

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

Mailed: November 28, 2008

Opposition No. **91181892**
Opposition No. 91181896
Opposition No. 91186198
Opposition No. 91186200

Holder Suisse S.A.

v.

Paule and Gerard Koumetz

Ann Linnehan, Interlocutory Attorney

This case now comes up for consideration of opposer's motion (filed October 21, 2008) to consolidate the above proceedings. The motion has been fully briefed.

The Board shall forego an exhaustive review of the parties' arguments and issues in their briefs and shall presume the parties' familiarity therewith.

When actions involving common questions of law and/or fact are pending before the Board, it may order those actions consolidated. See Fed. R. Civ. P. 42(a); *Regatta Sport Ltd. v. Telux-Pioneer Inc.*, 20 USPQ2d 1154 (TTAB 1991); *World Hockey Ass'n v. Tudor Metal Products Corp.*, 185 USPQ 246 (TTAB 1975).

After reviewing the records in the proceedings at issue,¹ the Board notes that all four proceedings involve similar marks (each contains the word PAULETTE), similar claims, and the same parties. Accordingly, the Board finds that, in the interests of judicial economy and saving time, effort, and expense for the parties and the Board, consolidation of the proceedings is appropriate.

In view thereof, opposer's motion to consolidate is hereby granted. Opposition Nos. 91181892, 91181896, 91186198 and 91186200 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). The Board file will be kept in Opposition No. 91181892 as the "parent" case. As a general rule, from this point on, only a single copy of any submission should be filed herein, but each submission should include all four proceeding numbers in its caption.²

¹ The Board notes that in Opposition Nos. 91181892 and 91181896 opposer has amended its notice of opposition and applicant has filed a response thereto. These filings are accepted into the record.

² 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.

Discovery and testimony periods for these consolidated proceedings will be reset as follows:

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| Deadline for Discovery Conference | 1/5/2009 |
| Discovery Opens | 1/5/2009 |
| Initial Disclosures Due | 2/4/2009 |
| Expert Disclosures Due | 6/4/2009 |
| Discovery Closes | 7/4/2009 |
| Plaintiff's Pretrial Disclosures | 8/18/2009 |
| Plaintiff's 30-day Trial Period Ends | 10/2/2009 |
| Defendant's Pretrial Disclosures | 10/17/2009 |
| Defendant's 30-day Trial Period Ends | 12/1/2009 |
| Plaintiff's Rebuttal Disclosures | 12/16/2009 |
| Plaintiff's 15-day Rebuttal Period Ends | 1/15/2010 |

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.