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

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Mailed: October 27, 2010

Opposition No. 91171389
Opposition No. 91171390
Opposition No. 91186384

World Trade Centers Association Inc.

v.

World Market Center Venture, LLC

Elizabeth A. Dunn, Attorney (571-272-4267):

The parties requested a phone conference with the Board attorney listed above. The conference was held October 26, 2010, and the participants were George Snyder, attorney for opposer, Lauri Thompson, attorney for applicant, and Elizabeth Dunn, attorney for the Board.

In preparation for the conference, the Board learned of the ten proceedings between the parties which are listed below, only one of which is less than two years old, and all of which are now assigned to the Board attorney listed above. In each proceeding opposer pleads priority and likelihood of confusion with its common law marks and registrations for the marks WORLD TRADE CENTER (Reg. No.

1469489), WTC (Reg. No. 1749086), and world map design (Reg. No. 1011720). Opposer additionally pleads dilution in all proceedings except Opposition Nos. 91171389, 91171390, and 91171390.[1]

Opposition No.	Mark	Status
91171389	WORLD MARKET CENTER LAS VEGAS	Discovery closed
91171390	WORLD MARKET CENTER	Discovery closed
91179612	WORLDMARKETCENTER LAS VEGAS	Discovery closes 1/14/11
91186261	WMC	Answer due 11/7/10
91186263	WMC	Answer due 11/7/10
91186265	WMC	Answer due 11/7/10
91186384	WMC	Opposer's trial period closed
91186385	WMC	Answer due 11/11/10
91187028	WMC	Answer due 11/11/10
91194173	LAS VEGAS DESIGN CENTER AT WORLD MARKET CENTER LAS VEGAS and design	Filed 3/17/10, answer due 11/22/10

Because the parties are the same, and the proceedings involve common issues of law and fact, consolidation would have been appropriate for those first nine proceedings

[1] In Opposition No. 91194173, there was an apparently inadvertent reference to a Section 2(a) refusal on the ESTTA notice of opposition form inasmuch as no numbered allegations support the refusal. The claim is addressed in more detail in the order for Opposition No. 91179612.

filed within twelve months of each others. However, because the proceedings now are in different stages, only those cases at the same stage will be consolidated.[2]

Because discovery has closed in Opposition Nos. 91171389, 91171390, and 91186384, they are consolidated and may be presented on the same record and briefs. In Opposition No. 91186384, opposer's trial period also has closed. The Board file will be maintained in Opposition No. 91171389 as the "parent" case, and from this point forward, a single copy of any paper bearing the consolidated case title shown at the top of this order should be filed only in the parent case. The Board may decide to suspend the second set of consolidated oppositions pending the disposition of the first set of oppositions.

Because a global settlement which would dispose of both consolidated proceedings is possible, proceedings are suspended until November 29, 2010. The parties are ordered to appear by phone before the Board at 4PM EST on Monday, November 29, 2010. At that time the parties will submit a signed global settlement agreement, explain in detail why a very brief extension is necessary before a signed global

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[2] The parent cases are Opposition Nos. 91171389 and 91179612.

settlement agreement is filed, or the Board will resume proceedings and reset appropriate dates.

In this proceeding, following resumption the Board will allow opposer time to submit evidence that excusable neglect was the basis for its failure to submit testimony in Opposition No. 91186384. Following the Board's decision as to that proceeding, trial dates will be reset.

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