

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

Mailed: July 20, 2011

Opposition No. 91200690

Combined with

Cancellation No. 92054227

Kentucky Distillers'
Association

v.

Greater Louisville Convention
& Visitors Bureau Bureau

**M. Catherine Faint,
Interlocutory Attorney:**

It has come to the Board's attention that the pleading in this case is styled as a combined opposition and cancellation proceeding. As the proceedings involve common questions of law and fact, and the subject application and registration are owned by the same defendant, the proceedings are consolidated. *See, e.g., Nabisco Brands, Inc. v. Keebler Co.*, 28 USPQ2d 1237, 1238 n.2 (TTAB 1993); *see also* TBMP § 305.02 (3d ed. 2011).¹

The consolidated cases may be presented on the same record and briefs. *See Helene Curtis Industries Inc. v. Suave Shoe Corp.*, 13 USPQ2d 1618 (TTAB 1989) and *Hilson Research Inc. v. Society for Human Resource Management*, 26 USPQ2d 1423 (TTAB 1993).

¹ A party should normally file a combined opposition and cancellation proceeding via paper as ESTTA does not currently support such filings. TBMP § 305.02.

The Board file will be maintained in Opposition No. 91200690 as the "parent" case. As a general rule, from this point onward, only one copy of any submission should be filed herein including the answer; but that copy should include the caption noted above.

In keeping with Board practice, dates are reset for these consolidated proceedings to coincide with the latest instituted proceeding, Cancellation No. 92054227, as copied below.

Time to Answer	8/23/11
Deadline for Discovery Conference	9/22/11
Discovery Opens	9/22/11
Initial Disclosures Due	10/22/11
Expert Disclosures Due	2/19/12
Discovery Closes	3/20/12
Plaintiff's Pretrial Disclosures	5/4/12
Plaintiff's 30-day Trial Period Ends	6/18/12
Defendant's Pretrial Disclosures	7/3/12
Defendant's 30-day Trial Period Ends	8/17/12
Plaintiff's Rebuttal Disclosures	9/1/12
Plaintiff's 15-day Rebuttal Period Ends	10/1/12

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 the taking of testimony. Trademark Rule 2.125.

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