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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ULTRA INTERNET MEDIA, S.A., a company
organized under the laws of Nevis, West Indies;

Plaintiff,

v.

CAESARS LICENSE COMPANY, LLC, a
Nevada limited liability company,

Defendant.

Consolidated Base Case File No.: 2:10-cv-00455-JCM-RJJ

(consolidated with Case No.: 2:10-cv-00607-JCM-RJJ)

(consolidated w/ Case No.: 2:10-cv-00904-JCM-LRL)RJJ

AND ALL RELATED CASES

ORDER REGARDING MOTION FOR PARTIAL SUMMARY JUDGMENT (#1) ON AFFILIATION, MOTION FOR PARTIAL SUMMARY JUDGMENT (#2) ON HARRAH'S REPRESENTATIONS OF CONTROL, MOTION FOR PARTIAL SUMMARY JUDGMENT (#3) ON FULL TILT POKER AS EVEREST'S COMPETITOR

1 **ORDER REGARDING MOTION FOR PARTIAL SUMMARY JUDGMENT (#1) ON**
2 **AFFILIATION, MOTION FOR PARTIAL SUMMARY JUDGMENT (#2) ON**
3 **HARRAH'S REPRESENTATIONS OF CONTROL, MOTION FOR PARTIAL**
4 **SUMMARY JUDGMENT (#3) ON FULL TILT POKER AS EVEREST'S COMPETITOR**

5 Ultra Internet Media, S.A.'s (hereinafter "UIM"), Motion for Partial Summary Judgment
6 (#1) on Affiliation, Motion for Partial Summary Judgment (#2) on Harrah's Representations of
7 Control, and Motion for Partial Summary Judgment (#3) on Full Tilt Poker as Everest's
8 Competitor came before this Court for oral argument on April 15, 2010. Having reviewed the
9 pleadings and papers on file herein, and having heard the arguments of counsel, the Court hereby
10 ORDERS, ADJUDGES, AND DECREES as follows:

- 11 1. UIM's Motion for Partial Summary Judgment (#1) on Affiliation is DENIED.
- 12 2. UIM's Motion for Partial Summary Judgment (#2) on Harrah's Representations
13 of Control is DENIED.
- 14 3. UIM's Motion for Partial Summary Judgment (#3) on Full Tilt Poker as Everest's
15 Competitor is GRANTED.

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1 In denying UIM's Motion for Partial Summary Judgment (#1) on Affiliation and UIM's
2 Motion for Partial Summary Judgment (#2) on Harrah's Representations of Control, the Court
3 finds the Promotional Agreement to be ambiguous such as to preclude summary judgment.

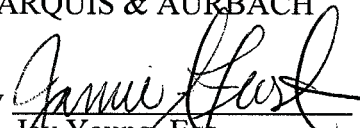
4 In granting UIM's Motion for Partial Summary Judgment (#3) on Full Tilt Poker as
5 Everest's Competitor, the Court finds that Full Tilt Poker is identified as an Everest Competitor
6 in Exhibit F to the Promotional Agreement and that Full Tilt Poker was, in fact, a competitor of
7 the Everest Brand during the term of the Promotional Agreement.

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11 UNITED STATES DISTRICT JUDGE

12 Dated: April 28, 2011

13 Submitted by:

14 MARQUIS & AURBACH

15 By 

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