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

Mailed: January 8, 2008

Opposition No. 91153553

Luster Products, Inc.

v.

V Secret Catalogue, Inc. and
Victoria's Secret Stores Brand
Management, Inc. (by merger)[1]

Opposition No. 91153763
Opposition No. 91153841
Opposition No. 91153985
Opposition No. 91154254
Opposition No. 91154345
Opposition No. 91161289
Opposition No. 91167762

Luster Products, Inc.

v.

Intimate Beauty Corporation and
Victoria's Secret Stores Brand
Management, Inc.[2]

Opposition No. 91167975

Luster Products, Inc.

v.

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[1] Victoria's Secret Stores Brand Management, Inc. is hereby joined. *See* TBMP §512.01 (2d ed. rev. 2004); and Reel 3142, Frame 0305.

[2] Victoria's Secret Stores Brand Management, Inc. is hereby joined. *See* TBMP §512.01 (2d ed. rev. 2004). *See also, for example,* the following Reel and Frame sets for Opposition No. 91153763: (3141/0364), (3143/0296) and (3151/0373). The individual assignment records (Reel and Frame numbers) are not repeated for each of the oppositions listed. The parties are referred to the USPTO assignment records for further information.

V Secret Catalogue, Inc. and
Victoria's Secret Stores Brand
Management, Inc. (by merger)[3]

Opposition No. 91168059
Opposition No. 91169249
Opposition No. 91177359
Opposition No. 91177480
Opposition No. 91178596
Opposition No. 91178597
Opposition No. 91179153
Opposition No. 91179229
Opposition No. 91179503

Luster Products, Inc.

v.

Victoria's Secret Stores Brand
Management, Inc.

Opposition No. 91180632
Opposition No. 91180681
Opposition No. 91181029
Opposition No. 91181062

Luster Products, Inc.

v.

Victoria's Secret Stores Brand
Management, Inc.

Cheryl Butler, Attorney, Trademark Trial and Appeal Board:

In orders dated May 9, 2003 and January 19, 2006, the following opposition proceedings were consolidated: Nos. 91153553; 91153763; 91153841; 91154254; 91154345; 91161298; and 91167762. In an order dated August 19, 2005, the consolidated proceeding was suspended pending disposition of a civil action

[3] Victoria's Secret Stores Brand Management, Inc. is hereby joined. *See* TBMP §512.01 (2d ed. rev. 2004); and Reel 3142, Frame 0305.

between the parties: *Luster Products, Inc. v. Intimate Beauty Corporation and V Secret Catalogue, Inc.*, Case No. 05C-4527 in the United States District Court for the Northern District of Illinois, Eastern Division.

The following opposition proceedings, involving the same parties and some of the same questions of law and fact, are also presently suspended pending disposition of the same court case: Nos. 91167975; 91168059; 91169249; 91177359; 91177480; 91178596; 91178597; 91179153; 91179229; and 91179503.

Presently pending in the following opposition proceedings, again involving the same parties and some of the same questions of law and fact, are consented motions to suspend proceeding pending disposition of the same court case: Nos. 91180632; 91180681; 91181029; and 91181062. The motions to suspend are granted. *See* Trademark Rule 2.117(a).

Individual proceedings joined to this consolidated proceeding

As the parties are aware, when cases involving common questions of law or fact are pending before the Board, consolidation of such cases may be appropriate. *See* Fed. R. Civ. P. 42(a); and TBMP §511 (2d ed. rev. 2004).

The Board finds it appropriate to join the following oppositions: Nos. 91167975; 91168059; 91169249; 91177359; 91177480; 91178596; 91178597; 91179153; 91179229; 91179503; 91180632; 91180681; 91181029; and 91181062 to the already consolidated proceeding with the "parent case" being **91153553**.

Judicial economy will be served insofar as the consolidated proceeding remains suspended pending disposition of the court case between the parties.

In the event the parties are aware of any other pending opposition proceedings that should be part of this consolidated case, the parties are allowed until **thirty days** from the mailing date of this order to so inform the Board. This consolidated proceeding otherwise remain suspended.

Within twenty days after the final determination of the civil action, the interested party should notify the Board so that this case may be called up for appropriate action. During the suspension period the Board should be notified of any address changes for the parties or their attorneys.

Future captioning of this consolidated case

In order to simplify the caption of this consolidated proceeding, the parties and the Board prospectively will list all involved proceedings in ascending order and refer to the parties as follows: Luster Products, Inc. v. V Secret Catalogue, Inc., Intimate Beauty Corporation, and Victoria's Secret Store Brand Management, Inc.[4]

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[4] In this order, because of the transfers of interest and the different status held be many of the opposition proceedings, the Board grouped the proceedings in the caption.

Opposition Nos. 91153553; 91153763; 91153841; 91154254; 91154345; 91161298; 91167762; 91167975; 91168059; 91169249; 91177359; 91177480; 91178596; 91178597; 91179153; 91179229; 91179503; 91180632; 91180681; 91181029; and 91181062