



09-04-2001

U.S. Patent & TMO/TM Mail Rcpt Dt. #7C

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

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 WM. WRIGLEY JR. COMPANY :  
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 Opposer, :  
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 WARNER-LAMBERT COMPANY, :  
 :  
 Applicant. :  
 :  
 -----X

Opposition No. 122,137  
Mark: POLAR CHILL

#8

Hyman

-----X  
 :  
 WM. WRIGLEY JR. COMPANY :  
 :  
 Opposer, :  
 :  
 WARNER-LAMBERT COMPANY, :  
 :  
 Applicant. :  
 :  
 -----X

Opposition No. 121,996  
Mark: POLAR FREEZE

**RESPONSE TO OPPOSER'S MOTION TO CONSOLIDATE**

Applicant hereby responds to Opposer's Motion to Consolidate. Applicant does not oppose Opposer's Motion to Consolidate the above-referenced proceedings. In fact, Applicant

Certificate of Mailing by "Express Mail" (37 C.F.R. 1.10)  
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 I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and is addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513.  
 Name: Kim Verdi  
 Signature: Kim Verdi

consents thereto.<sup>1</sup>

Accordingly, Applicant submits that consolidation of the above-referenced proceedings is beneficial to both the parties and the Trademark Trial and Appeal Board.

Respectfully submitted,

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(212) 806-5400

BY Laura E. Goldbard  
Laura E. Goldbard  
Heather L. Danzig

Dated: New York, New York  
September 4, 2001

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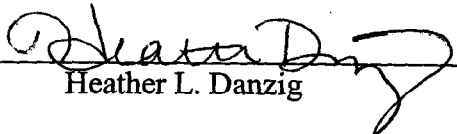
<sup>1</sup> Applicant submits that there was no need for Opposer to file this Motion in the first instance. Pursuant to TMEP §511, consolidation may be granted upon the stipulation of the parties, approved by the Trademark Trial and Appeal Board. Opposer failed to make a good faith effort, by either conference or correspondence, to resolve this issue by stipulation.

**CERTIFICATE OF SERVICE**

It is hereby certified that a copy of the foregoing RESPONSE TO OPPOSER'S MOTION TO CONSOLIDATE was forwarded by first class mail, postage prepaid, to:

Ronald Y. Rothstein, Esq.  
Winston & Strawn  
35 West Wacker Drive  
Chicago, IL 60601

on this 4th day of September, 2001.

  
Heather L. Danzig