

# EXHIBIT 1

# EXHIBIT 1

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Sep. 25, 2010  
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# Vdara visitor: 'Death ray' scorched hair

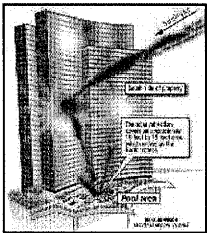
## Chicago lawyer says bag also melted

By JOAN WHITELY

LAS VEGAS REVIEW-JOURNAL



The Vdara Hotel swimming pool was a crowded place on a recent Sunday afternoon. DUANE PROKOP/LAS VEGAS REVIEW-JOURNAL



MIKE JOHNSON/LAS VEGAS REVIEW-JOURNAL



Bill Pintas, a Chicago lawyer and businessman, took this photo of his melted plastic bag after he was caught unexpectedly at the Vdara pool deck in a "hot spot" of reflected sunlight. COURTESY OF BILL PINTAS

The tall, sleek, curving Vdara Hotel at CityCenter on the Strip is a thing of beauty.

But the south-facing tower is also a collector and bouncer of sun rays, which -- if you're at the hotel's swimming pool at the wrong time of day and season -- can singe your hair and melt your plastic drink cups and shopping bags.

Hotel pool employees call the phenomenon the "Vdara death ray."

A spokesman for MGM Resorts International, which owns Vdara, said he prefers the term "hot spot" or "solar convergence" to describe it. He went on to say that designers are already working with resort staff to come up with solutions.

Designers foresaw the issue, and thought they had solved it by installing a high-tech film on the south-facing glass panes, according to Gordon Absher, the MGM spokesman. The film scatters more than 70 percent of reflected rays. But that's not enough, Absher acknowledged, as some pool guests are still uncomfortable.

Chicago visitor Bill Pintas experienced Vdara's "death ray" recently. A lawyer, he was here on business for Preferred Capital Lending, which he co-owns. He also co-owns a Vdara condo.

Pintas told the Review-Journal that at midday Sept. 16, after a brief dip in the hotel pool, he was sunning on a recliner. He was on his stomach, relaxed, eyes closed.

But suddenly, the lawyer became so uncomfortably hot that he leaped up to move. He tried to put on his flip-flop sandals but, inexplicably, they were too hot to touch. So he ran barefoot to the

shade.

"I was effectively being cooked," Pintas said. "I started running as fast as I could without looking like a lunatic."

Then he smelled an odor, and realized it was coming from his head, where a bit of hair had been scorched. It was about 12:20 p.m., as best Pintas can recall.

Taking brief refuge at the pool's bar area, Pintas chatted with employees. He said they chuckled when he described what had happened. "Yes, we call it the death ray," he says they told him. Sometimes it causes disposable drink glasses to melt, a cocktail waitress added.

After the intense reflection had passed, Pintas returned to his lounge chair. He remembered that a patron nearby laughed, and said something like, It got you, too?

Then he noticed something more -- a flimsy plastic bag holding his newspaper had partially melted. The portion of bag bearing the name Vdara had entirely melted away. Holes marked where the letters, in black ink, had absorbed the heat. Pintas snapped a photo of the bag, which he shared with the newspaper.

After Pintas' experience, a Review-Journal reporter went to the Vdara pool twice. Employees did not know they were talking to a reporter.

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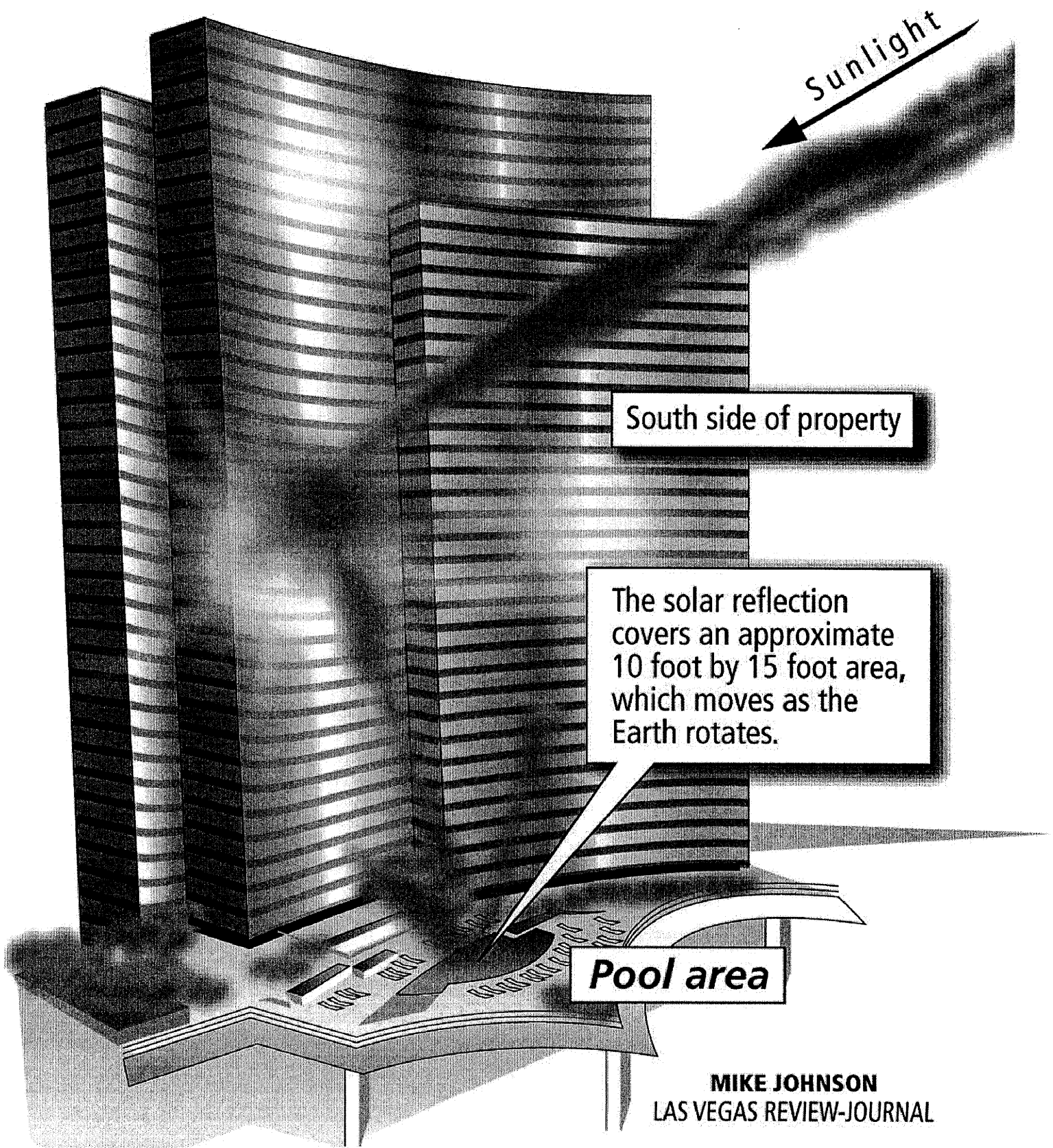
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# 'Death Ray' heats up Vdara guests, residents



**EXHIBIT 2**

**EXHIBIT 2**

# Mail Online

## Las Vegas hotel guests left with severe burns from 'death ray' caused by building's design

By [Daily Mail Reporter](#)

Last updated at 11:53 AM on 29th September 2010

Guests at a new hotel in Las Vegas have complained of receiving severe burns from a 'death ray' of sunlight caused by the unique design of the building.

Due to the concave shape of the Vdara hotel, the strong Nevada sun reflects off its all-glass front and directly onto sections of the swimming pool area below.

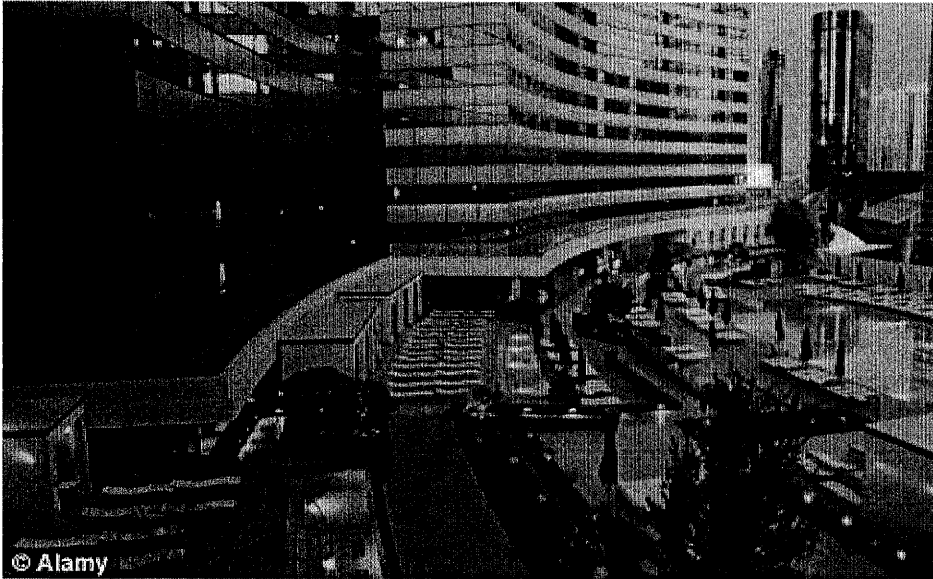
The result has left some guests with burns from the powerful rays and even plastic bags have been recorded as melting in the heat.



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**Death ray: Guests at the Vdara hotel in Las Vegas have complained of receiving severe burns from the intense spot of sunlight reflected off the building**

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**No fun: Some of those trying to sunbathe at the swimming pool had to run for cover to escape the intense heat**

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Chicago attorney Bill Pintas felt the power of the dangerous ray first hand last week.

'It felt like I had a chemical burn. I couldn't imagine why my head was burning,' he said.

'Within 30 seconds, the back of my legs were burning. My first thought was, 'Jesus, they destroyed the ozone layer!'

Gordon Absher, a spokesman for MGM Resorts, which owns the Vdara hotel, said they was aware of the issue and designers were working with resort staff to come up with a solution.

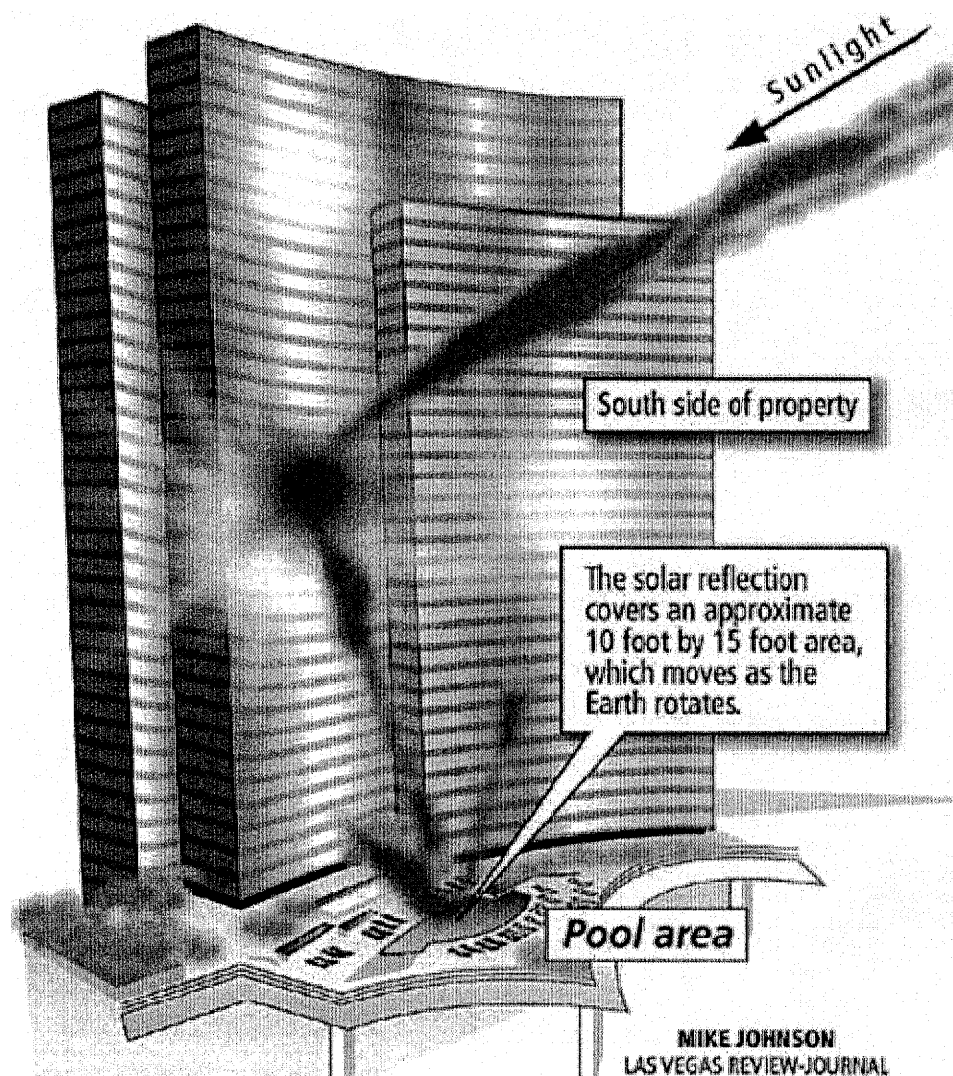
In fact it is claimed that the designers foresaw the issue with the reflecting sun but thought they had solved it by installing a high-tech film on the south-facing panes of glass.

However, Mr Absher, conceded it had not been enough and some of the guests had suffered as a result.

The Las Vegas Review Journal quotes one hotel employee as saying the building's design causes the sunshine to be diverted 'like a magnifying glass that shines down' over a space of about 10 by 15 feet as the poolside.

And as the Earth rotates, the spot moves across the pool area. The 'death ray' can increase temperatures by around 20 degrees.

While the designers work on fixing the problem, the hotel is looking at getting some larger, and crucially, thicker umbrellas to provide better shade for guests.



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I have a new slogan for the hotel.

"Vdara...God's magnifying glass!"

- Dan\_o, Houston, US, 30/9/2010 01:30

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**EXHIBIT 3**

**EXHIBIT 3**



\*-APPLICATION-\*

**Title** \_\_\_\_\_

**Title of Work:** Vdara death-ray

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**Copyright Claimant:** Righthaven LLC

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**Certification** \_\_\_\_\_

**Name:** Steven A. Gibson

**Date:** November 24, 2010

**Applicant's Tracking Number:** 0002160

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**Registration #:**

**Service Request #:** 1-524088592

**Application Date:** 11-24-2010 12:55:02

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