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**UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA**

GNLV, Corp., a Nevada corporation,
 Plaintiff,

v.

Rami Ladki, an individual, and Mystic City
 Entertainment, an entity of unknown origin,
 Defendants.

Case No.

**COMPLAINT FOR DAMAGES AND
 INJUNCTIVE RELIEF**

- (1) Cybersquatting under 15 U.S.C. § 1125(d)
- (2) Trademark Infringement under 15 U.S.C. § 1114
- (3) Unfair Competition under 15 U.S.C. § 1125(a)
- (4) Nevada State Trademark Infringement under N.R.S. § 600.420
- (5) Common Law Trademark Infringement
- (6) Deceptive Trade Practices under N.R.S. 598.0903, et seq.
- (7) Intentional Interference with Prospective Economic Advantage

For its complaint against Defendants, Plaintiff complains and alleges as follows:

NATURE OF ACTION

This is an action for trademark infringement and unfair competition under federal statutes, with pendent claims for common law trademark infringement, state deceptive trade practices, and intentional interference with prospective economic advantage. Plaintiff seeks damages, attorneys' fees, costs, and preliminary and permanent injunctive relief.

JURISDICTION

1. This Court has subject matter jurisdiction over this case pursuant to 28 U.S.C. §§1331 and 1338(a). This Court has supplemental jurisdiction over Plaintiff's state law claims pursuant to 28 U.S.C. § 1367(a).

2. This Court has personal jurisdiction over Defendants based upon the following: (a) they operate a web site on the Internet that is accessible to residents of the State of Nevada; (b) the web site offers direct links to Las Vegas travel and reservation websites; and (c) Defendants committed tortious acts that they knew or should have known would cause injury to Plaintiff in the State of Nevada.

3. Venue is proper in the United States District Court for the District of Nevada under 28 U.S.C. § 1391(b) and (c). Venue lies in the unofficial Southern Division of this Court.

PARTIES

4. Plaintiff GNLV, Corp. is a Nevada corporation, that owns and operates the "Golden Nugget" resort hotel casinos in Las Vegas, Nevada and Laughlin, Nevada.

5. Defendant Rami Ladki is an individual who, upon information and belief, resides in North Vancouver, British Columbia, Canada.

6. Defendant Mystic City Entertainment is a business entity of unknown origin that, upon information and belief, operates in North Vancouver, British Columbia, Canada.

ALLEGATIONS COMMON TO ALL COUNTS

7. The "Golden Nugget" is a famous destination resort hotel casino located on the world-renowned "Glitter Gulch" in Las Vegas, Nevada.

8. Plaintiff GNLV, Corp. owns the mark GOLDEN NUGGET and variants thereto (the "GOLDEN NUGGET Marks") and has obtained federal trademark registrations for the GOLDEN NUGGET Marks, including but not limited to:

(a) GOLDEN NUGGET for casino and bar services

(U.S. Reg. No. 1,554,155);

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1 (b) GOLDEN NUGGET for nightclub, bar, cabaret and casino services
 2 (U.S. Reg. No. 1,082,044); and

3 (c) GOLDEN NUGGET for casino services (U.S. Reg. No. 1,203,988).

4 None of these federal trademark registrations has been abandoned, canceled or revoked.
 5 Each of these federal trademark registrations has become incontestable through the filing
 6 of Section 8 and 15 affidavits in the United States Patent and Trademark Office. True and
 7 correct copies of the Federal Registrations for the Golden Nugget marks are attached
 8 hereto as **Exhibit 1** and are incorporated by this reference.

9 9. Plaintiff owns the mark GOLDEN NUGGET (the "GOLDEN NUGGET Marks")
 10 and variants thereto, and has obtained the following Nevada state registration, including but
 11 not limited to:

12 (d) GOLDEN NUGGET THE SPORTS BOOK (Reg. No. SM00210283).

13 None of these Nevada state trademark registrations has been abandoned, canceled or
 14 revoked.

15 10. A true and accurate copy of the Certificate of Renewal of Mark for the state
 16 mark listed above is attached hereto as **Exhibit 2** and is incorporated by this reference.

17 11. Since the Golden Nugget opened in 1946, GNLV, Corp. and its predecessors-
 18 in-interest have continuously used the GOLDEN NUGGET Marks in connection with
 19 advertising and promoting its property in the United States and around the world. The
 20 GOLDEN NUGGET name and mark is among the most recognized and respected names
 21 in the gaming industry. In fact, the GOLDEN NUGGET name has become famous in the
 22 casino industry. GNLV, Corp. and its predecessors-in-interest have spent tens of millions
 23 of dollars to advertise and promote the GOLDEN NUGGET Marks in print, broadcast media
 24 and on the Internet through the Golden Nugget web site, accessible throughout the United
 25 States and around the world at <goldennugget.com>. A true and correct copy of the home
 26 page for the Golden Nugget's web site is attached hereto as **Exhibit 3** and is incorporated
 27 by this reference. In addition, GNLV, Corp. has made extensive use of the GOLDEN
 28 NUGGET Marks on, among other things, signage, wearing apparel, souvenirs and

1 promotional materials.

2 12. Based on its federal trademark registrations and extensive use, GNLV, Corp.
3 owns the exclusive right to use its GOLDEN NUGGET Marks in connection with hotel,
4 casino and related services.

5 13. The uniqueness of the Golden Nugget resort hotel casino and the extensive
6 advertising and promotion of the Golden Nugget have resulted in the GOLDEN NUGGET
7 name and mark being distinctive and famous for resort hotel casino services.

8 14. On or about January 27, 2009, Defendants registered the
9 <goldennugget.me> Internet domain name ("the Infringing Domain Name") with
10 GoDaddy.com, Inc., a registrar for domain names. This domain name contains the entirety
11 of Plaintiff's famous GOLDEN NUGGET trademark.

12 15. Some time after registration, Defendants linked the <goldennugget.me>
13 Infringing Domain Name to a parked page offering links to Las Vegas travel sites including
14 related search links to some of Plaintiff's competitors such as the Fremont Hotel and
15 Harrah's. A true and accurate copy of the home page for this web site is attached hereto
16 as **Exhibit 4** and is incorporated by reference.

17 16. By registering and/or using a domain name containing Plaintiff's trademark(s),
18 Defendants were and are attempting to trade on the goodwill of Plaintiff.

19 17. By registering and/or using a domain name containing Plaintiff's trademark(s),
20 Defendants were and are attempting to create an association between the Infringing
21 Domain Name and the Plaintiff's famous trademarks.

22 18. Plaintiff's marks at issue in this case were distinctive at the time Defendants
23 registered their domain name.

24 19. Upon information and belief, the Defendants registered the Infringing Domain
25 Name with the bad faith intent to profit from Plaintiff's marks.

26 20. Upon information and belief, the Defendants have no trademark or other
27 intellectual property rights in the domain name.

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21. Upon information and belief, the Defendants had no prior use of the domain name in connection with the bona fide offering of any goods or services.

22. Upon information and belief, the Defendants intended to divert customers from the Plaintiff's web site to a site accessible under the domain name in a manner that could harm the goodwill represented by Plaintiff's marks.

23. Plaintiff's marks incorporated in Defendants' domain name is distinctive and famous.

24. Upon information and belief, the Defendants did not believe or have reasonable grounds to believe that the use of the domain name was a fair use or otherwise lawful.

FIRST CLAIM FOR RELIEF
(Cybersquatting under the
Lanham Act, 15 U.S.C. § 1125(d))

25. Plaintiff incorporates the allegations in the preceding paragraphs as if fully set forth herein.

26. Defendants have registered, trafficked in, and/or used a domain name that is identical or confusingly similar to and/or dilutive of Plaintiff's trademarks, which were distinctive and/or famous at the time of registration of the domain name.

27. Upon information and belief, Defendants have or had a bad-faith intent to profit from Plaintiff's trademarks.

28. As a direct and proximate result of such conduct, Plaintiff has suffered, and will continue to suffer, monetary loss and irreparable injury to its business, reputation, and goodwill.

SECOND CLAIM FOR RELIEF
(Trademark Infringement under
the Lanham Act, 15 U.S.C. § 1114)

29. Plaintiff incorporates the allegations in the preceding paragraphs as if fully set forth herein.

30. Defendants used and/or are using in commerce a domain name which contains Plaintiff's trademarks, and, thus is confusingly similar to Plaintiff's names and

1 trademarks.

2 31. Defendants' use in commerce of Plaintiff's marks and/or a mark that is
3 confusingly similar to Plaintiff's trademarks for Defendants' services, and Defendants' use
4 of an Internet domain name and associated web site as identified in the Allegations
5 Common to All Counts section above, constitutes a reproduction, copying, counterfeiting,
6 and colorable imitation of Plaintiff's trademarks in a manner that is likely to cause confusion
7 or mistake or is likely to deceive consumers.

8 32. By using Plaintiff's marks and/or a mark that is confusingly similar to Plaintiff's
9 trademarks with the knowledge that Plaintiff owns and has used, and continues to use, its
10 trademarks in Las Vegas, across the United States, and around the world, Defendants
11 have intended to cause confusion, cause mistake, or deceive consumers.

12 33. Defendants are using a mark that is identical and/or confusingly similar to
13 Plaintiff's trademarks in connection with the sale, offering for sale or advertising of services
14 in a manner that is likely to cause confusion, or to cause mistake, or to deceive consumers
15 as to affiliation, connection, or association with Plaintiff or as to the origin, sponsorship, or
16 approval of Defendants' services or commercial activities by Plaintiff.

17 34. Defendants' use of Plaintiff's marks and/or a mark that is confusingly similar
18 to Plaintiff's trademarks has created a likelihood of confusion among consumers who may
19 falsely believe that Defendants' businesses or web site is associated with Plaintiff's resort
20 hotel casinos or that Plaintiff sponsors or approves of Defendants' services or commercial
21 activities.

22 35. As a direct and proximate result of Defendants' infringement, Plaintiff has
23 suffered, and will continue to suffer, monetary loss and irreparable injury to its business,
24 reputation, and goodwill.

25 **THIRD CLAIM FOR RELIEF**
26 (Unfair Competition under the
Lanham Act, 15 U.S.C. § 1125(a))

27 36. Plaintiff incorporates the allegations in the preceding paragraphs as if fully set
28 forth herein.

37. Defendants' use in commerce of a mark that is identical and/or confusingly similar to Plaintiff's trademarks in connection with Defendants' services, web site, and Internet domain name, constitutes a false designation of origin and/or a false or misleading description or representation of fact, which is likely to cause confusion, cause mistake, or deceive as to affiliation, connection, or association with Plaintiff, or as to the origin, sponsorship, or approval of Defendants' services or commercial activities by Plaintiff.

38. Defendants' use in commerce of Plaintiff's marks and/or a mark that is confusingly similar to Plaintiff's trademarks with the knowledge that Plaintiff owns and has used, and continues to use, its trademarks constitutes intentional conduct by Defendants to make false designations of origin and false descriptions about Defendants' services and commercial activities.

39. As a direct and proximate result of such unfair competition, Plaintiff has suffered, and will continue to suffer, monetary loss and irreparable injury to its business, reputation, and goodwill.

FOURTH CLAIM FOR RELIEF
(Nevada State Trademark Infringement under N.R.S. § 600.420)

40. Plaintiff incorporates the allegations in the preceding paragraphs as if fully set forth herein.

41. Plaintiff owns Nevada state registrations for the mark GOLDEN NUGGET THE SPORTS BOOK.

42. Defendants used, without Plaintiff's consent, a reproduction, counterfeit, copy, and/or colorable imitation of Plaintiff's Nevada state registrations in connection with the sale, offering for sale, and/or advertising of Defendants' services in Nevada.

43. Defendants willfully reproduced, counterfeited, copied, and/or colorably imitated Plaintiff's Marks and applied or caused to be applied that reproduction, counterfeit, copy or colorable imitation to Defendants' services and advertisements for those services in Nevada.

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1 44. Defendants' use of Plaintiff's marks in Nevada (or reproductions, counterfeits,
2 copies, and/or colorable imitations thereof) is likely to cause confusion or mistake among
3 consumers or result in deception as to the source or origin of such goods and services.

4 45. As a direct and proximate result of Defendants' infringement of Plaintiff's
5 Nevada state trademarks, Plaintiff has suffered, and will continue to suffer monetary loss
6 and irreparable injury to its business, reputation and goodwill.

7 46. Pursuant to N.R.S. 600.430, Plaintiff seeks its attorneys fees and costs
8 associated with bringing and prosecuting this action.

9 **FIFTH CLAIM FOR RELIEF**
10 **(Common Law Trademark Infringement)**

11 47. Plaintiff incorporates the allegations in the preceding paragraphs as if fully set
12 forth herein.

13 48. By virtue of having used and continuing to use its trademarks, Plaintiff has
14 acquired common law rights in those marks.

15 49. Defendants' use of a mark that is identical and/or confusingly similar to
16 Plaintiff's trademarks infringes Plaintiff's common law rights in its trademarks, and this use
17 is likely to cause confusion, mistake, or deception among consumers, who will believe that
18 Defendants' services, web site and/or Internet domain name originates from, or is affiliated
19 with, or endorsed by Plaintiff when, in fact, it is not.

20 50. As a direct and proximate result of Defendants' infringement of Plaintiff's
21 common law trademark rights under Nevada and other common law, Plaintiff has suffered,
22 and will continue to suffer, monetary damages and irreparable injury to its business,
23 reputation, and goodwill.

24 **SIXTH CLAIM FOR RELIEF**
25 **(Deceptive Trade Practices**
under N.R.S. § 598.0915)

26 51. Plaintiff incorporates the allegations in the preceding paragraphs as if fully set
27 forth herein.

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1 52. Upon information and belief, in the course of conducting their business,
 2 Defendants knowingly made false representations as to affiliation, connection and/or
 3 association with Plaintiff by using a mark that is confusingly similar to Plaintiff's trademarks
 4 and otherwise engaged in deceptive trade practices.

5 53. As a direct and proximate result of Defendants' conduct, Plaintiff has suffered,
 6 and will continue to suffer, monetary damages and irreparable injury to its business,
 7 reputation, and goodwill.

8 **SEVENTH CLAIM FOR RELIEF**
 9 (Intentional Interference with
 Prospective Economic Advantage)

10 54. Plaintiff incorporates the allegations in the preceding paragraphs as if fully set
 11 forth herein.

12 55. Upon information and belief, at the time Defendants adopted and began using
 13 Plaintiff's names and marks and since that time, Defendants knew and have known that
 14 Plaintiff is in the business of providing resort hotel services.

15 56. Upon information and belief, Defendants committed acts intended or
 16 designed to disrupt Plaintiff's prospective economic advantage arising from advertising
 17 and/or providing these services.

18 57. Defendants' actions have disrupted or are intended to disrupt Plaintiff's
 19 business by, among other things, diverting web users away from Plaintiff's web site.

20 58. Defendants have no legal right, privilege or justification for their conduct.

21 59. As a direct and proximate result of Defendants' intentional interference with
 22 Plaintiff's prospective economic advantage, Plaintiff has suffered, and will continue to
 23 suffer, monetary damages and irreparable injury.

24 60. Based on the intentional, willful and malicious nature of Defendants' actions,
 25 Plaintiff is entitled to recover exemplary damages and reasonable attorneys' fees and costs
 26 incurred in connection with this action.

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PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully prays that the Court grant the following relief:

A. A preliminary and permanent injunction prohibiting Defendants, their respective officers, agents, servants, employees and/or all persons acting in concert or participation with them, or any of them, from: (1) using Plaintiff's trademarks or confusingly similar variations thereof, alone or in combination with any other letters, words, letter strings, phrases or designs, in commerce or in connection with any business or for any other purpose (including, but not limited to, on web sites and in domain names); and (2) registering, owning, leasing, selling, or trafficking in any domain names containing Plaintiff's trademarks or confusingly similar variations thereof, alone or in combination with any other letters, words, phrases or designs;

B. A preliminary and permanent injunction requiring the current domain name registrar to transfer the <goldennugget.me> domain name to Plaintiff;

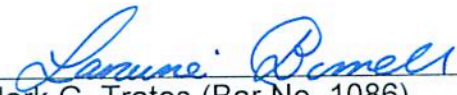
C. An award of compensatory, consequential, statutory, and punitive damages to Plaintiff in an amount to be determined at trial;

D. An award of interest, costs and attorneys' fees incurred by Plaintiff in prosecuting this action; and

E. All other relief to which Plaintiff is entitled.

DATED: April 22, 2009.

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