

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Mailed: March 9, 2006

Opposition Nos. **91168566**  
**91168628**

Kabushiki Kaisha Hitachi  
Seisakusho d/b/a Hitachi, Ltd.

v.

Samsung Electronics Co., Ltd.

**Jyll S. Taylor, Attorney:**

**MOTION TO CONSOLIDATE GRANTED**

Opposer's motion (filed February 13, 2006) to consolidate the above-referenced proceedings is granted as uncontested. See Trademark Rule 2.127(a).<sup>1</sup> Accordingly, Opposition Nos. 91168566 and 91168628 are hereby consolidated.

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

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<sup>1</sup> When cases involving common questions of law or fact are pending before the Board, the Board may order the consolidation of the cases. See Fed. R. Civ. P. 42(a); see also, *Regatta Sport Ltd. v. Telux-Pioneer Inc.*, 20 USPQ2d 1154 (TTAB 1991) and *Estate of Biro v. Bic Corp.*, 18 USPQ2d 1382 (TTAB 1991).

Opposition Nos. 91168566 and 91168628

The Board filed will be maintained in Opposition No. 91168566 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 both proceeding numbers in its caption.

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 standard Board procedure, discovery and trial dates are reset to those of the youngest case, i.e., Opposition No. 91168628, which are repeated below for the convenience of the parties.

<b>THE PERIOD FOR DISCOVERY TO CLOSE:</b>	<b>August 5, 2006</b>
<b>30- day testimony period for party in position of plaintiff to close:</b>	<b>November 3, 2006</b>
<b>30-day testimony period for party in position of defendant to close:</b>	<b>January 2, 2007</b>
<b>15-day rebuttal testimony period to close:</b>	<b>February 16, 2007</b>

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.

Opposition Nos. 91168566 and 91168628

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.

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