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Filing date: **07/10/2014**

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

Proceeding	91207392
Party	Plaintiff MHO, LLC
Correspondence Address	CORY M AMRON VORYS SATER SEYMOUR & PEASE LLP 1909 K STREET NW, 9TH FLOOR WASHINGTON, DC 20006 UNITED STATES wholdach@vorys.com, cmamron@vorys.com, iplaw@vorys.com, behogue@vorys.com
Submission	Other Motions/Papers
Filer's Name	Tanya Marie Curcio
Filer's e-mail	wholdach@vorys.com, cmamron@vorys.com, iplaw@vorys.com, behogue@vorys.com
Signature	/tanya marie curcio/
Date	07/10/2014
Attachments	91207392 stipulated motion to consolidate and suspend.pdf(113794 bytes)

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

MHO, LLC,

Opposer,

v.

PEARLS MIIHOME IP PTY LTD,

Applicant.

Opposition No. 91207392
Trademark: MIIHOME
Ser. No. 85522763

**STIPULATED MOTION TO CONSOLIDATE
AND TO SUSPEND**

Pursuant to section 511 of the Trademark Trial and Appeal Board Manual of Procedure (“TBMP”), Petitioner, MHO, LLC, and Applicant, Pearls MIIHOME IP PTY, Ltd., jointly request that the above-captioned opposition proceeding be consolidated with the following other opposition proceedings filed between the same parties:

- MII-HOME HOUSING SOLUTIONS, Opp. No. 91207514; and
- PEARLS MIIHOME GLOBAL BUILDING SOLUTIONS, Opp. No. 91216213.¹

These proceedings all involve common questions of law and fact, including the asserted likelihood of confusion between similar marks owned by Opposer and Applicant. The instant proceeding for the MIIHOME mark, being the first-filed of the proceedings, should be treated as the “parent” case.

In addition, pursuant to 37 C.F.R. § 2.117(c) and section 510.03(a) of the TBMP, the parties request that the consolidated proceedings be suspended for a period of sixty (60) days, so

¹ There is another proceeding involving the same parties, Opp. No. 91207393. However, that proceeding is believed to have been instituted due to a computer or other administrative error at the Trademark Office or by Opposer, as it

that the parties can discuss settlement, including the consideration of issues newly presented by the '6213 proceeding, and that when the proceedings resume, they do so in accordance with the schedule set in the '6213 proceeding. modified as follows:

Time to Answer	Closed
Deadline for Discovery Conference	9/12/2014
Discovery Opens	9/12/2014
Initial Disclosures Due	10/12/2014
Expert Disclosures Due	2/9/2015
Discovery Closes	3/11/2015
Plaintiff's Pretrial Disclosures	4/25/2015
Plaintiff's 30-day Trial Period Ends	6/9/2015
Defendant's Pretrial Disclosures	6/24/2015
Defendant's 30-day Trial Period Ends	8/8/2015
Plaintiff's Rebuttal Disclosures	8/23/2015
Plaintiff's 15-day Rebuttal Period Ends	9/23/2015

Opposer has secured the consent of all other parties to this proceeding for the consolidation, suspension and resetting of dates.

Date: July 10, 2014



Cory M. Amron
William H. Oldach III
Laura T. Geyer

involves the very same application serial number as the '392 proceeding. The parties are therefore also filing at this time a stipulated motion to dismiss the '393 proceeding without prejudice.

Tanya Marie Curcio
VORYS, SATER, SEYMOUR & PEASE LLP
1909 K Street NW, Suite 900
Washington, DC 20006
Telephone: (202) 467-8800
Facsimile: (202) 533-9099
E-Mail: iplaw@vorys.com

Attorneys for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion to Consolidate and to Suspend was served this 10th day of July, 2014, by first-class United States Mail, postage prepaid, upon the following:

Charlene Krogh, Esq.
Dorsey & Whitney LLP
1400 Wewatta Street
Suite 400
Denver, CO 80202-5549



Tanya Marie Curcio