

1 Michael D. Rounds
 Nevada Bar No. 4734
 Adam K. Yowell
 2 Nevada Bar No. 11748
 Steven A. Caloiaro
 3 Nevada Bar No. 12344
 WATSON ROUNDS, P.C.
 4 10000 West Charleston Blvd., Suite 240
 Las Vegas, Nevada 89135
 5 Telephone: (702) 636-4902
 Facsimile: (702) 636-4904
 6

7 *Attorneys for Plaintiff and Counter-Defendant*
 8 *Galaxy Gaming, Inc.*

9 Robert C. Ryan
 Nevada Bar No. 7164
 10 HOLLAND & HART, LLP
 5441 Kietzke Lane, Second Floor
 Reno, Nevada 89511
 Telephone: (775) 327-3000
 11 Facsimile: (775) 786-6179

12 Bryce K. Kunimoto
 Nevada Bar No. 7781
 13 HOLLAND & HART, LLP
 9555 Hillwood Drive, 2nd Floor
 14 Las Vegas, Nevada 89134
 Telephone: (702) 669-4600
 15 Facsimile: (702) 669-4650

16 *Attorneys for Defendants and Counterclaimants*
 17 *In Bet Gaming, Inc. and In Bet, LLC*

18
 19 **UNITED STATES DISTRICT COURT**
 20 **DISTRICT OF NEVADA**

21 GALAXY GAMING, INC., a Nevada
 22 Corporation,
 23 Plaintiff and Counterclaim Defendant,
 24 v.
 25 IN BET GAMING, INC., a New Jersey
 26 corporation, IN BET, LLC, a Connecticut
 limited liability company,
 27 Defendants and Counterclaimants.
 28

Case No. 2:14-cv-01956-RFB-VCF

**STIPULATION TO STAY
 PROCEEDINGS PENDING
 COMPLETION OF *INTER PARTES*
 REVIEW PROCEEDINGS AND
 PROPOSED ORDER**

1 Plaintiff GALAXY GAMING, INC. (“Galaxy”) and Defendants IN BET GAMING,
2 INC. and IN BET, LLC (collectively referred to as “Defendants”) stipulate as follows:

3 1. Galaxy filed its Complaint against Defendants on November 24, 2014. *See*
4 Docket Entry (“Dkt.”) 1. The Complaint alleges infringement of U.S. Patent No. 7,175,180 (“the
5 ‘180 Patent”) by Defendants’ IN BETween table game product.

6 2. On January 22, 2015, Defendants filed their Answer and Counterclaims denying
7 infringement and seeking a declaratory judgment that the ‘180 Patent is invalid and not infringed
8 by Defendants. *See* Dkt. 12.

9 3. On April 3, 2015, the Court entered a Discovery Plan and Scheduling Order. *See*
10 Dkt. 26.

11 4. On April 24, 2015, Defendants filed a petition with the United States Patent and
12 Trademark Office (“PTO”) seeing *Inter Partes* Review (“IPR”) of the ‘180 Patent. The PTO
13 must decide whether to institute the IPR by no later than November 11, 2015 pursuant to 35
14 U.S.C. § 314(b).

15 5. On May 1, 2015, Defendants filed a Motion to Stay Pending *Inter Partes* Review.
16 *See* Dkt. 27. Galaxy will not oppose the stay requested in this motion but intends to oppose the
17 merits of the IPR.

18 6. In light of the foregoing, the parties stipulate to a stay of this case and all of its
19 deadlines pending resolution of the IPR proceeding.

20 7. Every 90 days from the entry of an order on this stipulation, the parties shall file a
21 joint report to apprise the Court of the status of the IPR proceeding on the ‘180 Patent.

22 8. Fifteen days after the completion of the IPR proceeding, either party may file a
23 motion to lift the stay in this matter without prejudice to the other party’s position on the subject
24 of stay.
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1 **IT IS SO STIPULATED.**

2 Respectfully submitted,

3 **HOLLAND & HART LLP**

WATSON ROUNDS

4
5 /s/ Robert C. Ryan
6 Robert C. Ryan (7164)
7 5441 Kietzke Lane, Second Floor
8 Reno, Nevada 89511
9 Bryce K. Kunimoto (7781)
10 Ryan Loosvelt (8550)
11 9555 Hillwood Drive, 2nd Floor
12 Las Vegas, Nevada 89134

/s/ Michael D. Rounds
Michael D. Rounds (4734)
Adam K. Yowell (11748)
Steven A. Caloiaro (12344)
10000 West Charleston Blvd., Suite 240
Las Vegas, Nevada 89135

*Attorneys for Plaintiff and Counter-Defendant
Galaxy Gaming, Inc.*

10 Christopher B. Hadley
11 HOLLAND & HART LLP
12 222 South Main St., Suite 2200
13 Salt Lake City, UT 84101
14 Phone: (801) 799-5873
15 Fax: (801) 618-4238
16 cbhadley@hollandhart.com

*Attorneys for Defendants and
Counterclaimants In Bet Gaming, Inc.
and In Bet, LLC*

17 **ORDER**

18 **IT IS SO ORDERED.**

19 DATED this 18th day of May, 2015.

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22 _____
23 U.S. MAGISTRATE JUDGE

24 IT IS FURTHER ORDERED that Defendants' Motion to Stay (#27) is DENIED as MOOT.
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