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

| | |
|------------------------|--|
| Proceeding | 91177689 |
| Party | Defendant Brown Shoe Company, Inc. Brown Shoe Company, Inc. 8300 Maryland Avenue St. Louis, MO 63105 |
| Correspondence Address | Wendy Boldt Cohen; Alan S. Nemes; Danica Blackwell Sanders Peper Martin, LLP Suite 2400 720 Olive Street St. Louis, MO 63101 pto-sl@blackwellsanders.com |
| Submission | Motion to Consolidate |
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| Signature | /Anthony Martin/ |
| Date | 07/13/2007 |
| Attachments | 2007-07-13 BSC Motion Consolidate.pdf (3 pages)(71040 bytes) |

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office via the Electronic System for Trademark Trials and Appeals on July 13, 2007.

/s/ Anthony Martin

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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| | | |
|--------------------------|---|---------------------------|
| DR.'S OWN, INC. |) | |
| Opposer, |) | |
| |) | Opposition No. 91/177,688 |
| v. |) | Opposition No. 91/177,689 |
| |) | |
| BROWN SHOE COMPANY, INC. |) | |
| |) | |
| Applicant. |) | |
| |) | |

MOTION TO CONSOLIDATE

Applicant – Brown Shoe Company, Inc. – respectfully requests consolidation of Opposition No. 91/177,688 and Opposition No. 91/177,689 under Fed. R. Civ. P. 42(a) and TBMP § 511.

In support of this request, Applicant submits that the cases involve common questions of law and fact. In short, Opposer has asserted the same set of marks against Applicant's marks for both cases.

Applicant also suggests that consolidation of these cases will save time, effort, and expense for both parties. Currently, the cases have identical deadlines dates for the proceedings. As such, Applicant requests and order consolidating the cases.

BLACKWELL SANDERS, LLP

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was sent by US Mail and electronic mail on July 13, 2007, upon:

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