

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD**  
**November 10-14, 1997**

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
11-10	EX	75/041,715	Conrad Esser	Simms Seeherman Walters*	whether the matter presented for registration functions as a trademark for applicant's goods or serves merely as ornamentation on applicant's goods]	Refusal Affirmed		"RAGNAROK" [clothing, namely, tops, bottoms, pants, sweatshirts, shorts, jackets, t-shirts, tank tops, dresses, swimwear, footwear, socks, hats, visors, caps, belts, ties and scarves]		Lawrence	No
11-13	EX	74/603,959	Delicato Foods, Inc.	Cissel Hohein* Walters	2(d)	Refusal Affirmed		"HEAVENLY" [canned tomatoes sold only to institutional users]	"HEAVENLY" (in stylized lettering) [canned peaches]	Will	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

(2) \*=Opinion Writer; (D)=Dissenting Panel Member