

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
March 23-27, 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
3-23	EX	74/684,146	Rose Tree Gallery, Inc.	Seeherman Hohein* Walters	2(d)	Refusal Affirmed		"TOOTSIE" (in stylized lettering) [dolls, doll clothes, doll shoes, doll hats, and doll story cards]	"TOOTSIETOY" [miniature toys, namely, automobiles, boats, dishes, doll-houses, bedroom suites, dining-room sets, etc.]	Cooney-Porter	No
3-24	CANC	22,249	Clear Choice, Inc. v. Mission Kleensweep Products, Inc.	Simms Cissel* Hanak	2(d)	Petition to Cancel Granted	"CLEAR CHOICE" [cleaner, stain and spot remover for carpets]	"CLEAR CHOICE" [all purpose cleaner degreaser, spot and stain remover]			No
3-24	EX	74/602,204	Royal Appliance Mfg. Co.	Sams Cissel* Hanak	2(e)(1)	Refusal Affirmed		"MAXIMUM VACUUM POWER" [electrical vacuum cleaners for both domestic and industrial use]		Thayer	No
3-25	EX	74/543,143	Sport-Design, Inc.	Cissel Quinn Hohein*	2(d)	Refusal Affirmed		"STARS OF TOMORROW" [children's sports products, namely, baseballs, baseball bats and gloves, tennis rackets, footballs, basketballs and soccer balls]	"STAR OF TOMORROW" [golf clubs]	Salemi	No
3-26	EX	74/554,300	Captain Morgan's Retreat, Ltd.	Cissel Hanak* Hohein	2(d)	Refusal Reversed		"CAPTAIN MORGAN'S RETREAT" [resort and hotel services, including activities such as boating, scuba-diving, tours, fishing, swimming, snorkling and restaurant services featuring gourmet dining]	"CAPTAIN MORGAN'S SEAFOOD" [restaurant services]	Dunn	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