

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Johnson

Mailed: May 23, 2002

Cancellation No. 92032360

Cancellation No. 92040141

JACOB ZIMMERMAN

v.

NATIONAL ASSOCIATION OF
REALTORS

Cindy B. Greenbaum, Attorney:

Respondent's combined motion (filed February 28, 2002) to suspend Cancellation No. 40,141 and to consolidate Cancellation No. 40,141 with Cancellation No. 32,360 is hereby granted as conceded.

CONSOLIDATION ORDERED

The consolidated cases may be presented on the same record and briefs with Cancellation No. 32,360 operating as the "parent" proceeding. See *Helene Curtis Industries Inc. v. Suave Shoe Corp.*, 13 USPQ2d 1618 (TTAB 1989) and *Hilson Research Inc. v. Society for Human Resource Management*, 26 USPQ2d 1423 (TTAB 1993).

Cancellation Nos. 32,360 and 40,141

As a general rule, from this point on only a single copy of any paper or motion should be filed herein; but that copy should bear both proceeding numbers in its caption. Exceptions to the general rule involve stipulated extensions of the discovery and trial dates, see Trademark Rule 2.121(d), and briefs on the case, see Trademark Rule 2.128. In addition, respondent must file a separate answer for each proceeding, which answer only references that proceeding number, upon resumption of the consolidated proceedings.

Despite being consolidated, each proceeding retains its separate character. The decision on the consolidated cases shall take into account any differences in the issues raised by the respective pleading; a copy of the decision shall be placed in each proceeding file.

PROCEEDINGS SUSPENDED

Proceedings remain are suspended pursuant to the April 30, 2002 Board order pending final determination of Cancellation No. 27,885 and 28,047.

Within twenty days after the final determination of the noted proceedings, the interested party should notify the Board so that this case may be called appropriate action. During the suspension period the Board should be notified of any address changes for the parties or their attorneys.