

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

Winter/mt

Mailed: February 19, 2009

Opposition No. 91184464 (parent)
Opposition No. 91184465

Medimmune, Inc.

v.

SYGNIS Pharma AG

ELIZABETH J. WINTER, INTERLOCUTORY ATTORNEY:

Applicant's consented motion (filed February 11, 2009) to consolidate proceedings is hereby granted. See Fed. R. Civ. P. 42(a); and TBMP § 511 (2d ed. rev. 2004).

Opposition Nos. 91184464 and 91184465 are hereby consolidated and may be presented on the same record and briefs. Papers should bear the number of each of the consolidated cases, although Opposition No. **91184464** is treated as the "parent" case, and papers filed by the parties, or issued by the Board, will be placed only in the file of the parent case. The parties need not file a copy for each consolidated case; a single copy, bearing the number of each consolidated case, normally is sufficient.

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Consolidated cases do not lose their separate identity because of consolidation. Each proceeding retains its separate character and requires entry of a separate judgment. See 9A Wright & Miller, Fed. Prac. & Proc. Civ.3d § 2382 (2008). In that regard, the Board notes that issue has been joined in each proceeding.

In accordance with Board practice, discovery, disclosure deadlines, and trial dates are generally reset to conform to the dates set in the most recently filed of the proceedings that are being consolidated. The Board notes, however, that the consolidated proceedings currently have the same trial schedule. In view thereof, the remaining disclosure and trial dates, including the close of discovery, remain as set in the Board's order mailed on October 10, 2008 in each proceeding, which is set forth below for the parties' convenience:

Expert Disclosure Due :	06/11/2009
Discovery Closes :	07/11/2009
Plaintiff's Pretrial Disclosures :	08/25/2009
Plaintiff's 30-day Trial Period Ends :	10/09/2009
Defendant's Pretrial Disclosures :	10/24/2009
Defendant's 30-day Trial Period Ends :	12/08/2009
Plaintiff's Rebuttal Disclosures :	12/23/2009
Plaintiff's 15-day Rebuttal Period Ends :	01/22/2010

IN EACH INSTANCE, a copy of the transcript of testimony, together with copies of documentary exhibits,

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must be served on the adverse party **WITHIN THIRTY DAYS** after completion of the taking of testimony. See Trademark Rule 2.125, 37 C.F.R. § 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b), 37 C.F.R. §§ 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129, 37 C.F.R. § 2.129.

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