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11 *Attorneys for Plaintiff Bally Gaming, Inc.*

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 14 **UNITED STATES DISTRICT COURT**
 15 **DISTRICT OF NEVADA**

16 * * *

17 BALLY GAMING, INC.
 18 Plaintiff,
 19 v.
 20 ARISTOCRAT TECHNOLOGIES, INC.,
 VIDEO GAMING TECHNOLOGIES,
 21 INC., AND ARISTOCRAT LEISURE
 LIMITED
 22 Defendants.
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Case No.: 2-16-cv-02359-JCM-CWH
 JOINT STIPULATION AND ORDER OF
 DISMISSAL

24 Pursuant to Federal Rule of Civil Procedure 41(a)(2), Plaintiff Bally Gaming, Inc.
 25 (“Bally”) and Defendants Aristocrat Technologies, Inc. (“ATI”), Video Gaming Technologies,
 26 Inc. (“VGT”), and Aristocrat Leisure Limited (“ALL”) (ATI, VGT, and ALL collectively,
 27 “Aristocrat”) (Bally and Aristocrat collectively, the “Parties”), by and through their respective

1 counsel, hereby agree and stipulate as follows:

- 2 1. Bally filed a Complaint in this matter on October 10, 2016. ECF No. 1.
- 3 2. VGT filed an Answer on January 4, 2017. ECF No. 26. ATI and ALL filed
4 Motions to Dismiss on December 5, 2016. ECF Nos. 21, 22.
- 5 3. The Parties have reached a settlement of all disputes in this case (the “Settlement
6 Agreement”). As part of the Settlement Agreement, the Parties have agreed to
7 dismiss all claims in this case with prejudice.

8 WHEREFORE, pursuant to the Settlement Agreement, the Parties respectfully request
9 that the Court approve this stipulation and order as follows: (1) all claims asserted by the Parties
10 in any pleading in this action are dismissed with prejudice; (2) no Party shall be deemed a
11 “prevailing party” within the meaning of Federal Rule of Civil Procedure 54 or Local Rule 54-1;

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1 (3) each Party shall bear its own costs, disbursements and attorneys' fees; and (4) this Court shall
2 retain exclusive jurisdiction to enforce the Settlement Agreement and this Order of Dismissal.

3 RESPECTFULLY SUBMITTED this 3rd day of May, 2017.

4 For Plaintiff Bally Gaming, Inc.

For Defendants Aristocrat Technologies, Inc.,
Video Gaming Technologies, Inc. and
Aristocrat Leisure Limited:

6 /s/ Spencer H. Gunnerson

/s/ Nicholas J. Santoro

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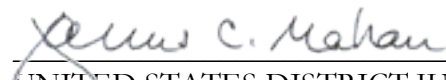
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21 **IT IS SO ORDERED:**

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UNITED STATES DISTRICT JUDGE

24 DATED: May 4, 2017