

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
October 25-29, 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
10-27	OPP	102,966	Daniel L. Kegan v. Marc S. Lane	Simms* Cissel Bottorff	2(d)	Opposition Dismissed	"MACGUIDE" and a family of marks that incorporate "GUIDE" as a suffix [computer products and services]	"LINEGUIDE" [providing access to a computer bulletin board service providing a wide range of information over a global online information network]			No
10-27	EX	75/280,610	America Online, Inc.	Cissel Walters* Wendel	2(e)(1)	Refusal Reversal		"VIRTUAL KEY" [services rendered in connection with on-line information services and global computer network communications, namely, computer programming, computer consultation services, designing and updating computer security software, and monitoring security systems]		K. Williams	No
10-27	OPP (SJ)	101,936	Parfums de Coeur, Ltd. v. Colorado Medical Center, P. C.	Hanak Quinn Walters [Opinion "By the Board"]	2(d)	Opposition Sustained	"PARFUMS DE COEUR" [perfumes and cologne]	"LE COEUR" [skin and hair preparations, perfume and cologne, etc.]			No
10-27	OPP	106,373	Hasbro, Inc. v. Andre Keith Williams	Cissel Chapman Wendel*	2(d)	Opposition Sustained	"CLUE" et al. [board games, etc.]	"CLUCHÉ" [equipment for use in playing a board game]			No

10-27	EX	75/013,108	Dan E. Rogers	Walters* Chapman Wendel	2(e)(4); distinctive- ness under Sec. 2(f)	Refusal Affirmed		"GERSON" [providing medical treatment for human illnesses by means of nutritionally based therapy]		Crawford	Yes
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(2) *=Opinion Writer; (D)=Dissenting Panel Member

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10-27	OPP	107,711	Bed-Check Corp. v. Paul Newham	Hohein* Chapman Wendel	2(d)	Opposition Dismissed	"BED-CHECK" [electronic bed and chair occupancy monitors in the health and patient care industry]	"BED-EX" [electronic bed occupancy monitor]			No
10-27	EX	75/296,012	Lange Uhren GmbH	Seeherman Hanak* Bottorff	2(d)	Refusal Affirmed		"CABARET" [clocks, watches, stopwatches, clock parts, watch bands]	"CABARET" (in stylized lettering) [retail store services rendered in connection with women's clothing, handbags, jewelry and accessories]	Blaustein	No
10-27	OPP	102,183	Frederick's of Hollywood, Inc. v. Freddi Q Int'l, Ltd.	Hohein Walters* Chapman	2(d)	Opposition Sustained	"FREDERICK'S" and "FREDERICK'S OF HOLLYWOOD" [both marks for: a wide variety of women's clothing; retail store and mail order services in connection with such goods]	"FREDERIQUE" [a wide variety of women's and children's clothing]			No
10-28	OPP	108,979	Service Station Products Co. v. C. A. McCourt and Associates	Cissel Bucher Bottorff*	2(d)	Opposition Sustained	"ALLOY WHEEL GUARDIAN" [balance weights for vehicle wheels]	"WHEEL GUARD" [tire changing machines]			No

10-29	CANC	25,964	Warren Smith v. Big Guy, Inc.	Hairston Wendel Bucher*	2(d)	Petition to Cancel Granted	"BIG GUY LITTLE MAN" (and design) [under garments, namely, undershorts and shirts]	"BIG GUY" [men's clothing, namely, t-shirts, sweatshirts, sweat pants, shorts, shirts, and outerwear]			No
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10-29	EX	75/092,630	TBT Int'l, Inc.	Seeherman Quinn McLeod*	2(e)(1)	Refusal Affirmed		"ONLINECLASS" (and design) [leasing access time to a computer database offering, in real time, elementary, junior and senior high school educational materials and offering a live, interactive experience over a global computer network]		Khan	No
10-29	EX	75/026,172	Martha Dare	Cissel Hohein Bottorff*	2(d)	Refusal Affirmed (but only as to the cited mark "21 ST CENTURY" (and design))		"21 ST CENTURY MANNA" [nutritional herbal supplements to be taken internally as a digestive aid for intestinal disturbances to both detoxify the system and stimulate efficient removal of waste products from the colon]	"21 ST CENTURY" (and design) [vitamins, herbal remedies and nutritional supplements]; "FOODFORM MANNA" [dietary food supplements for human consumption]	Vlcek	No
10-29	CANC	25,354	Jurassic Stone Co. v. Solnhofen Natural Stone, Inc.	Simms* Quinn Walters	2(e)(2); whether applicant's mark has acquired distinctiveness under Sec. 2 (f); fraud]	Petition to Cancel Granted (but only on 2(e)(2) and lack of distinctiveness grounds)		"SOLNHOFEN" [natural building stone]			No

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10-29	EX	75/192,310	Advanced Tele-communication Network, Inc.	Walters Chapman Rogers*	Section 6 disclaimer requirement (of the word ACCESS)	Refusal Reversed		"ADVANCED ACCESS" [prepaid telephone calling card services]		F. Smith	No

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