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

Proceeding	91172661
Party	Plaintiff JackieWadell JackieWadell ,
Correspondence Address	Ellie Schwimmer Keats McFarland & Wilson LLP 9720 Wilshire Boulevard Penthouse Beverly Hills, CA 90212 UNITED STATES eschwimmer@kmwlaw.com
Submission	Other Motions/Papers
Filer's Name	Ellie Schwimmer
Filer's e-mail	eschwimmer@kmwlaw.com
Signature	/ES/
Date	04/10/2007
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial No. 78/763,613 and 78/738,098
Published in the *Official Gazette* of July 4, 2006

Jackie Waddell,)	
)	Opposition No. 91172661 and 91172662
Opposer,)	
)	
v.)	Stipulation to Consolidate Opposition Nos.
)	91172661 and 91172662
)	
Jay Wagnon,)	
)	
Applicant.)	
_____)	

WHEREAS Opposer Jackie Waddell (“Opposer”) initiated oppositions against Applicant Jay Wagnon’s (“Applicant”) two applications for the SKY FITNESS & WELLBEING word mark and logo, Serial Nos. 78/763,613 and 78/738,098; and

WHEREAS resolution of the two oppositions involve common questions of law and fact;

IT IS HEREBY STIPULATED by the parties that, in order to save time, effort and expense in maintaining two separate actions, Opposition Nos. 91172661 and 91172662 should be consolidated.

Dated: April 5, 2007

Keats-McFarland & Wilson, LLP

By:



Ellie Schwimmer, Esq.
Attorneys for Opposer Jackie
Waddell

Stark & Stark, PC

By:



Martin P. Schrama, Esq.
Attorneys for Applicant Jay Wagnon