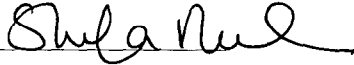


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CERTIFICATE OF MAILING
37 C.F.R 1.8

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7/10/03
Date



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

In the Matter of Serial No. 75/830,880
For the Mark: Miscellaneous Design



07-16-2003

U.S. Patent & TMOfo/TM Mail Rcpt Dt. #22

HILTI AKTIENGESELLSCHAFT

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Opposer,

v.

Opposition No. 153,234

MILWAUKEE ELECTRIC TOOL
CORPORATION,

Applicant.

**STIPULATED REQUEST FOR CONSOLIDATION
AND SUSPENSION OF OPPOSITION PROCEEDINGS**

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Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

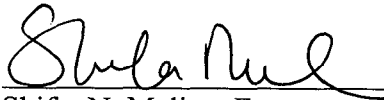
Opposer Hilti Aktiengesellschaft ("Opposer") and Applicant Milwaukee Electric
Tool Corporation ("Applicant") hereby jointly request the Board to consolidate, and to

suspend pending consolidation, the following opposition proceedings, all of which involve the same or related parties:

1. Opposition No. 153,266 to Application No. 75/830,887;
2. Opposition No. 154,360 to Application No. 75/831,346;
3. Opposition No. 153,450 to Application No. 75/830,888;
4. Opposition No. 154,063 to Application No. 75/831,328;
5. Opposition No. 153,732 to Application No. 75/830,879;
6. Opposition No. 153,265 to Application No. 75/830,887;
7. Opposition No. 154,887 to Application No. 75/831,346;
8. Opposition No. 153,451 to Application No. 75/830,888;
9. Opposition No. 154,330 to Application No. 75/831,337;
10. Opposition No. 153,234 to Application No. 75/830,880;
11. Opposition No. 153,287 to Application No. 75/831,361;
12. Opposition No. 154,064 to Application No. 75/831,328; and
13. Opposition No. 155,456 to Application No. 75/831,360.

Each of the above-listed proceeding involves the same (or closely-related) parties and common questions of law and fact. Specifically, Applicant has nine (9) pending applications to register designs consisting of a predominantly red with gray and/or black accents color scheme for electrical power tools. One of these applications is the application at issue in this proceeding. Opposer and Hilti, Inc., a related company, have filed a Notice of Opposition against each of these applications, which led to the commencement of the above-listed proceedings. Applicant has filed its Answer in each proceeding. As these proceedings will involve common questions of law or fact, consolidation is proper. *See* T.B.M.P. § 511. Opposer and Applicant agree that in the

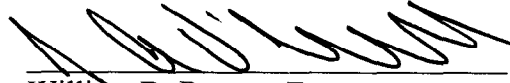
SO STIPULATED:



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Hilti Aktiengesellschaft

Date: 7/10/03



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Attorneys for Applicant
Milwaukee Electric Tool Corporation

Date: July 9, 2003