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14 **VIDEO GAMING TECHNOLOGIES,
15 INC., dba VGT, Inc., a Tennessee
Corporation, et al.,**

16 Plaintiffs.

Defendants.

2:08-CV-01241-JAM-EFB

**STIPULATION AND ORDER
EXTENDING TIME UNDER
SCHEDULING ORDER**

**ASSIGNED FOR ALL PURPOSES TO:
HONORABLE JOHN A. MENDEZ**

Courtroom: 6
Judge The Honorable John A. Mendez
Trial Date August 23, 2010

Action Filed: June 4, 2008

AND RELATED INTERVENORS.

1 Due to the appeal that is now pending before the Ninth Circuit Court of Appeals in the
2 matter of *Video Gaming Technologies v. Bureau of Gambling Control*, et al., (USCA Case No.
3 09-16092), and because the appeal has the potential to dispose of this case, the parties to this
4 action on August 31, 2009, stipulated to extending certain deadlines and benchmark dates under
5 this Court's Scheduling Order entered on or about October 7, 2008. Thereafter, counsel for
6 defendants Bureau of Gambling Control and Mathew Campoy was made aware of significant
7 family obligations that conflicted with the August 23, 2010 trial date, and all counsel became
8 aware that the other various benchmark dates and deadlines had not been commensurately set out
9 in light of the new trial date to allow for the full practical benefits of the new trial date.

10 Therefore, the parties stipulate as follows:

- Last day to complete discovery – March 29, 2010;
- Last day for filing of dispositive motions – May 19, 2010;
- Last day for hearing of dispositive motions – June 16, 2010 (to be heard at 9:00 a.m.);
- Joint Pretrial Statement due July 7, 2010;
- Pre-Trial Conference – July 14, 2010 at 3:00 p.m.; and
- Trial Date – August 30, 2010 at 9:00 a.m.
- All other terms and conditions of the October 7, 2008 scheduling order will remain in effect.

Dated: September 11, 2009

OFFICE OF THE ATTORNEY GENERAL JR.
Attorney General of California
SARA J. DRAKE
Supervising Deputy Attorney General

/s/ WILLIAM L. WILLIAMS, JR.

BY:

WILLIAM L. WILLIAMS, JR.
Deputy Attorney General

ATTORNEYS FOR DEFENDANTS BUREAU OF
GAMBLING CONTROL AND MATHEW CAMPOY

1 Dated: September 11, 2009

SACRAMENTO COUNTY COUNSEL'S OFFICE

2 /s/ JOHN EDWARD REED

3 BY: _____
4 JOHN EDWARD REED

5 ATTORNEYS FOR DEFENDANT JOHN
6 McGINNIS

7 Dated: September 11, 2009

NOSSAMAN LLP

8 /s/ SOPHIE-NICOLE FROELICH

9 BY: _____
10 SOPHIE-NICOLE FROELICH

11 ATTORNEYS FOR PLAINTIFFS AND
12 INTERVENORS UNITED CEREBRAL PALSY OF
13 GREATER SACRAMENTO, A CALIFORNIA
14 NON-PROFIT CORPORATION; WIND YOUTH
15 SERVICES, A CALIFORNIA NON-PROFIT
16 CORPORATION; ROBERT FOSS, AN
17 INDIVIDUAL; AND CAPITAL BINGO, INC., A
18 CALIFORNIA CORPORATION; HAGGIN
19 GRANT POST NO. 521, THE AMERICAN
20 LEGION DEPARTMENT OF CALIFORNIA, A
21 CALIFORNIA NON-PROFIT CORPORATION;
22 CASA ROBLE HIGH SCHOOL RAMSEmen,
23 INC., A CALIFORNIA NON-PROFIT
24 CORPORATION; MARY BROWN, AN
25 INDIVIDUAL

26 Dated: September 11, 2009

27 LAW OFFICE OF K. GREG PETERSON

28 /s/ KENNETH GREGORY PETERSON.

BY: _____
KENNETH GREGORY PETERSON

ATTORNEYS FOR INTERVENOR PLAINTIFFS
EL CAMINO ATHLETIC BOOSTER CLUB

ORDER

Based upon the stipulation of the parties and for good cause shown, the Court orders that the deadlines/dates under the Scheduling Order dated October 7, 2008, as amended by the order of this Court on August 31, 2009, are to be extended as follows:

- Last day to complete discovery – March 29, 2010;
- Last day for filing of dispositive motions – May 19, 2010;
- Last day for hearing of dispositive motions – June 16, 2010 (to be heard at 9:00 a.m.);
- Joint Pretrial Statement due July 7, 2010;
- Pre-Trial Conference – July 14, 2010 at 3:00 p.m.; and
- Trial Date – August 30, 2010 at 9:00 a.m.
- All other terms and conditions of the October 7, 2008 scheduling order will remain in effect.

IT IS SO ORDERED.

Dated: September 11, 2009

/s/ John A. Mendez

HON. JOHN A. MENDEZ

United States District Court Judge