

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3514

Opposition Nos. 91157015
91157311
91157371

Anheuser-Busch, Incorporated

v.

Bud K Worldwide, Inc.

Linda Skoro, Interlocutory Attorney

This case now comes up on opposer's consented request for a resetting of the dates and applicant's motion to consolidate all proceedings.

Motion to Consolidate

A review of the pleadings in the above-identified opposition proceedings indicates that the parties are the same and the proceedings involve substantially identical questions of fact and law.

Since the marks sought to be registered by applicant are substantially the same and inasmuch as opposer has in each instance challenged applicant's right of registration on the basis of a likelihood of confusion, in that its mark here involved is very similar, it is believed that these

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proceedings may be presented on the same record without appreciable inconvenience or confusion. Moreover, the consolidation would be equally advantageous to both parties in the avoidance of the duplication of effort, loss of time, and the extra expense involved in conducting the proceedings individually. See Rule 42(a) of the Federal Rules of Civil Procedure.

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). 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 all proceeding numbers in its caption. Exceptions to the general rule of one copy involve stipulated extensions of the discovery and trial dates and briefs on the case, which require additional copies. See Trademark Rules 2.121(d) and 2.128.

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 pleadings and a copy of the decision shall be placed in each proceeding file.

The parties are further advised that they are to periodically inform the Board if any subsequent oppositions

or oppositions are instituted which involve the same parties and the same issues.

Motion to Reset Dates

Opposer's motion for a resetting of all dates is granted. These dates apply to all of these consolidated proceedings. They are reproduced below and copy is being placed in each file. All future filings should be submitted in this, the parent file.

IN EACH INSTANCE, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party **WITHIN THIRTY DAYS** after completion of the taking of testimony. Rule 2.125.

DISCOVERY PERIOD TO CLOSE:	4/29/04
Testimony period for party in position of plaintiff to close: (opening thirty days prior thereto)	7/28/04
Testimony period for party in position of defendant to close:(opening thirty days prior thereto)	9/26/04
Rebuttal testimony period to close: (opening fifteen days prior thereto)	10/08/04

Briefs shall be filed in accordance with Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Rule 2.129.