

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CIVIL DIVISION

Ohio Skill Games, Inc. et al,

Plaintiffs,

Case No. 07CVH-08-11193

v

Mark Dann, Ohio Attorney General,

Defendant

TEMPORARY RESTRAINING ORDER

This cause comes before the Court on Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction pursuant to Civ. R. 65(A). The Court finds that immediate and irreparable injury, loss, and/or damage will result to Plaintiffs without such order. And the Order is supported by the verification of those suffering injury.

Defendant shall refrain from enforcing Emergency Rule 109:4-3-31 as it may apply to Tic-Tac-Fruit amusement machines and shall, on the same date as this Order, rescind any orders, directives, and other instructions provided to any law enforcement office in the State of Ohio to enforce or to take any action authorized by Emergency Rule 109:4-3-31.

The Plaintiffs will not place any additional Tic-Tac-Fruit machines in Ohio. The current number of machines is 3,617.

The Plaintiff and the Ohio Department of Public Safety are currently involved in an action before another branch of this Court concerning the same Tic-Tac-Fruit machines and whether they are in fact skilled-based or chance-based amusement machines and that action and this action should be considered on their merits prior to further actions by the State of Ohio.

Furthermore, this Court dispenses with the necessity of a bond or other security. The preliminary injunction shall be heard on _____ at _____ in Courtroom 7C.


Guy L. Reaca, II, Judge

24 Aug 07

FILED
COURT OF COMMON PLEAS
FRANKLIN COUNTY, OHIO
AUG 24 2007
CLERK OF COURT
S-CIV