

ESTTA Tracking number: **ESTTA653013**

Filing date: **01/29/2015**

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

Proceeding	91218431
Party	Plaintiff Double Down, Inc.
Correspondence Address	LAURA E BIELINSKI BROWNSTEIN HYATT FARBER SCHVRECK LLP 100 N CITY PARKWAY, SUITE 1600 LAS VEGAS, NV 89106 UNITED STATES lvpto@bhfs.com, jobermeyer@bhfs.com, lbielinski@bhfs.com, nbaker@bhfs.com,
Submission	Motion to Consolidate
Filer's Name	Nikki L. Baker
Filer's e-mail	lvpto@bhfs.com, jobermeyer@bhfs.com, elewis@bhfs.com, nbaker@bhfs.com, eellis@bhfs.com
Signature	/Nikki L. Baker/
Date	01/29/2015
Attachments	Joint Motion to Consolidate Opposition Proceeding 91218431 and Cancellation Proceedings 92059996 and 92060105.pdf(13636 bytes)

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

DOUBLE DOWN, INC., Petitioner, v. IGT, Registrant.	Cancellation No.: 92059996 Mark: DOUBLEDOWN CASINO Reg. No.: 3,885,409
DOUBLE DOWN, INC., Opposer, v. IGT, Applicant.	Opposition No.: 91218431 Mark: DOUBLE DOWN STUD Serial. No.: 86/244,094
IGT, Petitioner, v. DOUBLE DOWN, INC., Registrant.	Cancellation No.: 92060105 Mark: DOUBLE DOWN SALOON Reg. No.: 3,754,434

JOINT MOTION TO CONSOLIDATE

Pusuant to Federal Rule of Civil Procedure 42(a) and TMBP 511, Double Down, Inc. and IGT, by and through their attorneys, hereby move to consolidate Opposition Proceeding No. 91218431 and Cancellation Proceeding Nos. 92059996 and 92060105. These three proceedings involve identical parties, represented by the same counsel in each case, and the basis for opposition or cancellation in all three proceedings is substantially the same. As a result, there are common

questions of law and fact, and the parties believe that consolidation will result in savings in time, effort and expenses without any prejudice or inconvenience to either party. Answers have been filed in all three proceedings.

The parties propose the discovery, disclosure, and trial schedule adopted in the Boards's November 13, 2014 Order (Cancellation No. 92059996) shall apply to all proceedings, namely:

Deadline for Discovery Conference:	01/30/2015
Discovery Opens:	01/30/2015
Initial Disclosures Due:	03/01/2015
Expert Disclosures Due:	06/29/2015
Discovery Closes:	07/29/2015
Plaintiff's Pretrial Disclosures:	09/12/2015
Plaintiff's 30-day Trial Period Ends:	10/27/2015
Defendant's Pretrial Disclosures:	11/11/2015
Defendant's 30-day Trial Period Ends:	12/26/2015
Plaintiff's Rebuttal Disclosures:	01/10/2016
Plaintiff's 15-day Rebuttal Period Ends:	02/09/2016

January 29, 2015

/ Nikki L. Baker /

Laura E. Bielinski
Nikki L. Baker
Erin E. Lewis
Brownstein Hyatt Farber Schreck, LLP
100 North City Parkway, Suite 1600
Las Vegas, Nevada 89106-4614
Phone: 702-382-2101
Fax: 702-382-8135

Attorneys for Double Down, Inc.

Respectfully submitted,

/ Hope Hamilton /

Donald A. Degnan
Hope Hamilton
Holland & Hart LLP
P.O. Box 8749
Denver, Colorado 80201-8749
Phone: (303) 473-4822
Fax: (303) 416-8842

Attorneys for IGT

CERTIFICATE OF SERVICE

I, Julie Obermeyer, hereby certify that a true and correct copy of the foregoing Joint Motion to Consolidate has been served on January 29, 2015, via the electronic mail to the following:

Donald A. Degnan
Hope Hamilton
Holland & Hart LLP
P.O. Box 8749
Denver, Colorado 80201-8749
Email: hihamilton@hollandhart.com, ddegan@hollandhart.com

/Julie Obermeyer/
Julie Obermeyer
Paralegal
Brownstein Hyatt Farber Schreck, LLP
100 North City Parkway, Suite 1600
Las Vegas, Nevada 89106-4614

012179\0025\11866621.1