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ANSWER TO QUESTION 34 (CONT'D): Existing and Past Litigation

* The following is a list of material litigation involving entities in which I have a direct or indirect economic interest. As a large and diversified real estate development company, The Cordish Company and/or its affiliated entities are regularly involved in litigation arising in the normal course of business (such as landlord tenant disputes, mechanics lien/construction disputes and similar matters). These routine matters are not listed herein.

The following is a list of personal litigation in which I have been involved in the past 15 years:

Date Filed	Name & Address Of Court	Docket/Case Number	Other Parties to Suit	Nature of Suit	Disposition	Date of Disposition
4/1/2010	U.S. Dist. Ct. W.D. Ky.	3:10-CV-562-M	<ul style="list-style-type: none"> • Cordish Operating Ventures, LLC • FSL Management, LLC • FSH Management, LLC 	Suite by former employees alleging violations of Kentucky wage and hour law and defamation	Still Pending	
8/12/2010	AAA Arbitration 222 North Michigan Avenue Suite 1840 Chicago, Illinois 60601	13 517 Y 01956 10	<ul style="list-style-type: none"> • Indianapolis Downs, LLC 	Claim for breach of contract	Settled	7/17/2012
2009	Circuit Court of Jackson County, Missouri, 415 East 12 th Street, Kansas City, Missouri, 64106	Case No. 0816-CV41179.	<ul style="list-style-type: none"> • Kansas City Live Block 125 Retail, LLC • KC Live Block 126 Entertainment LLC • Kansas City Live Block 138 Retail LLC • Kansas City Live Block 139 Retail LLC • Kansas City Live Block 140 Retail LLC • Kansas City Live LLC • Christopher A. Williams, 	Action alleging overvaluation of real property and excessive real estate taxes.	Settled	2010

Initials _____ Gaming Agency NYGC Date _____

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2006	United States District Court, Southern District of Florida, 400 N. Miami, Ave., Miami, Florida 33128	Case No. 06-60827-CIV-Zloch	<ul style="list-style-type: none"> Director of Collections for Jackson County, Missouri • Curtis Koons, Director of Assessment for Jackson County • Jackson County, Missouri • Missouri Department of Revenue • Missouri State Tax Commission 	Action by Tribe seeking to declare contracts with Tribe invalid under federal and tribal law.	Case settled and dismissed.	2007
2006	Superior Court of New Jersey, Atlantic County, 1201 Bacharach Blvd., Atlantic City, NJ 08401	Docket No. ATL-L-17034-06	<ul style="list-style-type: none"> • Seminole Tribe of Florida • Power Plant Entertainment, LLC 	Action against City relating to City overcharging for property taxes.	Settled	2010
2005	United States District Court, District of New Jersey, Mitchell H. Cohen Building & US Courthouse, 4 th & Cooper Streets, Room 1050, Camden, NJ 08101	Civil Action No. 1:05-cv-03227	<ul style="list-style-type: none"> • Atlantic City Associates, LLC • Carter & Burgess Consultants, Inc. • Keating Building Corporation • Liberty Mutual Insurance Company • Palmieri/Petrocelli Joint Venture • Avon Brothers, Inc. • Thomas Company, Inc. • Delta Fountains • Davis-Giovinazzo Construction Company • Terra Environmental Contractors, Inc. 	Action against architect for negligence. Action against general contractor for delay damages. Various cross claims, counterclaims and third-party claims that include subcontractors.	Case settled and dismissed.	2011

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2004	Circuit Court of the 17 th Judicial Circuit of Florida, 201 SE 6 th Street, Ft. Lauderdale, Florida 33301	<i>Case No. 04-20291 CACE (14)</i>	<ul style="list-style-type: none"> • Vincent J. Borrelli, Inc. • Gurthrie Glass & Mirrors, Inc. • Sealant Technologies, Inc. • Madison Construction Company • Metal Sales and Service, Inc. • Trump Hotels & Casino Resorts Development Company, LLC • Richard T. Fields • Coastal Development, LLC • Power Plant Entertainment, LLC • Native American Development, LLC • Joseph S. Weinberg • The Cordish Company 	Action alleging defendants committed tortuous interference and fraud to obtain casino deal with Seminole Tribe.	Case settled and dismissed	2010
1999	Supreme Court, Suffolk County, New York, Smithtown, NY 11787	Case No. 0013232/1999	<ul style="list-style-type: none"> • Lasalle National Bank, as Trustee for DLJ Mortgage Acceptance Corp. • Clearstory Number Two & Co. • Clearstory & Co. • Islandia Shopping Center Number Two, Ltd Partnership • Cordish Islandia Number Two, LLC • Inc. Vil. Of Islandia • Town of Islip • County of Suffolk • State of New York 	Action by commercial real estate broker seeking a commission.	The case was settled and dismissed.	2002

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1996	Circuit Court for Baltimore City, 111 N. Calvert St., #113, Baltimore, MD 21202	Case No. 24C96312059	<ul style="list-style-type: none"> • Clearstory & Co. • John Blevins • Mansour Mirjafary • John P. O'Connor • David S. Cordish • Blake L. Cordish • Cordish Islandia, LLC • Islandia Shopping Center Limited Partnership 	Action by commercial real estate broker seeking a commission.	The case was settled and dismissed.	1999
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