

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

MBA/mt

Mailed: August 3, 2012

Opposition No. 91195670

Opposition No. 91195671

Cancellation No. 92052674

Clover Farms Dairy Company

v.

Clover-Stornetta Farms,
Inc.

Michael B. Adlin, Interlocutory Attorney:

On July 23, 2012 in Opposition No. 91195670, the parties filed a stipulated motion to consolidate Opposition Nos. 91195670 and 91195671 and Cancellation No. 92052674. The parties note that similar questions of law and fact are involved in each case; that judicial economy and administrative efficiencies would be served by consolidation; and that neither party is prejudiced by consolidation. Consolidation is appropriate and the motion is hereby **GRANTED**. Trademark Rule 2.127(a).

Accordingly, Opposition Nos. 91195670 and 91195671 and Cancellation No. 92052674 are consolidated and may be presented on the same records and briefs. The record will be maintained in Opposition No. **91195670** as the "parent"

Opposition Nos. 91195670 and 91195671 and Cancellation No. 92052674

case, but all papers filed in these cases should include the proceeding numbers in ascending order. See Fed. R. Civ. P. 42(a); and TBMP § 511 (3d ed. rev. 2012).

However, the parties erroneously set forth trial dates in Cancellation No. 92052674, the most recently-filed case. Dates remain as set in the Board's order of February 29, 2012 in Cancellation No. 92052674. It does not escape notice that these cases are now over two years old and nothing of substance has occurred, or that the parties have not even come close to complying with the requirements in footnote 1 of the February 29, 2012 order in the cancellation proceeding or the February 28, 2012 order in Opposition No. 91195670. In essence, the time to "fish or cut bait" has arrived.
