

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

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Mailed: August 20, 2007

Opposition No. 91176430

Opposition No. 91176431

TeleOne, Inc.

v.

Teleone Corp

Elizabeth A. Dunn, Attorney:

On June 7, 2007, applicant filed a motion to consolidate the above-captioned proceedings. No response thereto has been received by opposer.

On review of the pleadings, the Board notes that in each proceeding opposer brings the same claim of priority and likelihood of confusion with its common law mark TELEONE by applicant's marks TELEONE (application Serial No. 78931486, the subject of Opposition No. 91176430) and TELEONE and design (application Serial No. 78931491, the subject of Opposition No. 91176431), and in each proceeding applicant has filed an answer denying the salient allegations. Because the parties are the same, and the two

Opposition Nos. 91176430 and 91176431

proceedings involve common issues of law and fact, the Board believes that the interest of judicial economy will be served by consolidation of Opposition Nos. 91176430 and 91176431. See Fed. R. Civ. P. 42(a) and TBMP §511.

Accordingly, opposer's motion to consolidate is granted, and Opposition Nos. 91176430 and 91176431 are consolidated, and may be presented on the same record and briefs.¹

The parties' stipulation, filed July 20, 2007 in Opposition No. 91176431, to extend the time to respond to discovery is approved.

Discovery and trial dates remain as set in the Board's institution and trial order issued March 27, 2007 in Opposition No. 91176431.

¹ The Board file will be maintained in Opposition No. 91176430 as the "parent" case, but all papers filed herein must include the proceeding numbers of all consolidated cases in ascending order.