

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

Baxley

Mailed: July 11, 2012

Opposition No. 91205448

Watercraft Superstore, Inc.

v.

West Marine Products, Inc.

Andrew P. Baxley, Interlocutory Attorney:

On June 6, 2012, opposer commenced the above-captioned proceeding by filing five separate notices of opposition, one each with regard to application Serial Nos. 85452637, 85452643, 85452648, 85452654, and 85452655.¹ There should be only one operative set of pleadings per proceeding, e.g., a single complaint and a single answer.² See Fed. R. Civ. P. 7(a).

Moreover, the Board, in exercising its inherent authority to control the conduct of cases on its docket, finds that, because the notices of opposition involve common issues of law and/or fact, the opposition to all five

¹ Applicant's attorney contacted the Board by telephone on July 10, 2012 to inquire about the procedure for separating the notices of opposition into individual proceedings.

² Opposer should have either (1) commenced five separate proceedings by filing each notice of opposition separately, or (2) filed a single consolidated notice of opposition.

applications should be handled in a single proceeding. See TBMP Section 511 (3d ed. rev. 2012).

Accordingly, opposer is allowed until thirty days from the mailing date set forth in this order to file a single amended consolidated notice of opposition with regard to all five of the above-identified applications, failing which the Board may issue an order to show cause why this proceeding should not be dismissed based on opposer's apparent loss of interest. See TBMP Section 308.05.

Proceedings herein are otherwise suspended.