

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3514

Taylor
2004

Mailed: September 10,

Opposition Nos. 91156179,
91158819 and 91161392

V Secret Catalogue, Inc.
Victoria's Secret Stores,
Inc. Intimate Beauty
Corporation d/b/a
Victoria's Secret Beauty
and Victoria's Secret
Direct, LLC

v.

Women's Secrets, S.A.

Jyll S. Taylor, Attorney:

The parties' combined stipulation, filed August 31, 2004, to consolidate and to extend applicant's time to answer or otherwise respond to the notice of opposition in Opposition No. 91161392 is granted. Accordingly, applicant is allowed until September 30, 2004 to answer or otherwise plead to the notice of opposition filed in Opposition No. 91161392, and Opposition Nos. 91156179, 91158819 and 91161392 are hereby consolidated.¹

The consolidated cases may be presented on the same record and briefs. See *Helene Curtis Industries Inc. v. Suave Shoe Corp.*, 13 USPQ2d 1618 (TTAB 1989) and *Hilson*

¹ It is noted that Opposition Nos. 91156179 and 91158819 were previously consolidated by order issued on July 29, 2004.

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Research Inc. v. Society for Human Resource Management, 26 USPQ2d 1423 (TTAB 1993).

The Board file will be maintained in Opposition No. 91156179 as the "parent" case. As a general rule, from this point on only a single copy of any paper or motion should be filed herein; but that copy should bear all three proceeding numbers in its caption. However, and because the involved proceedings were consolidated prior to joinder of the issues in Opposition No. 91161392, applicant should file an answer in Opposition No. 91161392, before commencing the practice of filing a single copy of any paper in the parent case.

Despite being consolidated, each proceeding retains its separate character. The decision on the consolidated cases shall take into account any differences in the issues raised by the respective pleading; a copy of the decision shall be placed in each proceeding file.

In accordance with the parties' stipulation, proceedings herein are resumed and discovery and trial dates are reset to those in the "youngest" case, i.e., Opposition No. 91161392 and are repeated below for the convenience of the parties.

The parties are allowed **THIRTY DAYS** in which to serve responses to any outstanding discovery requests.

Trial dates, including the close of discovery, are reset as indicated below.

THE PERIOD FOR DISCOVERY TO CLOSE: February 7, 2005

Opposition Nos. 91156179, 91158819 and 91161392

30-day testimony period for party in position of plaintiff to close:	May 8, 2005
30-day testimony period for party in position of defendant to close:	July 7, 2005
15-day rebuttal testimony period to close:	August 21, 2005

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

If, during the suspension period, either of the parties or their attorneys should have a change of address, the Board should be so informed.

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