

CIVIL COVER SHEET

Clark County, Nevada

a - 1 0 - 6 0 9 3 9 5 - C

Case No. \_\_\_\_\_  
(Assigned by Clerk's Office)

V

I. Party Information

Plaintiff(s) (name/address/phone): Steven Silverstein, an individual  
Attorney (name/address/phone): William E. Cooper, Esq., 601 E Bridger Ave, LV, NV 89101 (702) 382-5111

Defendant(s) (name/address/phone): Harrah's Entertainment, Inc., a Delaware corporation, Does I through X; and Roes corporations/companies I through X, inclusive  
Attorney (name/address/phone):

II. Nature of Controversy (Please check applicable bold category and applicable subcategory, if appropriate)

Arbitration Requested

Civil Cases

Real Property:  Landlord/Tenant,  Title to Property,  Condemnation/Eminent Domain,  Other Real Property. Torts:  Negligence (Auto, Medical/Dental, Premises Liability, Other),  Product Liability,  Intentional Misconduct,  Employment Torts,  Other Torts.

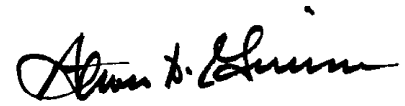
Probate: Estimated Estate Value: \_\_\_\_\_,  Summary Administration,  General Administration,  Special Administration,  Set Aside Estates,  Trust/Conservatorships,  Other Probate. Other Civil Filing Types:  Construction Defect,  Breach of Contract,  Civil Petition for Judicial Review,  Appeal from Lower Court,  Civil Writ,  Other Civil Filing.

III. Business Court Requested (Please check applicable category; for Clark or Washoe Counties only.)

- NRS Chapters 78-88,  Investments (NRS 104 Art. 8),  Enhanced Case Mgmt/Business
- Commodities (NRS 90),  Deceptive Trade Practices (NRS 598),  Other Business Court Matters
- Securities (NRS 90),  Trademarks (NRS 600A)

2/1/2010

/s/ William E. Cooper, Esq.

  
CLERK OF THE COURT

1 COMP  
William E. Cooper  
2 William E. Cooper Law Offices  
Nevada Bar No. 2213  
3 601 East Bridger Avenue  
Las Vegas, Nevada 89101  
4 (702) 382-5111

5 Attorney for Plaintiff,  
Steven Silverstein  
6  
7

8 DISTRICT COURT  
9 CLARK COUNTY, NEVADA  
10

A - 1 0 - 6 0 9 3 9 5 - C

12 Steven Silverstein, an individual, )  
13 Plaintiff, )

Case No.  
Dept. No. V

14 vs. )

**COMPLAINT**

15 Harrah's Entertainment, Inc., a )  
16 Delaware corporation; Does I )  
17 through X; and Roe corporations/ )  
18 companies I through X, inclusive, )  
Defendants. )

**Arbitration Exemption Claimed:  
Action for Declaratory Judgment and  
Injunctive Relief**

19 COMES NOW, Plaintiff Steven Silverstein, by and through his counsel of record, William  
20 E. Cooper, Esq., and as and for his Complaint against Defendants, Harrah's Entertainment Inc., a  
21 Delaware corporation, and Does I through X, and Roe corporations/companies I through X,  
22 complains, alleges and avers as follows:

23 1. Plaintiff Steven Silverstein ("Silverstein") is, and at all relevant times mentioned  
24 herein was, a resident of the State of Nevada.

25 2. Defendant Harrah's Entertainment Inc. ("Harrah's Entertainment") is, and at all  
26 relevant times mentioned herein was, a Delaware corporation licensed to conduct business in the  
27 State of Nevada with its principal place of business located in Clark County, Nevada.

28 ///

1           3.       Upon information and belief, Harrah's Entertainment is the world's largest provider  
2 of branded casino entertainment through operating subsidiaries. Casinos and hotels that are owned  
3 and managed by Harrah's Entertainment through its subsidiaries include, but are not limited to,  
4 Harrah's Lake Tahoe, Harvey's Lake Tahoe, Harrah's Ak-Chin, Harrah's Laughlin, Harrah's Las  
5 Vegas, Harrah's Reno, Harrah's Rincon, Rio All-Suite Hotel & Casino, Bally's Las Vegas, Caesar's  
6 Palace, Flamingo Las Vegas, Bill's Gamblin Hall & Saloon, Bill's Casino Lake Tahoe, Paris Las  
7 Vegas and Imperial Palace Las Vegas.

8           4.       Under the theory of Respondeat Superior the named Defendants, and each of them  
9 acted independently and in concert with their agents, representatives, partners, servants, and/or  
10 employees. As a result of the agency relationships, the Defendants, and each of them, are  
11 responsible for the actions of each other and their agents, representatives, partners, employees and/or  
12 servants were the agents, representatives, partners, employees and/or servants of one another, and  
13 acted and continue to act within the scope of their agency. The actions of the agents, representatives,  
14 employees, partners, and/or servants and the liability for those actions by and through Defendant  
15 Harrah's Entertainment is asserted in each and every cause of action as set forth herein below,  
16 individually as against each and every Defendant, and individually as against their agents,  
17 representatives, employees, servants and/or partners.

18           5.       The true names and/or capacities whether individual, corporate, company, associate,  
19 and/or otherwise of the Defendants named as Does I through X, inclusive, and Roe  
20 corporations/companies I through X, inclusive, are unknown to the Plaintiff at this time, who  
21 therefore sues said Defendants by such fictitious names. The Plaintiff will ask leave of court to  
22 amend this complaint to show their true names and/or capacities when the same have been  
23 ascertained. The Plaintiff believes that each Defendant named as a Doe and/or Roe is responsible  
24 in some manner for the events referred to herein and the proximate cause of the injury to the Plaintiff  
25 as alleged herein.

26 ///

27 ///

28 ///

**FACTS COMMON TO ALL CLAIMS**

1  
2           6.       On or about September 6, 2009, Plaintiff Silverstein and a guest entered the premises  
3 of the Paris Hotel and Casino (“Paris”) located in Las Vegas, Nevada, to have dinner at one of the  
4 restaurants.

5           7.       After finishing dinner, Silverstein began playing blackjack in the Paris Casino.

6           8.       While playing blackjack at Paris, Silverstein did not engage in disorderly conduct,  
7 disrupt the regular and essential operations of the premises or threaten the security of the premises  
8 and its occupants.

9           9.       Upon information and belief, while Silverstein was playing blackjack he was  
10 approached by four Paris employees, two men wearing suits and two uniformed casino security  
11 officers. The men touched Silverstein on the shoulder and demanded to see his identification.

12          10.      When Silverstein showed the men his driver’s license, the men took the license from  
13 Silverstein’s possession and removed it to another area of the casino without his permission.

14          11.      The men restricted Silverstein’s access to gaming activities at Paris by detaining and  
15 taking custody of Silverstein and by demanding that he leave the blackjack table and follow them  
16 to the Casino Cashier Cage where they demanded that Silverstein cash in his gambling chips.

17          12.      En route to the Cashier Cage, Silverstein was approached by a man who represented  
18 himself to be the Casino Manager.

19          13.      The Casino Manager advised Silverstein that although Silverstein had not done  
20 anything wrong, Paris did not want Silverstein’s business.

21          14.      The Casino Manager told Silverstein that, “we don’t want you coming into our hotel  
22 or, for that matter, any of our hotels”. Silverstein was told that if he ever again entered the premises  
23 of any of Harrah’s owned or operated casino or hotel properties, Silverstein would be arrested.

24          15.      After speaking to the Casino Manager, Silverstein complied with the demand that he  
25 cash in his gambling chips, one of the security guards then read Silverstein the criminal trespass  
26 provision set out in NRS 207.200 and Silverstein and his guest were physically escorted out of the  
27 Paris Casino and Hotel.

28       ///

1           16.     On or about September 22, 2009, Silverstein sent a letter to Gary Loveman  
2 (“Loveman”), Chairman, Chief Executive Officer and President of Harrah’s Entertainment,  
3 complaining about his treatment and expulsion from the Paris Hotel and Casino. The letter is  
4 attached hereto as Exhibit 1, incorporated herein in its entirety and made a part of this pleading.

5           17.     On or about October 12, 2009 Silverstein received a letter from Mark Dunn (“Dunn”),  
6 Vice President, Legal Affairs, for Harrah’s Entertainment. In the letter, Dunn falsely accused  
7 Silverstein of being a “card counter” and, while acknowledging that card counting in the State of  
8 Nevada is not illegal, Dunn nevertheless advised Silverstein that Harrah’s Entertainment had a policy  
9 of not permitting card counters on the premises of Harrah’s casinos. The letter is attached hereto as  
10 Exhibit 2, incorporated herein in its entirety and made a part of this pleading.

11           18.     Dunn’s letter further advised Silverstein that he was excluded from entering, and  
12 denied access to “any Harrah’s Casino in its Western Division for any reason”, including Harrah’s  
13 Lake Tahoe, Harvey’s Lake Tahoe, Harrah’s Ak-Chin, Harrah’s Laughlin, Harrah’s Las Vegas,  
14 Harrah’s Reno, Harrah’s Rincon, Rio All-Suite Hotel & Casino, Bally’s Las Vegas, Caesar’s Palace,  
15 Flamingo, Bill’s Gambelin Hall & Saloon, Bill’s Casino Lake Tahoe, Paris, O’Sheas and Imperial  
16 Palace.

17           19.     By letter dated October 20, 2009, Silverstein disputed Dunn’s characterization of  
18 Silverstein as a “card counter” and expressed dismay and shock over the punitive nature of Harrah’s  
19 unjustified expulsion of Silverstein from all Harrah’s properties located in Harrah’s Western Region.  
20 The letter is attached hereto as Exhibit 3, incorporated herein in its entirety and made a part of this  
21 pleading.

22           20.     Harrah’s Entertainment has no legitimate interest in excluding and denying access  
23 to particular members of the public without good cause when Harrah’s opens its casino and hotel  
24 premises for public use.

25 ///

26 ///

27 ///

28 ///

1           21.     Harrah’s Entertainment’s decision to exclude Silverstein from Harrah’s properties  
2 in its Western Division is unlawful and a violation of Silverstein’s right of access pursuant to NRS  
3 463.0129(1)(e) which provides:

4                     . . .all gaming establishments in this state must remain open to the  
5                     general public and the access of the general public to gaming  
6                     activities must not be restricted in any manner except as provided by  
7                     the Legislature.

7           22.     NRS 463.0129(1)(e) codifies the common-law right of access. The inclusion of the  
8 right of access in NRS 463.0129(1)(e) limits the power of casino operators to deny a customer access  
9 to casino properties which are otherwise open to the public and to which the public is generally  
10 invited, unless there is good cause to exclude the customer.

11          23.     The Nevada Gaming Control Act, NRS 463.010 *et seq.*, gives the Nevada Gaming  
12 Commission exclusive authority to set the rules of licensed casino games and the method of playing  
13 those games.

14          24.     The arbitrary and capricious decision of Harrah’s Entertainment to exclude Silverstein  
15 from all casino properties in Harrah’s Western Region, while acknowledging that Silverstein had  
16 done nothing wrong or unlawful while playing blackjack at Paris, does not constitute good cause or  
17 a valid reason to revoke Silverstein’s right of access to Harrah’s gaming properties which are  
18 otherwise open to the general public and to which the general public is generally invited.

19          25.     Harrah’s Entertainment has no right under Nevada law to unreasonably exclude from  
20 its gaming properties Silverstein or other members of the public without good cause when Harrah’s  
21 has opened the premises for public use.

22          26.     Harrah’s Entertainment’s exclusion of Silverstein from the premises of Paris and  
23 fourteen (14) other gaming properties owned or operated by Harrah’s in its Western Division, in the  
24 absence of good cause, constitutes an abuse of power and discretion violative of applicable Nevada  
25 law and Silverstein’s right of access.

26          27.     Harrah’s Entertainment wrongfully abused any power it may have had to exclude a  
27 customer from its business premises when it excluded Silverstein from all Harrah’s properties in the  
28 Western Region without having good cause and a valid reason for doing so. As a result, Silverstein’s

1 right of access to gaming activities on Harrah's casino and hotel premises that are open to the  
2 general public has been violated and impaired. The exclusion discriminates against Silverstein in that  
3 he has been denied the opportunity to go onto any of Harrah's properties in the Western Region to  
4 visit restaurants, attend shows, stay in hotels, attend political events, attend conventions, attend  
5 meetings or pursue any other legitimate pursuits or activities in the non-gaming portion of the  
6 properties, or to engage in gaming activity in the casino portion of the properties, even though  
7 Harrah's properties are open to other members of the general public for just such purposes.

8 **FIRST CLAIM FOR RELIEF**  
9 **(Declaratory Judgment)**

10 28. Plaintiff realleges and incorporates herein by reference the allegations contained in  
11 paragraphs 1 through 27, inclusive, as though fully set forth herein.

12 29. Pursuant to NRS 30.030, the District Courts for the State of Nevada are empowered  
13 to declare rights, status, and other legal relations, whether or not further relief is or could be claimed,  
14 with the force and effect of a final judgment or decree.

15 30. The declaration of rights may be either affirmative or negative in form and effect and  
16 no objection can be made to an action or proceeding merely because a declaratory judgment or  
17 decree is sought.

18 31. An actual controversy relating to the legal rights and duties of the respective parties  
19 presently exists between Silverstein and Defendants over Silverstein's right of access pursuant to  
20 NRS 463.0129(1)(e), to Harrah's casino and hotel properties which are open by invitation to the  
21 public in general, as long as Silverstein does not engage in unlawful or disruptive behavior. This  
22 controversy involves something more than a difference of opinion, is justiciable in nature and  
23 involves persons adversely and substantially interested in the matters in respect to which the  
24 declaration is sought. Defendants dispute Plaintiff's contention and contend that Defendants have  
25 the sole discretion to exclude and restrict any person or class of persons from entering onto any or  
26 all of Harrah's casino and hotel properties for any reason or no reason whatsoever.

27 ///

28 ///





1           40.     On or about September 6, 2009, and at other times between that date and the present,  
2 Plaintiff has demanded that Defendants refrain from committing the above acts, but Defendants have  
3 refused and have threatened to continue such acts, and will do so, unless this court immediately  
4 enjoins Defendants from doing so.

5           41.     As a result of Defendants' acts, Plaintiff has sustained great and irreparable injury,  
6 in that Plaintiff has been denied access to Harrah's casino and hotel properties in Harrah's Western  
7 Region which are open to access by the general public for the purpose of entertainment, lodging and  
8 gaming activities, and has been discriminated against and been denied the opportunity to participate  
9 in those activities along with other members of the general public.

10          42.     Plaintiff cannot be fully compensated in damages, and is without an adequate remedy  
11 at law because the exact amount of damage Plaintiff will sustain from the lost opportunity to access  
12 Defendants' casino and hotel properties will be difficult to determine.

13          43.     Not only has and will Plaintiff continue to suffer irreparable injury, Plaintiff has no  
14 plain, speedy or adequate remedy at law, thereby rendering injunctive relief appropriate. Money  
15 damages will not adequately compensate Plaintiff for the unlawful denial of the right of access to  
16 Harrah's properties which are open to the public in general. If Defendants' unlawful conduct is not  
17 permanently enjoined, Defendants' conduct will continue and will adversely affect Plaintiff and  
18 others similarly situated.

19 ...

20 ...

21           WHEREFORE, the Plaintiff prays for the following relief:

- 22           1.     That this court enter a declaratory judgment allowing Plaintiff access equal to that of  
23                 the general public to the premises of all Harrah's Entertainment casinos and hotels  
24                 located in its Western Region as long as Plaintiff is not engaging in disruptive or  
25                 unlawful conduct;
- 26           2.     That this court enter a permanent injunction precluding Defendants from denying  
27                 Plaintiff access to the premises of Harrah's casino and hotel properties which are  
28                 open to the general public in Harrah's Western Region;





# SILVERSTEIN & HUSTON

ATTORNEYS AT LAW  
701 SOUTH PARKER ST., SUITE 5500  
ORANGE, CALIFORNIA 92868

---

TEL: (714) 547-2511  
FAX: (714) 547-0230

September 22, 2009

Gary Loveman  
Harrah's Entertainment  
1 Ceasar's Palace Drive  
Las Vegas, NV 89109

Re: Paris Hotel/Joe Howard

Dear Mr. Loveman:

I am writing to you because I believe the Chief Executive of an entity must be put on notice before matters escalate that should not.

This is not a letter demanding money or consideration of any kind.

I was involved in an unfortunate event that occurred at Paris and have been unable to get a response from the person to whom I was referred for weeks. Therefore, unless I receive a response from someone with authority, I will be left with very little alternative than the unpleasant intervention of others.

On September 6<sup>th</sup>, in the early evening, we left our home at Turnberry and went to Paris for a light dinner in the little sidewalk café next to the chocolate store. We go there often because it is quick, pleasant and we like the casino because it is small and friendly.

After finishing dinner, we were getting ready to leave and my girlfriend decided that she wanted to get a massage at the table and we should play blackjack for a while. I started playing and shortly thereafter, we were able to get the massage girl to come over and give my girlfriend a

Gary Loveman  
September 22, 2009  
Page Two

anywhere from \$25 - \$150 a hand. I think I played for no more than an hour or an hour and fifteen minutes and at one point the dealer, after shuffling, dealt four hands (two to the other player, one to me and one to herself. Two of the hands were blackjack and the other two hands both had an ace.

After the hand was dealt, I told her I was sitting out and that, "I don't play without aces in the deck". After a few hands, the gentleman that was playing at the table, stopped playing and asked for a shuffle. The dealer got permission and shuffled.

It was after that that I noticed that the pit bosses were paying a lot of attention to the table. It didn't phase me because neither I, nor the other player, did anything wrong.

We were getting ready to leave, when I received a tap on the shoulder. When I turned around there were two gentlemen in suits and two uniform security officers. I said to the gentleman in the suit, "is something wrong?" and he said no, nothing wrong, "we're looking for someone". I need to see your identification."

After taking my license, the security guards evidently relayed it to someone upstairs (I assume second floor security). I was then told that they were going to take me to cage so I could cash in my chips (I cashed in \$800) and then they were going to escort me out of the hotel. I was, frankly, shocked and walked over to the cage, cashed in my chips and at that point in time, my girlfriend had to go to the ladies room so I "asked permission" for her to go the ladies room. The security guard said okay, we walked towards the restrooms. I then asked the security guard to speak to the casino manager. He radioed and said the manager would be right there. A gentleman who represented himself as the casino manager approached me, I said, did I do something wrong? Is there some crime here? To which he responded, no, there was no crime here, you did not do anything wrong. I said, what's the problem? To which he responded, "we don't want your business." I said, "I don't understand." He said, "we don't want you coming into our hotel or, for that matter, any of our hotels." I said, "what did I do?" He said, "nothing". I said, "are you telling me I can't go to a restaurant or a show or play poker? What are

Gary Loveman  
September 22, 2009  
Page Three

you telling me?" He said, "that's right, if you come into any of our hotels, you will be arrested".

Being shocked, I then, asked for the name of the person in charge of security and was given Joe Howard.

I left Vegas on Monday because I had to be in court on Tuesday in California.

Mr. Howard's office was contacted by Thomas Martin, a private investigator, (former federal agent, who was based in Vegas for a number of years). He was referred to an assistant who allegedly reviewed a report and told him that "Mr. Silverstein will have to talk to Mr. Howard".

After that was reported to me, I called Mr. Howard and left a voice message on the number I was given, which is (702) 946-4869. I received no phone call back. I waited two days and called again. I left another message and again, received no communication back.

In my communications to Mr. Howard, I related to him that I knew this was a case of mistaken identity inasmuch as several years ago, when registering for the World Series of Poker online or by phone (I don't recall which), I was told that I could not register because my name was on a list. I then spoke to security by phone, they checked it out and found out that the name reporting on the computer was not me and they corrected the record and there was no problem. Prior to that event I had played in both the World Series and tournaments at the Rio and Ceasar's, without incident.

Approximately a year and a half after that event, I registered for another tournament, I believe at Rincon, and the same thing occurred, I told the person who to call (the name eludes me at this moment). They called that person, confirmed it was correct and I registered without event and since that time, have not had a problem in any of the poker events that I have registered for at either the Rio or Ceasar's.

Since the events, I have had an opportunity to do some research in both my files and through my attorneys in both California and Nevada.

Gary Loveman  
September 22, 2009  
Page Four

First, I believe you will find my name in your files going back decades when I was of assistance to a gentleman named Shroder (?), who I believe was head of security when Harrah's only had two casinos in Reno and Tahoe. I do not know if your archive records go back that far, but if they do, I am sure you will find that I was on the list of people doing favors for your security department, not being investigated by them.

I then researched the black book and believe that the type of restriction that your "casino manager" imposed is the same that the "black book" imposed. (I believe today, there are less than 10 people still living in the black book). Each of those people earned their way in. I know I did nothing wrong and I can't figure out, other than a case of mistaken identity, why this action was taken. At the time the black book was instituted there were fewer casinos in Las Vegas than Harrah's has worldwide today.

I would like to take care of this matter and be done with it.

I have substantial professional needs to use the casino restaurants, showrooms and hotel rooms and not only would it be embarrassing, but damaging business-wise, to tell people that I cannot go to certain hotels and casinos. Furthermore, my hobby is playing poker and to preclude me from playing poker in the World Series and other events, is unacceptable.

Your records and surveillance (face recognition) will reveal that at most I play blackjack 3-4 days a year and generally for no more than 2-3 hours at a time. I never play for big money and only when I am out with friends. I can't imagine what I could have done other than keep track of the cards and bet less or nothing when there are no aces and more when there are aces.

As I started this letter I told you I was not looking for anything other than to resolve this matter today. However, I cannot and will not allow this matter to continue unresolved. I truly hope it gets resolved expeditiously and fairly. If not, I hope that your security team has done a thorough analysis and work up on me in attempting to find out that they have the "right guy". When they do, they will find some very interesting cases in

Gary Loveman  
September 22, 2009  
Page Five

California (see *Asgari v City of Los Angeles* and *Rodney King v City of Los Angeles*, etc., etc.). The last thing that I want is a federal case named Silverstein and similarly situated individuals v. Harrah's.

As you research will indicate, I have and do represent many individuals and companies who are customers of yours. These include domestic billionaires and similar members of the Arab world. If I do not resolve this, I am forced to tell those people that I cannot go to the hotels that they are staying in when they come to Vegas and I cannot go to dinner with them, etc., etc. I will have to do the same with organizations to which I belong that have meetings and conventions at your hotels. Will all of those people, as a result of my inconvenience, cancel their business with Harrah's, NO. Will some of them?

At this time, I have not told my clients or friends, other than those involved in the investigation of the events, due to having to explain that a major company has banned me for no reason. What would you think? If not resolved, I will be obligated to handle this matter in a public forum so that all will know my story is true.

Why do we need to do this? I, again, apologize for having to write to you, but unfortunately, Mr. Howard does not accept phone calls and does not return them.

Very truly yours,



Steven A. Silverstein

SAS/mo







October 12, 2009



HARRAH'S  
ENTERTAINMENT,  
INC.

Mr. Steven A. Silverstein  
Silverstein & Huston  
701 South Parker Street, Suite 5500  
Orange, California 92868

Vice President  
W  
Email: [mdunn](mailto:mdunn)

**Re: Paris Las Vegas**

One  
Caesars Palace

Dear Mr. Silverstein:

Drive

This will acknowledge receipt of your letter dated September 22, 2009 directed to Mr. Gary Loveman. Mr. Loveman's Office has requested that I respond to your letter.

Las Vegas,

Nevada

89109-8969

TEL

702

407-6261

FAX

702

407-6284

I have looked into the facts surrounding the incident to which your letter referred. As you admit in the second to last paragraph of page 4 of your letter, you are a card counter. In fact, Paris personnel made the same determination after observing your play while card counting in the state of Nevada is not illegal, Paris and its affiliates (hereinafter collectively referred to as, "Harrah's") have a policy whereby individuals identified as card counters are not permitted to remain upon the premises of Harrah's casinos. Furthermore, Nevada law does not prohibit Harrah's from excluding from its premises a patron who engages in the aforementioned conduct. Accordingly, as you were previously advised, you may not return to any Harrah's casino in its Western Division for any reason. In the event you were unaware, Harrah's casinos include the following: Harrah's Lake Tahoe, Harveys Lake Tahoe, Harrah's Ak-Chin, Harrah's Laughlin, Harrah's Las Vegas, Harrah's Reno, Harrah's Rincon, Rio All-Suite Hotel & Casino, Bally's Las Vegas, Caesars Palace, Flamingo, Bill's Gambler's Hall & Saloon, Bill's Casino Lake Tahoe, Paris, O'Sheas and Imperial Palace.

Thank you for your attention to this matter.

Very truly yours,

Mark R. Dunn



# SILVERSTEIN & HUSTON

ATTORNEYS AT LAW  
701 SOUTH PARKER ST., SUITE 5500  
ORANGE, CALIFORNIA 92868

---

TEL: (714) 547-2511  
FAX: (714) 547-0230

October 20, 2009

Mark R. Dunn  
Gary Loveman  
HARRAH'S ENTERTAINMENT, INC.  
One Caesars Palace Drive  
Las Vegas, Nevada 89109

Re: Paris Las Vegas

Dear Mr. Dunn:

This is in response to your October 12, 2009 letter, which I believe has several inaccuracies.

I did not admit as you state, "you are a card counter". I merely stated the obvious, that I try to keep track of when the aces are no longer in the deck and therefore, the possibility of getting a blackjack does not exist. I agree, that anyone who is a "card counter" is not doing anything illegal and is merely playing by the rules that the casinos and the Nevada Gaming Commission have set.

I have had reviewed both the law in Nevada and certain Federal cases with respect to the actions that you have taken. It is startling and discriminatory that your casino chain allows members of the MIT Blackjack Team to frequent your casinos and play poker and other games and yet you seek to bar me, a very casual player who, at most, plays blackjack three times a year and, at most, plays for a few hundred dollars.

You will find no instance where I have ever won any large sum of money from yours or any other casino (large sum being thousands of dollars).

Mark R. Dunn  
Gary Loveman  
October 20, 2009  
Page Two

Therefore, to characterize me as a "card counter" I believe is unsupported by any facts or evidence.

Everyone that I have ever encountered who gambles in a casino, keeps track of previous results to guide what they will do next.

Slot machine players do (yours and other casinos, on mega jackpots, let players know how long it has been since the jackpot has been hit). Baccarat players do (yours and other casinos provide pencil and paper to keep track). Roulette players do (yours and the other casinos, actually post the results of the last 20-30 roles). Craps players do (because the game rules itself dictate how long it has been since a 7 came up). Blackjack players pay attention to when blackjacks are hit. Poker players have to know what cards are out and statistically what the possibilities are of the other players having a hand.

Frankly, not only am I shocked, but I have a feeling any reasonable person will be similarly shocked by the overreaction and punitive nature of your conduct, which your response for Mr. Loveman states is policy at your company's highest level.

I have no qualm with a person being excluded from playing blackjack, if they cheat or if they violate your rules after appropriate warnings. But, a unilateral "black booking" for an alleged isolated instance, for a couple hundred dollars, is ridiculous.

I handled the matter in the casino, in my telephone communications and my letters, as professionally and courteously as I think anyone could.

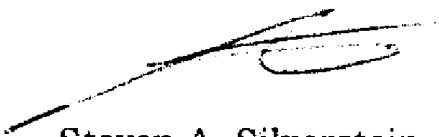
I had hoped, that cooler heads would prevail and still have that hope.

I understand my Harrah's reward card is no longer being honored in any of your casinos, including those not in the West, which precludes me from playing poker.

Please do not destroy, erase or lose your video or any electronic surveillance you have concerning the event.

Mark R. Dunn  
Gary Loveman  
October 20, 2009  
Page Three

Thank you for your attention to this matter.

A handwritten signature in black ink, appearing to read "Steven A. Silverstein". The signature is written in a cursive style with a long horizontal stroke at the beginning.

Steven A. Silverstein

SAS/mo