

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

Mailed: December 1, 2011

Opposition No. 91200197
("PARENT CASE")

Sigler Companies, Inc.

v.

TSDC, LLC

Opposition No. 91201807

Opposition No. 91201812

Opposition No. 91201815

Opposition No. 91201819

Opposition No. 91201820

Opposition No. 91201821

Opposition No. 91201822

Opposition No. 91201825

Opposition No. 91201826

TSDC, LLC

v.

Sigler Companies, Inc.

Jennifer Krisp, Interlocutory Attorney:

Consolidation

The Board may consolidate pending cases that involve common questions of law or fact. See Fed. R. Civ. P. 42(a); *Regatta Sport Ltd. v. Telux-Pioneer Inc.*, 20 USPQ2d 1154 (TTAB 1991); *Estate of Biro v. Bic Corp.*, 18 USPQ2d 1382 (TTAB 1991). Inasmuch as the parties to the above-captioned proceedings are the same, and said proceedings involve common questions of law and/or fact, the Board finds that consolidation of them is appropriate.

In view thereof, the above-captioned opposition proceedings are hereby consolidated and may be presented on the same record and briefs. The record will be maintained in Opposition No. 91200197 as the "parent case." The parties should no longer file separate motions and papers in each proceeding, but rather must file a single copy of each motion or paper in the parent case only. Each motion or paper filed must caption all consolidated proceedings in ascending order, listing and identifying the parent case first, as in the caption above (see above).

Consolidated cases do not lose their separate identity because of consolidation. Each proceeding retains its separate character and requires entry of a separate judgment. The decision on the consolidated cases shall take into account any differences in the issues raised by the respective pleadings, and a copy of the final decision shall be placed in each proceeding file.

The parties are directed to promptly inform the Board of any other related cases within the meaning of Fed. R. Civ. P. 42.

Schedule

An answer has been filed in each of the consolidated proceedings. Upon consolidation, the Board will reset dates for the consolidated proceeding, usually by adopting the dates as set in the most recently instituted of the cases

being consolidated. See TBMP § 511 (3d ed. 2011). The next deadline in the recently instituted proceedings is the December 7, 2011 deadline for the parties to hold their required discovery and settlement conference. In view thereof, dates are reset as follows:

Deadline for Required Discovery Conference ¹	December 7, 2011
Discovery Opens	December 7, 2011
Initial Disclosures Due	January 6, 2012
Expert Disclosures Due	May 5, 2012
Discovery Closes	June 4, 2012

Plaintiff's Pretrial Disclosures Due [91200197]	July 19, 2012
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30-day testimony period for plaintiff's testimony to close [91200197]	September 2, 2012
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Plaintiff's Pretrial Disclosures due [91201807-91201826]	September 17, 2012
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30-day testimony period for defendant [91200197], and plaintiff [91201807-91201826] to close	November 1, 2012
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Defendant's [91201807-91201826], and Plaintiff's Rebuttal [91200197] Disclosures Due	November 16, 2012
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¹ Inasmuch as the date for the discovery conference has passed in Opposition No. 91200197, the obligation to conference under the schedule set forth above applies to the remaining nine proceedings, namely, Opposition Nos. 91201807-91201826.

30-day testimony period for defendant [91201807-91201826], and 15-day rebuttal testimony for plaintiff [91200197] to close December 31, 2012

Plaintiff's Rebuttal Disclosures Due [91201807-91201826] January 15, 2013

15-day rebuttal period for plaintiff to close [91201807-91201826] February 14, 2013

BRIEFS SHALL BE DUE AS FOLLOWS:

Brief for plaintiff due [91200197] April 15, 2013

Brief for defendant [91200197], and plaintiff [91201807-91201826] due May 15, 2013

Brief for defendant [91201807-91201826], and reply brief, if any, for plaintiff [91200197] due June 14, 2013

Reply brief, if any, for plaintiff due [91201807-91201826] June 29, 2013

Any motion to suspend or extend these dates must set forth a proposed schedule of all dates relevant dates to be reset, in the manner as set forth above.

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 Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.