

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 WALTER GADDY
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 Walter Gaddy at the office of GTECH Corporation at 4100 Frontage Road South, Lakeland, Florida 33815 on **July 24, 2015, at 9:30 a.m.** The deposition will be recorded stenographically and by videotape. The stenographic and videotape recording will be conducted by U.S. Legal Support, 206 Easton Drive, Lakeland, Florida 33803, Tel. 813-876-4722.

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

Respectfully submitted,

LAGARDE LAW FIRM, P.C.



Richard L. LaGarde
SBN: 11819550
Mary Ellis LaGarde
SBN: 24037645
3000 Wesleyan Street, Suite 380
Houston, Texas 77027
Telephone: (713) 993-0660
Facsimile: (713) 993-9007
Email: richard@lagardelaw.com
mary@lagardelaw.com

COUNSEL FOR PLAINTIFFS

MANFRED STERNBERG & ASSOCIATES, P.C.



Manfred Sternberg
SBN: 19175775
4550 Post Oak Place Dr. #119
Houston, TX 77027
Telephone: (713) 622-4300
Facsimile: (713)622-9899
Email: manfred@msternberg.com

CO-COUNSEL FOR PLAINTIFFS

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.

Kenneth E. Broughton
Francisco Rivero
Arturo Munoz
REED SMITH, LLP
811 Main Street, Suite 1700
Houston, TX 77002
Telephone: (713) 469-3819
Facsimile: (713) 469-3899
Email: kbroughton@reedsmith.com
frivero@reedsmith.com
amunoz@reedsmith.com

Clinton E. Wells JR.
McDOWELL WELLS, L.L.P.
603 Avondale
Houston, TX 77006
Telephone: (713) 655-9595
Facsimile: (713) 655-7868
Email: cew@houstontrialattorneys.com

**COUNSEL FOR INTERVENORS,
BOGHOSIAN, WILSON, AND BAMBICO**

**COUNSEL FOR DEFENDANT
GTECH CORPORATION**

Leroy B. Scott
SCOTT ESQ.
3131 McKinney Ave., Ste. 600
Dallas, TX 75204
Telephone: (214) 224-0802
Facsimile: (214) 224-0802
Email: lscott@scottesq.com

Andrew G. Khoury
KHOURY LAW FIRM
2002 Judson Road, Ste. 204
Longview, TX 75606-1151
Telephone: 903-757-3992
Facsimile: 903-704-4759
Email: andy@khourylawfirm.com

**COUNSEL FOR INTERVENOR,
KENYATTA JACOBS**

James D. Hurst
JAMES D. HURST, P.C.
1202 Sam Houston Ave.
Huntsville, TX 77340
Telephone: (936) 295-5091
Facsimile: (936) 295-5792
Email: jdhurst@sbcglobal.net

**COUNSEL FOR INTERVENORS,
THOMAS GREGORY, ET AL.**

Daniel H. Byrne
Lessie G. Fitzpatrick
FRITZ, BYNRE, HEAD & HARRISON, PLLC
98 San Jacinto Blvd., Ste. 2000
Austin, TX 78701
Telephone: (512) 476-2020
Facsimile: (512) 477-5267
Email: dbyrne@fbhh.com
lfitzpatrick@fbhh.com

**COUNSEL FOR INTERVENORS,
JAFREH AND BECHTOLD**

**COUNSEL FOR INTERVENORS,
HIATT, ET AL.**

Leonard E. Cox
P.O. Box 1127
Seabrook, TX 77586
Telephone: (281) 532-0801
Facsimile: (281) 532-0806
Email: Lawyercox@lawyercox.com

**COUNSEL FOR INTERVENORS,
YARBROUGH AND CLARK**

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.