

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

DUNN

Mailed: February 24, 2006

Opposition No. 91164326

Opposition No. 91166064

AQUENT LLC

v.

ACQUIENT LLC

Elizabeth A. Dunn, Attorney:

On November 2, 2005, opposer filed a consented motion to consolidate Opposition Nos. 91164326 and 91166064. The delay in acting upon this matter is regretted.

In Opposition No. 91164326, opposer alleges likelihood of confusion between its mark AQUENT, the subject of pleaded Registrations Nos. 2289555 and 2409082, and applicant's mark ACQUIENT (in stylized form). In Opposition No. 91166064, opposer brings the same claim against a version of the mark incorporating a design element and used on the same services. Because the parties are the same, and the two proceedings involve common issues of law and fact, the Board believes that in the interest of judicial economy Opposition Nos. 91164326 and 91166064 should be consolidated. See Fed.

Opposition Nos. 91164326 and 91166064

R. Civ. P. 42(a) and Trademark Trial and Appeal Board Manual of Procedure §511 (2nd ed., rev. 2004).¹ Accordingly, opposer's consented motion is granted, and Opposition Nos. 91164326 and 91166064 are consolidated, and may be presented on the same record and briefs.²

Proceedings herein are suspended pending disposition of opposer's motion for summary judgment, filed December 23, 2003.

Any paper filed during the pendency of this motion which is not relevant thereto will be given no consideration. See Trademark Rule 2.127(d).

¹ The TBMP is available in the TTAB section of the USPTO website, www.uspto.gov.

² The Board file will be maintained in Opposition No. 91164326 as the "parent" case, but all papers filed herein must include the proceeding numbers of both cases in ascending order.