

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
January 5-9, 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
1-6	OPP	96,771	Office Express, Inc. v. Independent Stationers, Inc.	Seeherman Hanak* Quinn	2(d)	Opposition Sustained	"OFFICE EXPRESS" [retail store services in the field of office products]	"OFFICE PLUS EXPRESS" [retail and mail order store services in the fields of office supplies, furniture and office equipment, and computers and computer equipment; catalog services featuring office supplies, furniture and office equipment, and computers and computer equipment; printing and designing business cards, forms and rubber stamps for others]			No
1-6	EX	74/620,616	Sports Heritage, U.S.A. Inc.	Cissel Hohein* Hairston	2(d)	Refusal Affirmed		"BOSTON PILGRIMS" [t-shirts, sweatshirts, jerseys, hats/caps, sport shirts, and jackets]	"PILGRIM" [shirts, pants, jackets, sweaters, coats, shorts, skirts, dresses, blouses and hats]	Lorenzo	No
1-7	EX	75/020,313	Calrio Corp.	Simms Cissel* Hohein	2(d)	Refusal Affirmed		"LADY ESSENCE" [body shapers]	"ESSENCE" [panty hose and t-shirts]	M. Butler	No
1-7	EX	74/657,225	Integrated Health, Inc.	Simms* Cissel Walters	2(d)	Refusal Affirmed (as to both cited registrations)		"VIVA LIFT" [nutritional supplements, namely, vitamins, amino acids and combinations of same]	"VIVA SHIELD" [vitamins and food supplements] and "VIVA FOR LIFE" [vitamins and food supplements]	L. Smith	No
1-8	EX	74/508,101	Deutsche Star GmbH	Simms* Hanak Quinn	2(e)(1)	Refusal Reversed		"RAIL SEAL" [cover strips for linear bearing rails]		Wellington	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