

CAUSE NO. D-1-GN-14-005114

JAMES STEELE, et al., <i>Plaintiffs,</i>	§	IN THE DISTRICT COURT OF
	§	
	§	
vs.	§	TRAVIS COUNTY, TEXAS
	§	
GTECH CORPORATION, <i>Defendant.</i>	§	
	§	201 st JUDICIAL DIISTRICT
	§	

**PLAINTIFFS' NOTICE OF VIDEO TAPED DEPOSITION OF JOSEPH LAPINSKI
AND SUBPOENA DUCES TECUM**

TO: GTECH CORPORATION by and through its attorneys of record: Kenneth E. Broughton, Francisco Rivero, and Arturo Munoz, REED SMITH, LLP, 811 Main Street, Suite 1700, Houston, Texas 77002.

Please take notice that under the Texas Rules of Civil Procedure, Plaintiffs will take the deposition of Joseph Lapinski at the office of GTECH Corporation, 8200 Cameron Road #120, Austin, Texas 78754 on **July 16, 2015, at 1:30 p.m.** The deposition will be recorded stenographically and by videotape. The stenographic and videotape recording will be conducted by U.S. Legal Support, 701 Brazos Street, Austin, Texas 78701, Tel. 512-292-4249.

Joseph Lapinski should produce at the deposition the documents, to the extent not already produced, listed in Exhibit "A" to this notice.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing instrument was served upon the attorneys of record of all parties to the above cause in accordance with Texas Rules of Civil Procedure on the 23rd day of April, 2015.

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A handwritten signature in black ink, appearing to read "R L Lagarde", written in a cursive style.

RICHARD L. LAGARDE

Exhibit "A"

The deponent is hereby notified to produce at the time of the deposition the following documents. As used in this Notice, the term "document" means, without limitation, the following items, whether printed or recorded or reproduced by any other mechanical process, or written or produced by hand: agreements, communications, state and federal governmental hearings and reports, correspondence, telegrams, memoranda, summaries or records of telephone conversations, summaries or records of personal conversations or interviews, diaries, graphs, reports, notebooks, note charts, plans, drawings, sketches, maps, summaries or records of meetings or conferences, summaries or reports of investigations or negotiations, opinions or reports of consultants, radiographs, photographs, video, brochures, pamphlets, advertisements, circulars, press releases, drafts, letters, any marginal comments appearing on any document, and all other writings.

1. Produce all non-privileged Documents that relate to, refer to, or reflect Communications between you or GTECH Corporation and the Texas Lottery Commission regarding Instant Game No. 1592.
2. Produce all non-privileged Documents that relate to, refer to, or reflect Communications between you or GTECH Corporation and scratch-off ticket retailers regarding Instant Game No. 1592.
3. Produce all non-privileged Documents that relate to, refer to, or reflect Communications between you or GTECH Corporation and persons or entities other than the Texas Lottery Commission regarding Instant Game No. 1592.
4. Produce all non-privileged Documents that relate to, refer to, or reflect Communications internal to GTECH Corporation regarding Instant Game No. 1592.
5. Produce all non-privileged Documents that relate to, refer to, or reflect whether alternative language was considered for the language contained in the official game regulations for Instant Game No. 1592.

6. Produce all non-privileged Documents that relate to, refer to, or reflect whether alternative language was considered for the instructions for Game 5 printed on the Fun 5's tickets.
7. Produce all non-privileged Documents that relate to, refer to, or reflect whether any attempts were made to determine whether reasonable minds might differ as to the meaning of the instructions for Game 5 of the Fun 5's game.
8. Produce all non-privileged Documents that relate to, refer to, or reflect concern that there may be the potential for confusion regarding the meaning of the instructions for Game 5 of the Fun 5's game.
9. Produce all non-privileged Documents that relate to, refer to, or reflect complaints regarding Game 5 of the Fun 5's game.
10. Produce all non-privileged Documents that relate to, refer to, or reflect Communications between Texas legislators and the Texas Lottery Commission regarding the Fun 5's game.
11. Produce all non-privileged Documents that relate to, refer to, or reflect Communications between Texas legislators and GTECH regarding the Fun 5's game.
12. Produce all non-privileged Documents that relate to, refer to, or reflect Communications regarding the closing of Instant Game No. 1592.
13. Produce a copy of all non-privileged Documents that relate to, refer to, or reflect instructions given to the person who (or entity that) prepared the computer validation program for Game No. 1592 which describe under what circumstances a ticket should be declared a winning ticket under the first and second sentences of the instructions for

Game 5 of the Fun 5's game. This request is meant to include any "If-Then" or If-Then-Else" instructions provided for Game 5 of Instant Game No. 1592.