

JOHN G. BALESTRIERE

BALESTRIERE FARIELLO

225 Broadway, Suite 2900
New York, NY 10007

Phone: +1.212.374.5401

Cell: +1.917.318.3844

Fax: +1.212.208.2613

john.balestriere@balestriere.net

www.balestriere.net

January 9, 2012

VIA FIRST CLASS MAIL

Clara Vela

Paralegal Specialist

United States Patent and Trademark Office

Trademark Trial and Appeal Board

P.O. Box 1451

Alexandria, VA 22313-1451

78/981, 386

Re: *The Gameologist Group, LLC v. Scientific Games International, Inc.,
Cancellation No. 92053105*

Dear Ms. Vela:

My firm represents The Gameologist Group LLC in the above-referenced matter. We are in receipt of the Trademark Trial and Appeal Board's letter dated December 21, 2011, regarding this cancellation. I write to inform the Board of the status of the relevant litigation.

There are currently two civil cases pending between these parties. In *The Gameologist Group, LLC v. Scientific Games International, Inc., and Scientific Games Corporation, Inc.*, Index No. 09-CV-6261, before the United States District Court, Southern District of New York ("Federal Action"), Judge John G. Koeltl granted Defendants' motion for summary judgment on October 25, 2011. As a result, Plaintiff filed an appeal with the United States Court of Appeals for the Second Circuit on October 26, 2011 (Index No. 11-4535).

The Gameologist Group, LLC v. New York State Division of Lottery, Scientific Games International, Inc., and Scientific Games Corporation, Inc., Index No. 102961/09, before the Supreme Court of the State of New York, County of Schenectady, has been stayed pending resolution of the Federal Action.

Feel free to contact me if you have any further questions.



01-12-2012

U.S. Patent & TMO/TM Mail Rpt Dt. #01

Sincerely,

John G. Balestriere

cc: Cameron Reuber, Esq. (via email: reuber@leasonellis.com)
Peter S. Sloane, Esq. (via email: sloane@leasonellis.com)
Nicole Taykhman (via email: nicole.taykhman@balestriere.net)