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

Proceeding	91192639
Party	Defendant THOIP
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Submission	Other Motions/Papers
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Signature	/Martin Schwimmer/
Date	12/01/2009
Attachments	Consented Motion.pdf (3 pages)(143906 bytes)

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

DISNEY CONSUMER PRODUCTS, INC. and DISNEY DESTINATIONS, LLC,	:	
Opposers,	:	
- against -	:	Opposition Nos: 91192402, 91192413 91192414, 91192434, 91192435, 91192507, 91192508, 91192568 91192626, 91192634, 91192635 91192639, 91192643, 91192647 91192650
THOIP (A Chorion Limited Company),	:	
Applicant.	:	

CONSENTED AND STIPULATED MOTION TO CONSOLIDATE AND SUSPEND

Applicant, THOIP (A Chorion Limited Company), by its undersigned counsel hereby moves, pursuant to TBMP §511 and with the consent of the Opposer in each of the above-referenced matters, namely, DISNEY CONSUMER PRODUCTS, INC. and/or DISNEY DESTINATIONS, LLC, to consolidate Opposition Nos.: 91192402, 91192413, 91192414, 91192434, 91192435, 91192507, 91192508, 91192568, 91192626, 91192634, 91192635, 91192639, 91192643, 91192647, 91192650 ("the Oppositions"). In support thereof, THOIP states as follows:

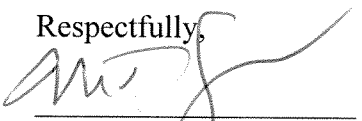
1. The fifteen (15) oppositions referenced herein involve the same parties, DISNEY CONSUMER PRODUCTS, INC. and/or DISNEY DESTINATIONS, LLC and THOIP. Opposers DISNEY CONSUMER PRODUCTS, INC. and DISNEY DESTINATIONS, LLC. are both indentified as joint opposers in eleven (11) of these oppositions, DISNEY DESTINATIONS LLC is identified as sole opposer in Opposition No. 91192650 and DISNEY CONSUMER PRODUCTS, Inc. is identified as sole opposer in Opposition

Nos. 91192402, 91192634 and 91192639. Both opposers are represented by the same counsel and upon information and belief are related parties.

2. The grounds for opposition and the underlying facts subject to discovery in all the Oppositions are similar and substantially overlap. For that reason, the parties believe the consolidated thereof will save the parties and the Board's time, effort and expense that would otherwise be duplicated across multiple proceedings during the discovery.
3. Consolidation will not result in prejudice to either party, as shown by the parties' agreement to consolidate.
4. The parties respectfully request that the Oppositions be consolidated.
5. In addition, applicant and Opposers are currently engaged in federal civil litigation in the Southern District of New York, Civil No.: 08-Civ-6823-SAS (the "Civil Action"). The Civil Action may have a bearing on the Oppositions and therefore THOIP moves with the consent of Opposers pursuant to CFR §2.117(a) to suspend the Oppositions until the termination of the Civil Action. Suspension will not result in prejudice to either party as shown by the parties' agreement to suspend.
6. The parties respectfully request that the Oppositions be suspended until termination of the Civil Action.

Dated: December 1, 2009

Respectfully,



MOSES & SINGER LLP
Martin Schwimmer

Attorneys for Applicant
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CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing Consented and Stipulated Motion to Consolidate and Suspend upon Opposer by depositing one copy thereof in a sealed envelope in the United States mail, first-class, postage prepaid, on December 1, 2009, addressed as follows:

Melanie Bradley
Kirkland & Ellis LLP
601 Lexington Avenue
New York, NY 10022
UNITED STATES
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Martin Schwimmer