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Filing date: **07/29/2010**

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

Proceeding	92045869
Party	Plaintiff Monarch Casino & Resort, Inc., Golden Road Motor Inn, Inc. Monarch Casino & Resort, Inc., Golden Road Motor Inn, Inc.
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Submission	Response to Board Order/Inquiry
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Signature	/s/ Laraine Burrell
Date	07/29/2010
Attachments	Monarch letter to TTAB.pdf ( 6 pages )(243649 bytes )

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

**Registration No. 2,810,825  
For the mark: ATLANTIS  
Date registered: February 3, 2004**

**MONARCH CASINO & RESORT, INC.,  
GOLDEN ROAD MOTOR INN, INC.**

**Petitioners,**

**v.**

**KERZNER INTERNATIONAL RESORTS,  
INC.,**

**Registrant.**

**Cancellation No. 92045869**

*FILED VIA ESTTA*

**LETTER**

**Trademark Trial And Appeal Board  
Commissioner For Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451**

**Dear Trademark Trial and Appeal Board:**

Pursuant to the Board's July 20, 2010, communication in this matter, Petitioners Monarch Casino & Resort, Inc., and Golden Road Motor Inn, Inc., (collectively "Monarch"), hereby informs the Board that the civil matter which occasioned the suspension of this proceeding is still pending in the United States District Court, District of Nevada. Attached for the Board's reference is a copy of the docket from Civil Action Case No. 3:06-cv-00232-ECR-RAM showing the parties are currently preparing for a bifurcated trial. A trial date has not yet been set but it is anticipated to take place before the end of 2010.

Monarch respectfully requests that the suspension of this matter continue until resolution of the civil action.

DATED: July 29, 2010

Respectfully submitted,

By:   
Mark G. Tratos  
Laraine M. I. Burrell  
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Attorneys for Petitioners

**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing **LETTER** on:

Kristen H. Altoff  
MORGAN LEWIS & BOCKIUS, LLP  
1111 Pennsylvania Avenue  
Washington, D.C. 20004

by causing a full, true, and correct copy thereof to be sent by the following indicated method or methods, on the date set forth below:

- by mailing in a sealed, first-class postage-prepaid envelope, addressed to the last-known office address of the attorney, and deposited with the United States Postal Service at Las Vegas, Nevada.
- by hand delivery.
- by sending via overnight courier in a sealed envelope.
- by faxing to the attorney at the fax number that is the last-known fax number.
- by electronic mail to the last known e-mail address.

DATED: July 29, 2010.

  
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An employee of Greenberg Traurig, LLP

**United States District Court  
District of Nevada (Reno)  
CIVIL DOCKET FOR CASE #: 3:06-cv-00232-ECR-RAM**

Kerzner International Limited et al v. Monarch Casino & Resort, Inc. et al  
Assigned to: Judge Edward C. Reed, Jr  
Referred to: Magistrate Judge Robert A. McQuaid, Jr  
Case: 2:06-cv-00102-KJD-RJJ  
Cause: 15:1121 Trademark Infringement

Date Filed: 04/24/2006  
Jury Demand: Plaintiff  
Nature of Suit: 840 Trademark  
Jurisdiction: Federal Question

**Plaintiff**

**Kerzner International Limited**

represented by **Eric J. Brenner**  
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		due 7/2/2010. Redacted Transcript Deadline set for 7/12/2010. Release of Transcript Restriction set for 9/9/2010. (DD) (Entered: 06/11/2010)
06/21/2010	<u>448</u>	ORDER SCHEDULING SETTLEMENT CONFERENCE: Settlement Conference set for <b>Wednesday, June 30, 2010, at 9:00 a.m.</b> in Reno Courtroom 2 before Magistrate Judge Robert A. McQuaid Jr.. Confidential Settlement Statements due in Chambers, Room 405, not later than <b>Monday, June 28, 2010, at 4:00 p.m.</b> See Order for further details. Signed by Magistrate Judge Robert A. McQuaid, Jr. on 6/21/2010. (Copies have been distributed pursuant to the NEF - HJ) (Entered: 06/21/2010)
06/30/2010	<u>449</u>	MINUTES OF PROCEEDINGS - Settlement Conference held on 6/30/2010 before Magistrate Judge Robert A. McQuaid, Jr. Crtrm Administrator: <i>Jennifer Cotter</i> ; Pla Counsel: <i>Philip Korologos</i> ; Def Counsel: <i>Mark Tratos</i> ; Time of Hearing: <i>9:04 a.m. - 9:20 a.m.</i> ; Courtroom: 2. The parties recite the facts and merits of their respective positions. After short discussion and negotiations, the parties are unable to settle the case. The recording of this proceeding is sealed. <b>(no image attached)</b> (Copies have been distributed pursuant to the NEF - JC) (Entered: 06/30/2010)
07/06/2010	<u>450</u>	TRANSCRIPT of Proceedings, <u>446</u> Order on Motion to Bifurcate Trial,,, Motion Hearing,, held on 06/3/10, before Judge Edward C. Reed, Jr. Court Reporter/Transcriber: Kathy French, 775-786-5584. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber using the court's "Transcript Order" form available on our website <a href=http://www.nvd.uscourts.gov target=_blank>www.nvd.uscourts.gov</a> before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER Redaction Request due 7/27/2010. Redacted Transcript Deadline set for 8/6/2010. Release of Transcript Restriction set for 10/4/2010. (KF) (Entered: 07/06/2010)
07/09/2010	<u>451</u>	NOTICE by Counter Defendants Kerzner International Limited, Kerzner International Resorts, Inc., Plaintiffs Kerzner International Limited, Kerzner International Resorts, Inc. ( <i>Plaintiffs' Notice of Admission and Request for Entry of Final Judgment</i> ) (Attachments: # <u>1</u> [Proposed] Final Judgment)(Pocker, Richard) (Entered: 07/09/2010)
07/23/2010	<u>452</u>	RESPONSE to filed by Counter Claimants Golden Road Motor Inn, Inc., Monarch Casino & Resort, Inc., Defendants Golden Road Motor Inn, Inc., Monarch Casino & Resort, Inc.. <i>Defendants' Opposition to Plaintiffs' <u>451</u> Notice of Admission and Request for Entry of Final Judgment</i> Replies due by 8/2/2010. (Attachments: # <u>1</u> Declaration of Mark G. Tratos)(Tratos, Mark) Modified on 7/23/2010 add docket number to the notice of admission. (WJ). (Entered: 07/23/2010)
07/27/2010	<u>453</u>	MINUTE ORDER IN CHAMBERS of the Honorable Judge Edward C. Reed, Jr, on 7/27/2010. The Court has reviewed P's <u>451</u> Notice of Admission and Request for Entry of Final Judgment and the <u>452</u> Response filed by Ds. Upon consideration, it does not appear that adopting P's proposed form of final judgment would be appropriate. The pretrial order shall continue to be due in accordance with our previous <u>446</u> order. Nevertheless, the parties are encouraged to attempt to reach agreement on a stipulation that would obviate the need for all or part of the bifurcated bench trial, if it is possible to do so. (Copies have been distributed pursuant to the NEF - PM) (Entered: 07/27/2010)

<b>PACER Service Center</b>			
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07/29/2010 10:20:45			
<b>PACER Login:</b>	gt1445	<b>Client Code:</b>	087313.000007
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	3:06-cv-00232-ECR-RAM
<b>Billable Pages:</b>	30	<b>Cost:</b>	2.40