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17 **UNITED STATES DISTRICT COURT**
 18 **DISTRICT OF NEVADA**

19
20 CAESARS WORLD, INC., a Florida
corporation,

21
22 Plaintiff,

23 v.

24 MARCEL JULY, an individual; and
25 OCTAVIUS TOWER LLC, a Nevada limited
liability company,

26 Defendants.
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CASE NO.: 2:11-cv-00536-GMN-(CWH)

**CAESARS' FIRST INTERIM STATUS
REPORT**

1 Pursuant to LR 26-3 and the Second Amended Stipulated Discovery Plan and Scheduling
2 Order entered by this Court on November 1, 2011 (Dkt. No. 41), Plaintiff Caesars World, Inc.
3 (“Caesars”), by and through its undersigned counsel of record, hereby submits its First Interim
4 Status Report. Caesars is filing its status report unilaterally because its attempts to contact
5 counsel for Defendants to prepare a joint report have been unsuccessful.

6 **1. Summary of the Case:** On April 8, 2011, Caesars filed the instant action seeking
7 a declaratory judgment of non-infringement of Defendant Marcel July’s (“July”) OCTAVIUS
8 TOWER mark as well as cancellation of July’s federal and state trademark registrations for non-
9 use, abandonment and fraud. On May 3, 2011, Defendant Octavius Tower, LLC (“OTLLC”)
10 filed an answer, and asserted 15 affirmative defenses to Caesars’ Complaint. (Dkt. 12, ¶¶ 52-66).
11 On May 19, 2011, July filed his answer, and also asserted 15 affirmative defenses to Caesars’
12 Complaint. (Dkt. 15, ¶¶ 51-65). July further asserted counterclaims for trademark infringement
13 and dilution under the federal Lanham Act, seeking to recover profits, monetary damages, costs,
14 and attorney’s fees. (Dkt. 15, ¶¶ 94-101). On November 28, 2011, July filed a motion to
15 voluntarily dismiss his dilution counterclaim, as well as all claims for damages. (Dkt. 44). That
16 motion is currently pending before the Court. Caesars filed a Non-Opposition to July’s motion
17 to dismiss on December 15, 2011 (Dkt. No. 47).

18 **2. Trial Scheduling Issues:**

19 (a) Caesars estimates that a trial of this action will take four (4) days.

20 (b) Caesars is available for trial on the following three alternative dates: (i)
21 June 4, 2012 to June 7, 2012; (ii) July 23, 2012 to July 26, 2012; (iii) July 30, 2012 to
22 August 2, 2012.

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(c) Caesars intends to file a Motion for Summary Judgment, which it believes will eliminate the need for trial.

DATED this 16th day of December, 2011.

Dated: December 16, 2011.

**SANTORO, DRIGGS, WALCH,
KEARNEY, HOLLEY & THOMPSON**

/s/ James D. Boyle

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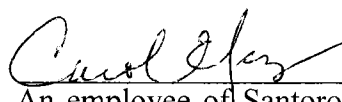
Attorneys for Plaintiff Caesars World, Inc.

CERTIFICATE OF SERVICE

Pursuant to Fed. R. Civ. P. 5(b), I certify that on the 16th day of December, 2011, I caused the document entitled **CAESARS' FIRST INTERIM STATUS** to be served as follows:

Attorneys of Record	Parties Represented	Method of Service
Michael W. Sanft, Esq. Sanft Law Group 520 South Fourth St. Suite 320 Las Vegas, Nevada 89101		<input type="checkbox"/> Personal Service <input checked="" type="checkbox"/> Email/E-File <input type="checkbox"/> Fax Service <input type="checkbox"/> Mail Service

DATED this 16th day of December, 2011.



An employee of Santoro, Driggs, Walch, Kearney, Holley & Thompson

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KEARNEY, HOLLEY & THOMPSON



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