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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91192099
Party	Plaintiff McDonald's Corporation
Correspondence Address	LAWRENCE E. JAMES, JR. NEAL, GERBER & EISENBERG LLP 2 NORTH LaSALLE STREET, SUITE 1700 CHICAGO, IL 60602 UNITED STATES rbrowne@ngelaw.com, jcullis@ngelaw.com, rbrowne@ngelaw.com, mturner@ngelaw.com, mbenson@ngelaw.com, lbailey@ngelaw.com
Submission	Reply in Support of Motion
Filer's Name	Lawrence E. James, Jr.
Filer's e-mail	ljames@ngelaw.com, rbrowne@ngelaw.com, jcullis@ngelaw.com, mturner@ngelaw.com, lbailey@ngelaw.com
Signature	/Lawrence E. James, Jr./
Date	01/14/2011
Attachments	Reply_in_Support_of_the_Motion_to_Consolidate.pdf (3 pages)(10640 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

McDONALD’S CORPORATION,)	
	)	Opposition No. 91178758
Opposer,)	
)	
v.	)	Mark: McSWEET
	)	Application S/N: 78/947,247
McSWEET, LLC,	)	Filed: August 8, 2006
	)	Published: April 10, 2007
Applicant.)	
and,		
McDONALD’S CORPORATION,)	
	)	Opposition No. 91192099
Opposer,)	
)	
v.	)	Mark: McSWEET
	)	Application S/N: 77/722,272
McSWEET, LLC,	)	Filed: April 24, 2009
	)	Published: September 1, 2009
Applicant.)	

**OPPOSER’S REPLY IN SUPPORT OF ITS MOTION
TO CONSOLIDATE OPPOSITION PROCEEDINGS**

Opposer appreciates that Applicant has reconsidered its longstanding refusal to agree to consolidation of the above-captioned proceedings, and in Applicant’s Response to Opposer’s Motion to Consolidate has reversed its position and now agrees that consolidation is warranted and that Opposer’s pending Motion should be granted.

Applicant’s Response further requests that the Board adopt the trial schedule set forth in the Board’s December 7, 2010 Order in Opposition 91178758 (“McSweet I”) as the controlling schedule for the consolidated Opposition. Opposer agrees to the adoption of the schedule set forth in Board’s December 7, 2010 Order in McSweet I for the consolidated proceeding.

WHEREFORE, Opposer respectfully requests that the Board enter an Order pursuant to TBMP §511 and Fed. R. Civ. P. 42(a) consolidating Opposition No. 91178758 with Opposition No. 91192099, establishing a trial schedule for the consolidated proceedings based upon the schedule set forth in the Board's December 7, 2010 Order in Opposition No. 91178758, and granting such other relief as the Board deems appropriate.

Respectfully submitted,

McDONALD'S CORPORATION

Date: January 14, 2011

By: /Lawrence E. James, Jr./
One of the Attorneys for Opposer

Robert E. Browne
John A. Cullis
Lawrence E. James, Jr.
Mike R. Turner
NEAL, GERBER & EISENBERG, LLP
2 N. LaSalle Street, Suite 2200
Chicago, IL 60602
(312)269-8000

CERTIFICATE OF SERVICE

I, Lawrence E. James, Jr., state that I served a copy of the foregoing *Opposer's Reply in Support of its Motion to Consolidate Opposition Proceedings* via first class U.S. mail, postage pre-paid, upon:

Katherine Hendricks
HENDRICKS & LEWIS PLLC
901 Fifth Ave., Ste 4100
Seattle, WA 98164

on this 14th day of January, 2011.

/Lawrence E. James, Jr. /
Lawrence E. James, Jr.

NGEDOCs: 1763449.2