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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

QUY NGOC TANG, et al.

Plaintiffs,

v.

WYNN LAS VEGAS, LLC, et al.

Defendants.

Case No. 2:18-cv-00891-APG-DJA

NOTICE OF MOTION TO BE

CONDITIONALLY RELIEVED AS

PLAINTIFFS' COUNSEL

Case No. 2:13-cv-00109-APG-DJA

JOSEPH CESARZ, et al.

Plaintiffs,

v.

WYNN LAS VEGAS, LLC, et al.

Defendants.

YOU ARE RECEIVING THIS NOTICE ALONG WITH A "NOTICE OF SETTLEMENT IN WYNN TIP POOLING CASES" EXPLAINING YOUR RIGHT TO PARTICIPATE IN A PROPOSED SETTLEMENT OF THIS CASE. **IF YOU HAVE DECIDED TO ACCEPT THAT SETTLEMENT AND ARE SIGNING AND RETURNING A "SETTLEMENT OFFER AND RELEASE" FORM YOU SHOULD IGNORE THIS NOTICE AS IT DOES NOT APPLY TO YOU.**

IF YOU ARE ***NOT*** RETURNING A "SETTLEMENT OFFER AND RELEASE" FORM REGARDING THE PROPOSED SETTLEMENT OF THIS CASE OR INTEND TO REJECT THAT PROPOSED SETTLEMENT YOU SHOULD READ THIS NOTICE. IT ADVISES YOU OF THE REQUEST OF YOUR ATTORNEYS IN THIS CASE TO BE RELIEVED AS YOUR ATTORNEYS SO THIS CASE MAY BE DISMISSED AND THE PROPOSED SETTLEMENT COMPLETED. THAT DISMISSAL WILL NOT PREVENT YOU FROM PROCEEDING WITH THE CLAIMS YOU HAVE MADE IN THIS CASE, BUT TO DO THAT YOU WILL HAVE TO FILE A NEW LAWSUIT WITHIN A LIMITED AMOUNT OF TIME AND YOUR CURRENT ATTORNEYS ARE NOT REQUIRED TO ASSIST YOU WITH DOING THAT.

Why does this notice apply to me if I am not accepting the proposed Settlement of this case?

When you filed a claim as part of this lawsuit against the Wynn Casino for tips allegedly owed to you and other casino table games dealers you agreed to be represented by the three attorneys listed at the top of the first page of this notice (Leon Greenberg, J.P. Kemp and Mark Thierman). Those attorneys have negotiated a proposed Settlement of this case and are recommending that you and all of the other plaintiffs in this case (all of the Wynn dealers who joined this case) accept that settlement. The terms of that Settlement are explained in the other papers you are receiving with this notice.

You do not have to accept the proposed Settlement of this case. But the attorneys representing you in this case believe they cannot continue to represent you in this case, and do not want to continue to represent you, if you do not want to accept that Settlement. One of the conditions of that Settlement is that this entire case be dismissed for all of the over 500 Wynn dealers who have joined this case. The attorneys who represent you believe, based on that condition of the Settlement, it would be conflict of interest under the Nevada Rules of Professional Conduct for attorneys, Rule 1.7(a)(1) for them to continue to represent anyone who does not accept the Settlement. They believe that conflict of interest, and their strong belief all of the plaintiffs in this case should accept that Settlement, either requires or allows the Court, pursuant to Nevada Rules of Professional Conduct for attorneys, Rules 1.16(a)(1) and 1.16(b), to relieve them as the attorney for any plaintiff who refuses to accept that settlement. In compliance with that belief, the attorneys who represent you in this case are asking the Judge to relieve them as your attorneys if you are not agreeing to the Settlement of this case and are not signing and returning a "Settlement Offer and Release" form.

What can I do in response to this notice if I am not accepting the proposed Settlement of this case?

The purpose of this notice is to ensure you are advised of your rights and your attorneys' request to be relieved as your attorneys if you choose to not accept the proposed Settlement. The Court in this case must decide whether to grant that request of your attorneys. The Court currently plans to decide that request on July 21, 2021. The Court has not yet decided whether to grant that request.

You do not have to do anything in response to this notice. You have the right to tell the Court of any objections you have to your attorneys' request to be relieved as your attorneys. The Court will consider any objections you have to that request. But if you want the Court to consider those objections you must make them in writing and have them filed with the Court, and delivered to your attorneys at the three addresses listed at the top of page one of this notice, no later than June 30, 2021. The Court is located at Lloyd D. George United States Courthouse, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101 and the Judge who will decide the request of your attorneys to be relieved as your attorney is United States District Judge Andrew P. Gordon. You should not telephone or attempt to speak with the Judge or his staff directly and may want to seek assistance from an attorney regarding the filing any objections you may want to make.

If I am not accepting the proposed Settlement of this case and the Court grants my attorneys' request to be relieved can I still have the Court to decide the claims I made in this case?

A decision by the Court granting your attorneys' request to be relieved as your attorneys does not change your right to have the Court decide the claims you made in this case. It only means those attorneys have no further responsibility to take any action on your behalf. The proposed Settlement contains terms that will allow you to fully pursue those claims by filing a new lawsuit within a limited amount of time. If you file that new lawsuit within 30 days from the date a final judgment is entered in this case, you will have the right to pursue with equal force all of the claims you made in this case. If you wait beyond that time period to file such a new case you may not. If you are not accepting the proposed Settlement and the Court grants your attorneys' request to be relieved as your attorneys you may want to find another attorney to assist you in pursuing your claims in a new lawsuit. Your current attorneys have not agreed assist you in filing any such new lawsuit and are not required to assist you with doing so.