

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mailed: August 12, 2004

Opposition No. 91159056

Opposition No. 91159079

Ares Trading SA

v.

NPS Pharmaceuticals, Inc.

Cheryl Goodman, Interlocutory Attorney:

This case now comes up on applicant's consented motion to consolidate, filed May 17, 2004, and consented motion to extend discovery and trial dates, filed July 13, 2004.

The Board turns first to the motion to consolidate. Upon consideration of the pleadings in both matters, the Board finds it appropriate to consolidate the above identified proceedings inasmuch as the oppositions involve the same parties, similar marks, and common questions of law and fact. Accordingly, opposer's consented motion to consolidate is granted.

In view thereof, Opposition Nos. 91159056 and 91159079 are hereby consolidated. Although each proceeding retains its separate character, they may be presented on the same record and briefs. The record will be maintained at the Board in Opposition No. 91159056 as the "parent" case, but

all papers filed in these cases should include all proceeding numbers in ascending order.

Opposer's consented motion to extend dates is granted. Dates in the consolidated proceedings are reset as set forth in opposer's consented motion.