

ESTTA Tracking number: **ESTTA641722**

Filing date: **12/01/2014**

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

Proceeding	91218753
Party	Defendant Switz Licensing SA
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Submission	Motion to Consolidate
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Date	12/01/2014
Attachments	Motion to Consolidate SWISSONE Opps.pdf(58671 bytes)

In support of this motion, the parties agree and state as follows:

1. Opposition No. 91218380 to Applicant's trademark App. No. 86/193,654 SWISSONE (opposed in Classes 18 and 25) and Opposition No. 91218753 to Applicant's Trademark App. No. 86/125,793 SWISSONE (opposed in Classes 3, 8, 9, 14, 18, 25) involve common questions of law and fact regarding Applicant's and Opposers' trademarks;
2. There will be savings in time, effort, and expense gained from consolidation;
3. Similar answers have been filed in both proceedings;
4. There is no prejudice or inconvenience to either party as a result of consolidation; and
5. Opposition No. 91218380 and Opposition 91218753 involve the same Applicant, the same counsel, the same trademark SWISSONE and two of the three Opposers are the same, the third being a related company.¹

For the foregoing reasons, the parties request that the Board:

- a. grant this stipulated motion and order the consolidation of Opposition No. 91218380 and Opposition No. 91218753; and
- b. reset the dates of the consolidated proceeding to the dates as set in the most recently instituted case (Opposition No. 91218753).

¹ In Opposition No. 91218753 the Opposers are Victorinox AG, Swiss Army Brand Ltd. and Wenger S.A. In Opposition No. 91218380, the Opposers are Swiss Army Brand Ltd. and Wenger S.A., but not Victorinox AG. Victorinox AG is the owner of both Swiss Army Brand Ltd. and Wenger S.A.

Respectfully Submitted: December 15, 2014

K&L GATES LLP

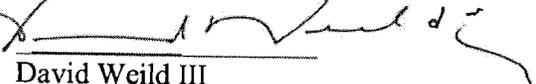
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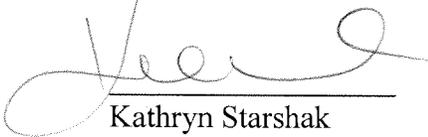
CERTIFICATE OF MAILING

I hereby certify that a true copy of the foregoing STIPULATED MOTION TO CONSOLIDATE is being deposited via first class mail in an envelope addressed to:

David Weild III
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Attorneys for Opposers

On December , 2014


Kathryn Starshak