

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

Baxley

Mailed: August 14, 2008

Opposition No. **91172939**
Cancellation No. **92046316**

MarketQuest Group, Inc.

v.

Societe Bic

Andrew P. Baxley, Interlocutory Attorney:

Inasmuch as the parties are the same and the above-captioned proceedings involve common questions of law or fact, the Board hereby orders their consolidation. See Fed. R. Civ. P. 42(a); *Regatta Sport Ltd. v. Telux-Pioneer Inc.*, 20 USPQ2d 1154 (TTAB 1991); *Estate of Biro v. Bic Corp.*, 18 USPQ2d 1382 (TTAB 1991).

The consolidated cases may be presented on the same record and briefs. 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).

The Board file will be maintained in Opposition No. 91172939 as the "parent" case. As a general rule, from this point onward, the parties should file only a single copy of

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any submission herein; that copy, however, should include both proceeding numbers in the caption thereof.

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.

Discovery and testimony periods in these newly consolidated proceedings remain as last reset in the January 16, 2008 orders in each of these proceedings.