THIS ORDER IS NOT A PRECEDENT OF THE TTAB

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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kk/RK

February 13, 2026

Opposition Nos. **91275968 (parent)**
91290509
91292827
91302923

ARUP Laboratories, Inc.

v.

Arup IP Management, Ltd.

Yong Oh (Richard) Kim, Interlocutory Attorney:

On January 20, 2026, Opposer filed the parties' stipulated motion to consolidate Opposition No. 91302923 with previously consolidated Opposition Nos. 91275968, 91290509, and 91292827.[1] Issue has been joined in all four proceedings.

In view of the parties' stipulation, identity of parties and common questions of law and fact involved in the newly identified opposition, the Board finds consolidation appropriate. *See* Fed. R. Civ. P. 42(a); *Regatta Sport Ltd. v. Telux-Pioneer Inc.*, No. 18142, 1991 WL 326579, at *3 (TTAB 1991); *Estate of Biro v. Bic Corp.*, No. 73600, 1991 WL 325858, at *2 n.3 (TTAB 1991). The motion for consolidation is, therefore, **GRANTED**.

[1] 55 TTABVUE (Opposition No. 91275968) and 5 TTABVUE (Opposition No. 91302923).

As noted in the Board's previous consolidation orders, **the Board file will be maintained in Opposition No. 91275968 as the "parent case."** The parties should not file separate papers in connection with each proceeding, but file only a single copy of each paper in the parent case. Each paper filed should bear the numbers of all consolidated proceedings in ascending order, and the parent case should be designated as such in the case caption.

Despite being consolidated, each proceeding retains its separate character and requires entry of a separate judgment. The decision on the consolidated cases will take into account any differences in the issues raised by the respective pleadings and a copy of the decision will be placed in each proceeding file. The parties should promptly inform the Board of any other Board proceedings that may be related within the meaning of Fed. R. Civ. P. 42, so that the Board can consider whether further consolidation is appropriate.

As requested by the parties and consistent with Board practice, the schedule of Opposition No. 91302923, as the most recently instituted proceeding, is adopted, as modified below in view of the counterclaim in Opposition No. 91290509, as the schedule for the consolidated proceedings:

Initial Disclosures Due (Opposition No. 91302923)	**3/5/2026**
Expert Disclosures Due	**7/3/2026**
Discovery Closes	**8/2/2026**
Pretrial Disclosures Due for Party in Position of Plaintiff in Original Claim	**9/16/2026**
30-day Trial Period Ends for Party in Position of Plaintiff in Original Claim	**10/31/2026**

Pretrial Disclosures Due for Party in Position of Defendant in Original Claim and in Position of Plaintiff in Counterclaim	**11/15/2026**
30-day Trial Period Ends for Party in Position of Defendant in Original Claim and in Position of Plaintiff in Counterclaim	**12/30/2026**
Rebuttal and Pretrial Disclosures Due for Party in Position of Plaintiff in Original Claim and in Position of Defendant in Counterclaim	**1/14/2027**
30-day Period for Rebuttal and Trial Ends for Party in Position of Plaintiff in Original Claim and in Position of Defendant in Counterclaim	**2/28/2027**
Rebuttal Disclosures Due for Party in Position of Plaintiff in Counterclaim	**3/15/2027**
15-day Rebuttal Period Ends for Party in Position of Plaintiff in Counterclaim	**4/14/2027**
Opening Brief for Party in Position of Plaintiff in Original Claim Due	**6/13/2027**
Combined Responsive and Opening Brief for Party in Position of Defendant in Original Claim and Plaintiff in Counterclaim Due	**7/13/2027**
Combined Rebuttal and Responsive Brief for Party in Position of Plaintiff in Original Claim and Defendant in Counterclaim Due	**8/12/2027**
Rebuttal Brief for Party in Position of Plaintiff in Counterclaim Due	**8/27/2027**
Request for Oral Hearing (optional) Due	**9/6/2027**

Generally, the Federal Rules of Evidence apply to Board trials. Trial testimony is taken and introduced out of the presence of the Board during the assigned testimony periods. The parties may stipulate to a wide variety of matters, and many requirements relevant to the trial phase of Board proceedings are set forth in Trademark Rules 2.121 through 2.125. These include pretrial disclosures, matters in evidence, the manner and timing of taking testimony, and the procedures for submitting and serving testimony and other evidence, including affidavits, declarations, deposition transcripts and stipulated evidence.

Trial briefs shall be submitted in accordance with Trademark Rules 2.128(a) and (b). **The briefs should cite to the TTABVUE record created during trial by**

docket entry and page number—e.g., 8 TTABVUE 3—to facilitate the Board's review of the evidence at final hearing. *See* TBMP § 801.03. Oral argument at final hearing will be scheduled only upon the timely submission of a separate notice as allowed by Trademark Rule 2.129(a).

TIPS FOR FILING EVIDENCE, TESTIMONY, OR LARGE DOCUMENTS

The Board requires each submission to meet the following criteria before it will be considered: 1) pages must be legible and easily read on a computer screen; 2) page orientation should be determined by its ease of viewing relevant text or evidence, for example, there should be no sideways or upside-down pages; 3) pages must appear in their proper order; 4) depositions and exhibits must be clearly labeled and numbered – use separator pages between exhibits and clearly label each exhibit using sequential letters or numbers; and 5) the entire submission should be text-searchable. Additionally, submissions must be compliant with Trademark Rules 2.119 and 2.126. Submissions failing to meet all of the criteria above may require re-filing. Note: Parties are strongly encouraged to check the entire document before filing.[2] The Board will not extend or reset proceeding schedule dates or other deadlines to allow time to re-file documents. For more tips and helpful filing information, please visit the ESTTA help webpage.

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[2] To facilitate accuracy, ESTTA provides thumbnails to view each page before submitting.