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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91205982
Party	Defendant Fertitta Entertainment LLC
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Submission	Motion to Suspend for Settlement Discussions
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Date	03/02/2016
Attachments	Stipulated Motion for Suspension for Settlement 91205982.pdf(153333 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

FERTITTA HOSPITALITY, LLC, Opposer, v. FERTITTA ENTERTAINMENT LLC, Applicant.	CONSOLIDATED PROCEEDINGS Opposition No.: 91205982 (parent case) Mark: FERTITTA GAMING Serial. No.: 85/180,560 Opposition No.: 91210386 Serial. No.: 85/657,016 Mark: FERTITTA Opposition No.: 91205984 Mark: FERTITTA ENTERTAINMENT Serial. No.: 85/180,567
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STIPULATED MOTION FOR SUSPENSION FOR SETTLEMENT

Pursuant to Trademark Rule 2.117(c), Applicant requests suspension of these proceedings for sixty (60) days, subject to the right of either party to request resumption of proceedings at any time prior thereto.

Applicant asserts that the parties are renewing settlement discussions that, if successful, will result in the termination of this proceeding. Specifically, Applicant's affiliated entity is in the process of making an initial public offering, at the conclusion of which Applicant believes it is likely to change its settlement position such that the parties can quickly resolve the issues presented by these proceedings. Suspension is requested in order to allow the parties to maintain the status quo pending the outcome of these settlement negotiations.

As grounds in support of this motion and to show good cause, Applicant submits the attached report entitled *Status of Negotiations – Fertitta Hospitality, LLC v. Fertitta Entertainment, LLC*. (See **Exhibit A**).

Counsel for Opposer, William D. Raman of the firm Fleckman & McGlynn, PLLC
has consented to this motion on its merits.

DATED: March 2, 2016

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Attorney for Applicant
Fertitta Entertainment, LLC

Exhibit A

Status of Negotiations – *Fertitta Hospitality, LLC v. Fertitta Entertainment, LLC*

1) When last settlement proposal was sent, by whom, and when a response is expected

As of January 2016, the parties' discussions had not yielded a settlement, and the parties were prepared to move forward with these proceedings. Accordingly, the parties moved to consolidate the three pending opposition proceedings.

However, Applicant's affiliated entity is in the process of making an initial public offering, at the conclusion of which Applicant believes it is likely to change its settlement position such that the parties can quickly resolve the issues presented by these proceedings.

2) Recitation of issues that have been resolved since the commencement of this proceeding

Because the parties recognize that the issues presented by these proceedings cannot be resolved on an issue-by-issue basis, counsel continues to explore settlement terms that would globally resolve the disputes subject to these proceedings.

3) List of issues that remain to be resolved

The parties continue to consider and formulate a set of settlement terms that would globally resolve the issues giving rise to these proceedings.

4) Timetable for resolution

In order to continue settlement discussions in light of the present circumstances, the parties request a 60-day suspension.

Certificate of Service

I, Julie Obermeyer, hereby certify that a true and complete copy of the foregoing Stipulated Motion for Suspension for Settlement has been served on William D. Raman of the firm Fleckman & McGlynn, PLLC via email (as agreed upon) on March 2, 2016 to raman@fleckman.com.


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