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23 Everest Gaming Limited

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

17 EVEREST GAMING LIMITED, a company,
18 organized under the laws of the Republic of
19 Malta,
20
21 Plaintiff,
22
23 vs.
24
25 HARRAH'S INTERACTIVE
26 ENTERTAINMENT, INC., a Delaware
27 Corporation; and HARRAH'S LICENSE
28 COMPANY, L.L.C., a Nevada limited liability
Company,
Defendants.

Case No.: 2:10-cv-00904-JCM-LRL

**ORDER DENYING DEFENDANTS'
MOTION TO DISMISS**

This matter came before the Court on September 8, 2010, for the hearing on the

1 Rule 12(b)(6) motion to dismiss the Complaint filed by defendants Harrah's Interactive
2 Entertainment, Inc. and Harrah's License Company, LLC (hereinafter, collectively
3 "Harrah's"). At the hearing Everest Gaming Limited (hereinafter "Everest") was
4 represented by Jay Young and David Duncan of the firm of Marquis & Aurbach, and
5 Timothy J. Kelly of the firm of Fitzpatrick, Cella, Harper & Scinto. Harrah's was
6 represented by James D. Boyle of the firm of Santoro, Driggs, Walch, Kearney, Holley &
7 Thompson, and James Fogelman of the firm of Gibson & Dunn.
8

9 Having reviewed the papers submitted in support of and in opposition to the
10 Defendants' Motion To Dismiss, and having heard the oral argument of counsel, the court
11 denies the motion. The Complaint herein sufficiently pleads the facts and law necessary
12 to make out the claims asserted by Everest. The Court makes no findings at this juncture
13 with respect to Everest's ultimate right to the relief it requests in the Complaint.
14


15 Harrah's Answer shall be due twenty (20) days after the date of this Order.

16 Dated: October 19, 2010

17
18 
19 UNITED STATES DISTRICT JUDGE

20 Submitted by:

21 MARQUIS & AURBACH

22
23 By 
24 Jay Young, Esq.
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Approved as to Form and Content:
SANTORO, DRIGGS, WALCH,
KEARNEY, HOLLEY & THOMPSON

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