

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
June 2-6, 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
6-3	EX EX	74/494,266 74/495,088	Micom Communications Corp.	Cissel Seeherman Walters*	2(d)	Refusal Affirmed (in both cases)		"MICROBAND" and "MICROBAND ATM" [both marks for apparatus for wide area network telecommunications systems using cell relay and frame relay technologies to manage a combination of voice, synchronous and asynchronous data and local area network (LAN) data from different multiplexers in a network to maintain a high efficiency in the network over a wide range of variable line rates]	"MICROBAND" (and design) [telecommunication services]	Zak	No
6-3	EX	74/589,336	Fusion Lighting, Inc.	Seeherman* Hohein Hairston	2(e)(1)	Refusal Affirmed		"S LAMP" [electric light bulbs and lamps]		First	No
6-3	EX	74/534,896	Bacardi & Co. Ltd.	Sams Quinn Walters*	2(e)(3)	Refusal Affirmed		"HAVANA STYLE" [rum]		Reihner	No
6-3	EX	74/294,182	Indian Nation Leather Co.	Simms Hanak* Hohein	2(a) [false suggestion of a connection]; whether use in commerce is unlawful [under Fed. Indian Arts and Crafts Act]	Refusal Reversed		"INDIAN NATION LEATHER CO." (and design) [wholesale distributorship and mail-order services for equestrian equipment]		Leifman	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

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6-5	OPP	91,299	Tanning Research Laboratories, Inc. v. Black Prince Distillery, Inc.	Cissel Hanak Walters*	2(d)	Opposition Dismissed	"HAWAIIAN TROPIC" (with or without various designs) [sunscreens, tanning oils and lotions, hair care products, swimwear, visors and caps, shorts, sunglasses, etc.]	"HAWAIIAN TROPICAL" [vodka]			No
6-6	OPP	84,899	Pacific Sea Foods Co. v. Emerald Seafoods, Inc.	Hanak* Quinn Walters	2(d)	Opposition Sustained	"EMERALD BRAND" [seafood]	"EMERALD SEAFOODS INCORPORATED" (and design) [seafood]			No
6-6	EX	74/555,094	Courtaulds Performance Films, Inc.	Rice Cissel* Walters	2(d)	Refusal Reversed		"VISTA" (and design) [tinted, laminated or reflective plastic films marketed and sold through professional designers for retrofit on the interior surfaces of windows of buildings by professional installers]	"VISTA" (and design) [metal and non-metal custom windows]	Weigell	No
6-6	EX	74/634,610	MediaShare Corp.	Sams Simms Hohein*	whether the specimens of use submitted with the application show use of applicant's mark "in commerce"	Refusal Affirmed		"PB.WEB" [computer software for publishing information on a computer network and instruction manuals therefor, sold together as a unit]		Doninger	Yes

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6-6	EX	74/382,736	Boyer Candy Co., Inc.	Cissel Quinn Hairston*	2(d)	Refusal Affirmed		"BONBONNIERE" [filled chocolate candies]	"LA BONBONNIERE BAKE SHOPPE" [retail bake shop and wholesale baking services]	Michos	No

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