Imperial Palace Corp. d/b/a Imperial Palace Hotel & Casino  
 24 (“Imperial Palace”), and Harrah’s Las Vegas, Inc. (improperly named “Harrah’s Las Vegas”)  
 25 (“Harrah’s”) (collectively, the “Caesars Defendants”). I have personal knowledge of the facts set  
 26 forth herein unless expressly stated upon information and belief. With respect to any such facts, I  
 27 believe them to be true and I am competent to testify.

28 2. On March 21, 2012, I filed two motions in this case with the Clerk of the Court via

1 the Court's CM/ECF system. The first motion was entitled Motion To Sever By Defendants  
2 Caesars Entertainment Corp., Corner Investment Co., LLC, Harrah's Imperial Palace Corp., And  
3 Harrah's Las Vegas, Inc. The motion was assigned Docket No. 20 upon filing. The second  
4 motion was entitled Motion To Dismiss By Defendants Caesars Entertainment Corp., Corner  
5 Investment Co., LLC, Harrah's Imperial Palace Corp., And Harrah's Las Vegas, Inc. The motion  
6 was assigned Docket No. 21 upon filing.

7 3. On April 3, 2012, I received a telephone call from Mr. Kerry P. Faughnan, local  
8 counsel for Plaintiff.

9 4. Mr. Faughnan stated his belief that oppositions to the motions were due on April 5,  
10 2012, and requested an extension of time, until April 10, 2012, to file and serve points and  
11 authorities in opposition to the motions.

12 5. I informed Mr. Faughnan that he would have to check with the Caesars Defendants  
13 and that I would call him back.

14 6. After I got off the telephone with Mr. Faughnan I determining that oppositions to  
15 the motions were not due until April 9, 2012. I telephoned Mr. Faughnan and left him a voicemail  
16 message stating that the opposition briefs were not due until April 9, 2012. I asked Mr. Faughnan  
17 to let me know what he wanted to do and asked him to return my call.

18 7. Mr. Faughnan has not returned my call and, to date, Plaintiff has not filed an  
19 opposition to either motion.

20 Executed on: April 17, 2012

21 /s/ Jonathan W. Fountain

**CERTIFICATE OF SERVICE**

I hereby certify that on April 17, 2012, I filed the foregoing document entitled, DECLARATION OF JONATHAN W. FOUNTIAN, with the Clerk of the Court via the Court’s CM/ECF system, which sent electronic notice to the following:

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I hereby further certify that on April 17, 2012, I caused paper copies of the same to be served by first-class, United States, mail upon the following non-CM/ECF participants:

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Johnny Valenti  
2082 East Camero  
Las Vegas, NV 89123

Dated: this 17th day of April, 2012.

\_\_\_\_\_  
/s/ Jonathan W. Fountain  
An employee of Lewis and Roca LLP