

1 Mark Borghese, Esq.
 Nevada Bar No. 6231
 2 *mborghese@weidemiller.com*
 Ryan Gile, Esq.
 3 Nevada Bar No. 8807
rgile@weidemiller.com
 4 **WEIDE & MILLER, LTD.**
 7251 W. Lake Mead Blvd., Suite 530
 5 Las Vegas, NV 89128
 Tel. (702) 382-4804
 6 Fax (702) 382-4805

7 Attorneys for Plaintiff/Counterdefendant
 Sandy Hackett

8
 9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 SANDY HACKETT, an individual,)
)
 12 Plaintiff,)

Case No.: 2:09-cv-02075-RLH-LRL

13 vs.)

NOTICE TO STRIKE
PARAGRAPH 15 OF PLAINTIFF'S
COMPLAINT [DOCUMENT #1]

14 RICHARD FEENEY, an individual; ARTHUR)
)
 15 PETRIE, an individual; TRP)
)
 ENTERTAINMENT, LLC, a Nevada limited)
 16 liability company, PLAYLV GAMING)
)
 OPERATIONS, LLC d/b/a PLAZA HOTEL)
 17 AND CASINO, a Nevada limited liability)
)
 corporation, BROADWAY BOOKING OFFICE)
)
 NYC, LTD, a New York corporation,)
)
 18 Defendants.)

19 _____)
)
 20 AND RELATED COUNTERCLAIMS.)
)
 21 _____)

22 As allowed by the Honorable Judge Leavitt at the telephonic hearing held at 1:45 p.m.
 23 on February 3, 2011, Plaintiff Sandy Hackett ("Plaintiff"), by and through his attorneys of
 24 record, Weide & Miller, Ltd., hereby strikes the following from Plaintiff's Complaint
 25 (Document #1):

26 ///

27 ///

28 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1. Paragraph 15 of Plaintiff's Complaint is stricken in full.
2. The phrase "Causing a rift with his wife, callously preying on the emotional distress resulting therefrom" on Page 1, line 28 - page 2, line 1 of Plaintiff's Complaint is stricken.

DATED this 3rd day of February, 2011.

WEIDE & MILLER, LTD.

Ryan Gile

Mark Borghese, Esq.
Ryan Gile, Esq.
7251 W. Lake Mead Blvd., Suite 530
Las Vegas, NV 89128
Attorneys for Sandy Hackett

IT IS SO ORDERED.

L. Leano

UNITED STATES MAGISTRATE JUDGE
DATED: _____ 2-8-11 _____

1 **CERTIFICATE OF SERVICE**

2 I am a resident of and employed in Clark County, Nevada. I am over the age of 18 years
3 and not a party to the within action. My business address is: 7251 West Lake Mead Blvd., Suite
4 530, Las Vegas, Nevada, 89128.

5 On **February 3, 2011**, I served this document on the parties listed on the attached
6 service list via one or more of the methods of service described below as indicated next to the
7 name of the served individual or entity by a checked box:
8

9 **PERSONAL SERVICE:** by personally hand-delivering or causing to be hand
10 delivered by such designated individual whose particular duties include delivery of such
11 on behalf of the firm, addressed to the individual(s) listed, signed by such individual or
12 his/her representative accepting on his/her behalf. A receipt of copy signed and dated by
13 such an individual confirming delivery of the document will be maintained with the
14 document and is attached.

15 **E-MAIL / E-FILE:** Automatically through the court’s electronic filing system or by
16 transmitting a copy of the document to the electronic-mail address designated by the
17 attorney or the party who has filed a written consent for such manner of service.

18 **FAX SERVICE:** by transmitting to a facsimile machine maintained by the attorney or
19 the party who has filed a written consent for such manner of service.

20 **MAIL SERVICE:** by placing a true copy thereof enclosed in a sealed envelope with
21 postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada. I am
22 readily familiar with the firm’s practice of collection and processing correspondence by
23 mailing. Under that practice, it would be deposited with the U.S. Postal Service on that
24 same day with postage fully prepaid at Las Vegas, Nevada in the ordinary course of
25 business. I am aware that on motion of the party served, service is presumed invalid if
26 postal cancellation date or postage meter date is more than one day after date of deposit
27 for mailing an affidavit.

28 I declare that under penalty of perjury under the laws of the State of Nevada that the
above is true and correct. I further declare that I am employed in the office of a member of the
bar of this court at whose direction the service was made.

/s/ Ryan Gile

An employee of WEIDE & MILLER, LTD.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SERVICE LIST

ATTORNEYS OF RECORD	PARTIES REPRESENTED	METHOD OF SERVICE
Mark G. Tratos, Esq. F. Christopher Austin, Esq. Peter H. Ajemian, Esq. GREENBERG TRAURIG, LLP 3773 Howard Hughes Parkway Suite 400 North Las Vegas, NV 89169	Defendants/Counterclaimants	<input type="checkbox"/> Personal service <input checked="" type="checkbox"/> Email / E-File <input type="checkbox"/> Fax service <input type="checkbox"/> Mail service