

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

Mail date: June 3, 2003

Opposition No. 125,192
Opposition No. 153,264
Opposition No. 153,338
Opposition No. 153,447
Opposition No. 153,688
Opposition No. 153,733
Opposition No. 154,065
Opposition No. 154,328

Ryobi Technologies, Inc.

v.

Milwaukee Electric Tool
Corporation

Cheryl Butler, Interlocutory Attorney

These cases now come up on the parties' stipulated motion to consolidate, filed February 11, 2003. The Board has reviewed each of the above-identified oppositions, and answers have been filed. Each proceeding involves the same parties and at least some of the same questions of law and fact.

When cases involving common questions of law or fact are pending before the Board, consolidation of such cases may be appropriate. See Fed. R. Civ. P. 42(a); and TBMP Section 511. The Board finds it appropriate to consolidate the above-identified proceedings.

Accordingly, the stipulated motion to consolidate is granted, and the opposition proceedings referenced in the

Opposition No. **125,192**; 153,264; 153,338; 153,447; 153,688;
153,733; 154,065; and 154,328

captioning of this order may be presented on the same records and briefs. The record will be maintained in Opposition No. **125,192** as the "parent" case, but all papers filed in these cases should include all proceeding numbers in ascending order.

The parties' request that proceedings be suspended pending institution of oppositions on related applications is granted. (In particular, the parties reference application Serial No. 75/831,360.) The parties are to notify the Board when the oppositions concerning the related applications are instituted in order that such oppositions may be joined to this consolidated proceeding. The parties are to notify the Board of any change of address for the parties or their attorneys.
