

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD**  
**July 13-17, 1998**

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
7-13	EX	74/708,137	Jon P. File	Simms Hohein* Hairston	Whether the asserted mark is inherently distinctive as a mark for entertainment services	Refusal affirmed		Tubular lights running lengthwise down bowling lanes projecting over the gutters [entertainment services in the nature of a bowling alley]		Fickes	Yes
7-13	CANC	23,554	George Garcia v. George K. Setka	Simms Seeherman* Hairston	Whether respondent is the owner of the mark	Petition granted	DUDA MAN [men's and women's clothing, namely, T-shirts]	DUDA MAN [men's and women's clothing, namely, T-shirts]			No
7-15	CANC	25,012	Craig Martin v. Tusk Enterprises Inc.	Simms Hohein Hairston*	Fraud and 2(d) (ownership)	Petition denied	CAFÉ 50's VENICE CALIFORNIA and design [restaurant services]	CAFÉ 50's and design [restaurant services]			No
7-15	EX	74/254,945	Controls Corporation of America	Rice Simms* Cissel	Whether configuration of a seat and filter assembly for gas regulators is functional	Request for reconsideration denied				Leslie	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

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD  
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7-17	EX	74/687,944	SeaChange Technology, Inc.	Seeherman Quinn Hairston*	2(e)(1)	Refusal affirmed		VIDEO CLUSTER [computer video server network comprising a cluster of video servers for use in the cable television and telephone industries; computer operating software for use in connection with computer video server networks for use in the cable television and telephone industries]		Thayer	No

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