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

Proceeding	91254894
Party	Defendant Ramenhood LLC
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Date	11/25/2020
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Ramen Hood, LLC,

Opposer,

v.

Ramenhood LLC.,

Applicant.

Opposition No. 91256310



Mark:

Application No. 87/717,912

Opposition No. 91254894

Mark:





Application No. 87/870,059

**STIPULATED MOTION TO CONSOLIDATE
OPPOSITION NOS. 91256310 and 91254894**

Opposer Ramen Hood LLC (“Opposer”) and Applicant Ramenhood, LLC (“Applicant”) respectfully move the Board, pursuant to TBMP § 511 and Federal Rule of Civil Procedure 42(a), to consolidate Opposition Nos. 91256310 and 91254894 (collectively, the “Proceedings”) filed by Opposer.

I. BACKGROUND

On March 26, 2020 and June 11, 2020, Opposer initiated Opposition Nos. 91256310 and 91254894 against Applicant in opposition to Application Nos. 87/717,912 and 87/870,059 for the marks depicted below (collectively, the “Applicant’s RAMENHOOD Marks”).

Opposition No. 91256310	Opposition No. 91254894
 <p data-bbox="297 506 703 579">Application No. 87/717,912 International Class: 30 and 43</p>	 <p data-bbox="915 468 1321 541">Application No. 87/870,059 International Class: 30 and 43</p>

Opposer's basis for opposition in the Proceedings is priority and likelihood of confusion.

II. ARGUMENT

The Board has the discretion to consolidate proceedings where: (1) the proceedings involve common questions of law or fact, and (2) the savings in time, effort, and expense outweigh any prejudice or inconvenience caused by consolidation. FED. R. CIV. P. 42(a); TBMP § 511; *M.C.I. Foods Inc. v. Bunte*, 86 U.S.P.Q.2d 1044, 1046 (TTAB 2008); *Dating DNA LLC v. Imagini Holdings Ltd.*, 94 U.S.P.Q.2d 1889, 1893 (TTAB 2010).

The Proceedings involve common questions of law and fact. Specifically, Opposer alleges priority and likelihood of confusion in each of the Proceedings. Answers have been filed in each of the Proceedings. Furthermore, because the Proceedings are based on common issues of fact and law, and the parties are identical, the Board and the parties will save time, effort, and expense if the Proceedings are consolidated. The parties will need only consult one set of deadlines and need not duplicate discovery between the two proceedings. Additionally, counsel for Opposer and Applicant have agreed to consolidation of the Proceedings and stipulate to the filing of this motion.

For these reasons, consolidation will only benefit the parties and will not cause the parties any inconvenience or prejudice.

II. CONCLUSION

For the foregoing reasons, Opposer, Ramen Hood, LLC, and Applicant, Ramenhood LLC, respectfully request that the Board consolidate the Proceedings identified above.

Dated: November 25, 2020

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on November 25, 2020 I served the foregoing **STIPULATED MOTION TO CONSOLIDATE** on Opposer via its email of record.

Dated: November 25, 2020

By: /s/ Scott Schahn
SNELL & WILMER LLP