

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
January 20-24, 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
1-22	EX	74/541,654	Merillat Industries, Inc.	Rice* Hohein Hairston	2(e)(4) [surname]	Refusal Affirmed		"PEMBERTON" [furniture cabinets, and drawers and doors therefor]		Baker	No
1-24	EX	74/606,076	MSI Crane & Equipment Co., Inc.	Rice Seeherman Hohein*	2(e)(2); Sec. 6 disclaimer requirement (as to word "SYSTEMS")	Refusal Reversed		"HOUSTON SYSTEMS MARINE PRODUCTS" [crane systems comprising cranes, rig skidding, leveling jacks, motion compensators, line-up stations, conveyors, power units and controls therefor, all sold as a unit]		Frazier	No
01-24	EX (R)	74/368,375	Good News Communications, Inc.	Seeherman Quinn* Hohein	whether the matter asserted for registration is generic; if not, whether the mark is registrable under Section 2(f)	Request for Reconsideration Denied [Refusal Affirmed (on both grounds)]		"MOVIEGUIDE" [books, magazines and teaching materials on the subject of rating movies and videos in accordance with a Biblical world view]		Hershkowitz	No
01-24	EX	74/362,978	Quotron Systems, Inc.	Rice Seeherman Hairston*	whether the term applicant seeks to register has been used as a service mark for the services recited in the registration	Refusal Affirmed		"ULTRACHART" [computerized financial information services in the field of data regarding all types of financial instruments and markets, indices and statistics relating thereto]		I. Williams	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (R)=Request for Reconsideration

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

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
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1-24	EX	74/166,615	American National Can Co.	Rice Seeherman Hairston*	de jure functionality of a product configuration ; Sec. 2(f) distinctiveness of product configuration	Refusal Affirmed (on both grounds)		a can configuration that includes thirty flutes of equal width extending substantially the length of the sidewall of the can body [metal beverage containers]		Kaiser	Yes

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