

ESTTA Tracking number: **ESTTA727146**

Filing date: **02/16/2016**

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

Proceeding	91224345
Party	Plaintiff R. Stone Co., LLC
Correspondence Address	ADAM S MOCCIOLO PULLMAN & COMLEY LLC 850 MAIN STREET, PO BOX 7006 BRIDGEPORT, CT 06601 UNITED STATES AMOCCIOLO@PULLCOM.COM, JTSHEARIN@PULLCOM.COM, SFREILICH@PULLCOM.COM
Submission	Motion to Consolidate
Filer's Name	ADAM S. MOCCIOLO
Filer's e-mail	AMOCCIOLO@PULLCOM.COM, JTSHEARIN@PULLCOM.COM, SFREILICH@PULLCOM.COM
Signature	/Adam S. Mocchiolo/
Date	02/16/2016
Attachments	R. Stone - Mot Consolidate.pdf(11934 bytes)

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

In the matters of trademark applications:

Serial no.:	For the mark:	Published in the Official Gazette on:
86491635	AUTUMN RIDGE	August 18, 2015
86491650	CARMEL HILL	June 16, 2015
86491661	CHATHAM BLEND	June 16, 2015
86492124	GLEN COVE	August 18, 2015
86492135	NORTH SHORE	June 16, 2015
86492141	OLD NEW ENGLAND	August 18, 2015
86492146	WESTCHESTER TAN	September 29, 2015
86492160	NANTUCKET BLUE	June 16, 2015

R. Stone Co., LLC)	Opposition Nos.:
Opposer)	91224342
)	91224344
v.)	91224345
)	91224346
La Pietra Thinstone Veneer of Monroe, Inc.)	91224924
Applicant)	91224927
)	91224929
)	91224930

MOTION TO CONSOLIDATE

R. Stone Co., LLC and La Pietra Thinstone Veneer of Monroe, Inc., who are opposer and applicant, respectively, in each of the above-captioned opposition matters, hereby move jointly to consolidate the cases for all further proceedings. The parties request that the board set the schedule for the consolidated proceeding to match that previously ordered for the later-filed group of the above-captioned opposition.¹ That is, as follows:

Time to Answer (already completed as to all marks)	12/29/2015
Deadline for Discovery Conference (already completed)	1/28/2016
Discovery Opens	1/28/2016
Initial Disclosures Due	2/27/2016

¹ The later-filed group are opposition number 91224924 (Autumn Ridge), number 91224927 (Glen Cove), number 91224929 (Old New England), and number 91224930 (Westchester Tan).

Expert Disclosures Due	6/26/2016
Discovery Closes	7/26/2016
Plaintiff's Pretrial Disclosures	9/9/2016
Plaintiff's 30-day Trial Period Ends	10/24/2016
Defendant's Pretrial Disclosures	11/8/2016
Defendant's 30-day Trial Period Ends	12/23/2016
Plaintiff's Rebuttal Disclosures	1/7/2017
Plaintiff's 15-day Rebuttal Period Ends	2/6/2017

The parties further stipulate that the limits on quantity of interrogatories posed will be those that would normally apply to a single proceeding on a single mark, but that where an interrogatory is posed in separate parts asking the same question as to various of the marks in dispute, those parts shall count as one interrogatory, not as separate interrogatories, for purposes of the numerical limit, and that nothing in this stipulation shall prevent either party from seeking court permission to serve additional interrogatories as it would otherwise be permitted to seek under the discovery rules.

Respectfully Submitted,

/s/ Adam S. Mocchiolo
Adam S. Mocchiolo
James T. Shearin
Sharon K. Freilich
PULLMAN & COMLEY, LLC
850 Main Street
P.O. Box 7006
Bridgeport, CT 06601
(203) 330-2000
amocchiolo@pullcom.com
jtshearin@pullcom.com
sfreilich@pullcom.com

/s/ Michael P. Beers
Donald J. MacDonald
Michael P. Beers
COLEMAN & MACDONALD LAW OFFICE
325 Central Street
Saugus, MA 01906
(781) 558-5629
dmacdonald@colemanmacdonald.com
mbeers@colemanmacdonald.com

*Attorneys for Applicant La Pietra Thinstone
Veneer of Monroe, Inc.*

Attorneys for Opposer R. Stone Co., LLC

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing was served by U.S. First Class Mail, postage prepaid, on the date of filing, to counsel of record, as follows:

Donald J. MacDonald
Michael P. Beers
Coleman & MacDonald Law Office
325 Central Street
Saugus, MA 01906

/s/ Adam S. Mocchiolo _____
Adam S. Mocchiolo