

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
March 15-19, 1999

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
3-16	EX	74/695,059	Packaged Ice, Inc.	Seeherman* Hanak (D) Hairston	whether the matter asserted for registration functions as a trademark to identify applicant's goods in commerce	Refusal Affirmed		"PACKAGED ICE" [plastic bags for packaging]		Reihner	No
3-16	CANC	22,859	Edison Brothers Stores, Inc. v. Terra Nova Shoes Ltd.	Simms Seeherman Chapman*	2(d)	Petition to Cancel Denied	A "family" of marks incorporating the word "WILD," including: "THE WILD PAIR" [shoes; retail store services featuring shoes and accessories]; "WILD PAIR" (and design) [shoes and handbags, hosiery, sweatshirts, pantyhose, socks, shirts and belts]; "WILD WEAR" (and design) [sweatshirts, pantyhose, socks and shirts]; "WILD THINGS" (and design) [earrings and shoe ornaments]	"WILD SIDER" [footwear]			No
3-16	EX	74/734,547	Richard Joseph Couture	Simms Hairston Chapman*	2(e)(1)	Refusal Affirmed		"GENERIC" [local and long distance telephone communications services; cellular telephone services]		Smiga	Yes

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

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3-16	EX	75/095,782	Meramec Group, Inc.	Hohein (D) Wendel* Bucher	2(d)	Refusal Affirmed		"EXCEL" [urethane structural shoe components marketed to footwear manufacturers]	"EXCEL" [shoes]	Dunn	No
3-16	OPP	101,522	IDV North America, Inc. v. Chatam Int'l. Inc.	Simms Walters Wendel*	2(d)	Opposition Sustained	"GOLDSCHLAGER" [cinnamon schnapps liqueur]	"GOLDSTRASSEN" [liqueur]			No
3-16	EX	74/701,576	Theodore F. Charles	Sams Hanak Bucher*	2(e)(1)	Refusal Affirmed		"INVESTORS CAPITAL" [investment brokerage services]		Michos	No
3-17	EX	74/720,324	Anchor Coin	Cissel (D) Seeherman Quinn*	2(e)(1)	Refusal Affirmed		"FAST CASH GIVEAWAY" [casino services, namely, conducting games of chance]		Belenker	No
3-17	EX	75/082,025	Winner Int'l. Royalty Corp.	Simms Hairston Wendel*	whether applicant's asserted mark is distinctive and registrable under Section 2(f)	Refusal Affirmed		"AMERICA'S FAVORITE" [anti-theft steering wheel lock for motor vehicles made primarily of metal]		Greenbaum	No
3-17	EX	75/113,558	Signal Investment & Management Co.	Seeherman* Hohein (D) Chapman	2(e)(1)	Refusal Reversed		"ICY TO DULL THE PAIN AND HOT TO RELAX IT AWAY" [topical analgesics]		Jenkins	No
3-17	EX	74/674,958	GAMMA-METRICS	Hanak* Hohein Chapman	2(e)(1)	Refusal Reversed		"CROSSBELT" [computer based analyzer for detecting the chemical composition of bulk materials]		Ferraiuolo	No

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3-17	EX	74/736,849	Hurley Medical Center	Quinn Chapman* Bucher	2(d)	Refusal Affirmed		"BODY FLEX" [prerecorded videotapes featuring exercising instruction involving use of power bands and dumbbells]	"BODYFLEX" [exercising equipment, namely, jump ropes and weights]	Billings	No
3-17	OPP	98,695	Brauerei Beck, GmbH & Co. v. Warsteiner Brauerei, Haus Cramer, GmbH & Co.	Simms Cissel* Hohein	2(d); laches, acquiescence, estoppel	Opposition Sustained (on basis of the "BECK'S" and "HAAKE BECK" marks)	A family of "BECK" marks, including: "BECK," "BECK'S," "BECK'S" (and design); "BECK'S BEER," "BECK'S BEER--BRAUEREI BECK & CO.-- BREMEN GERMANY" (and design); "BECK'S DARK" (and design) [all marks for beer]; "HAAKE BECK" (with other words and design) [non-alcoholic beer]	"ISENBECK" [beer]			No

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