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

Proceeding no.	91285042
Party	Plaintiff Buccaneers Team LLC
Correspondence address	JEFFREY A. LINDENBAUM ROTHWELL, FIGG, ERNST & MANBECK, P.C. THE HOLYOKE-MANHATTAN BUILDING 80 SOUTH HIGHLAND AVENUE OSSINING, NY 10562 UNITED STATES Primary email: jlindenbaum@rothwellfigg.com Secondary email(s): docket@collenip.com, pmulhern@rothwellfigg.com, jcol-len@rothwellfigg.com 914-941-5668
Submission	Motion to Consolidate
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Date	08/16/2023
Attachments	Motion consolidate Krewe 8-16-23.pdf(108189 bytes)

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

Buccaneers Team LLC,
Opposer,

v.

New Orleans Louisiana Saints, LLC,
Applicant.

Mark: SAINTS CHEER KREWE

Opposition No.: 91285042

Serial No.: 97/178,607

JOINT MOTION FOR CONSOLIDATION OF PROCEEDINGS

Pursuant to Fed. R. Civ. P. 42(a) and TBMP § 511, Opposer, Buccaneers Team LLC and Applicant New Orleans Louisiana Saints, LLC jointly move for consolidation of the above referenced Opposition proceeding with Opposition No. 91285043.

Consolidation is proper because:

- (1) The Oppositions were filed on the same date and are both in an early stage;
- (2) The two proceedings involve common questions of fact and law, both assert the same allegation, namely priority and likelihood of confusion, and both assert the same defenses;
- (3) The Classes and the goods in the two proceedings are identical;
- (4) The marks cited by Opposer in both proceedings are identical;
- (5) The challenged Applicant's marks are very similar, both comprise the words SAINTS CHEER KREWE with the difference being that the mark in Opposition 91285043 includes a design and claims color as a feature of the mark as shown below



Consolidation of the above-referenced proceedings is appropriate and would promote administrative economy and expediency. Consolidation will conserve the Board's and the parties' time, effort and resources and will prevent duplicative discovery, testimony, hearings and the potential for inconsistent judgments. Accordingly, the Parties respectfully request that this matter be consolidated with Opposition No. 91285043 and that the first-filed Opposition (No. 91285042) be designated as the Parent file.

Respectfully submitted for Opposer,

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Date: August 16, 2023

CERTIFICATE OF SERVICE

I, Jeffrey A. Lindenbaum, hereby certify that on August 16, 2023 I caused a true and correct copy of the foregoing Motion to Consolidate to be served upon Applicant's Attorney of Record via email at the following address:

marie@mbipl.com

_____/Jeffrey A. Lindenbaum/_____
