

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

nmt

Mailed: May 20, 2010

**Opposition No. 91171281**

(Parent case)

Opposition No. 91191283

Opposition No. 91171284

Opposition No. 91173117

Opposition No. 91173118

Opposition No. 91186414

Opposition No. 91191995

Opposition No. 91194226

PomWonderful LLC

v.

Jarrow Formulas, Inc.

Jennifer Krisp, Interlocutory Attorney:

Applicant's consented motion (filed May 18, 2010) to consolidate Opposition No. 91194226 with the currently consolidated oppositions is hereby granted.<sup>1</sup> Trademark Rule 2.127(a).

Opposition No. **91194226** is hereby consolidated into consolidated Opposition No. 91171281. The consolidated cases may be presented on the same record and briefs. See *Helene Curtis Industries Inc. v. Suave Shoe Corp.*, 13 USPQ2d

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<sup>1</sup> It is noted that the first paragraph of the motion inadvertently identifies Opp. No. 91191995, instead of 91194226, as the proceeding regarding which consolidation is requested.

**Opposition No. 91171281**

1618 (TTAB 1989) and *Hilson Research Inc. v. Society for Human Resources Management*, 26 USPQ2d (TTAB 1993).

The Board proceeding file continues to be maintained in **Opposition No. 91171281 as the "parent" case**. Only a single copy of all motions and papers should be filed in the parent case, and should caption all of the consolidated proceedings, listing the parent case first (as above).

Despite being consolidated, each proceeding retains its separate character. The decision on the consolidated cases shall take into account any differences in the issues raised by the respective pleadings, and a copy of the decision shall be filed in each proceeding.

Discovery and trial dates are reset as set forth in the parties' May 18, 2010 consented motion.

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.