

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

<p>BELLE OF SIOUX CITY, L.P.</p> <p>Petitioner,</p> <p>v.</p> <p>IOWA RACING AND GAMING COMMISSION,</p> <p>Defendant-Respondent</p>	<p>Case No. CV9254 Case No. CV9316 Case No. CV9383 Case No. CVCV 045760</p> <p><b>THE BELLE’S MOTION FOR A STAY OF IRGC ACTIONS PENDING JUDICIAL REVIEW (HEARING REQUESTED)</b></p>
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Petitioner Belle of Sioux City, L.P. (“the Belle”) hereby moves this Court pursuant to Iowa Code § 17A.19(5)(c) for a stay of IRGC actions pending judicial review as follows:

1. The Belle moves this Court for a stay under Iowa Code § 17A.19(5)(c), pending the outcome of this judicial review proceeding. Specifically, the Belle requests a stay of (i) the issuance and effectiveness of the licenses issued by the Iowa Racing and Gaming Commission (“IRGC”) to gaming company Sioux City Entertainment, Inc. (“SCE”) and non-profit Missouri River Historical Development, Inc. (“MRHD”), for the development and operation of a casino in Woodbury County (the “Hard Rock Sioux City”), and (ii) all other actions taken by the IRGC in furtherance of those licenses that authorize or facilitate the development of Hard Rock Sioux City.

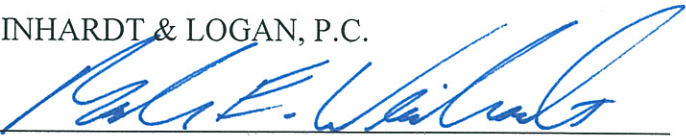
2. In support of this motion for a stay, the Belle has separately filed a memorandum of authorities, which includes two supporting affidavits.

3. The Belle requests that this Court schedule a hearing so that it may be heard on this motion for a stay.

WHEREFORE, the Petitioner, the Belle respectfully requests that this Court issue a stay pursuant to Iowa Code § 17A.19(5)(c) of IRGC actions pending judicial review as set forth above.

Respectfully submitted,

WEINHARDT & LOGAN, P.C.

By 

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PROOF OF SERVICE

The undersigned certifies that the foregoing instrument was  
served upon the parties to this action by serving a copy upon each  
of the attorneys listed below on 9/16, 2013 by

- |   |   |
|---|---|
| <input type="checkbox"/> U.S. Mail                | <input type="checkbox"/> FAX                        |
| <input type="checkbox"/> Hand Delivered           | <input checked="" type="checkbox"/> Electronic Mail |
| <input type="checkbox"/> FedEx/ Overnight Carrier | <input checked="" type="checkbox"/> Other (EDMS)    |

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