

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD**  
**January 3-7, 2000**

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
1-4	EX	75/120,143	Ed Tucker Distributor, Inc.	Hanak (D) Quinn* Rogers	2(d)	Refusal Affirmed		"BIKE IN A BOX" [rolling chassis for a custom motorcycle sold in a kit of prepackaged parts]	"BRAKE-IN-A-BOX" [brake structural and replacement parts]	Oh	No
1-5	EX EX EX	74/711,715 74/711,899 74/721,195	De Ster Corp.	Seeherman Wendel* Bucher	whether applicant's three product configurations have acquired distinctiveness as trademarks [Sec. 2(f)]	Refusal Affirmed (in all three applications)		configurations of three storage containers [plastic containers for food storage]		Atchison	No
1-5	EX	75/168,250	Heartstent Corp.	Simms Bucher* Bottorff	2(e)(1)	Refusal Reversed		"HEARTSTENT" [medical implants used to perform coronary bypass surgery, namely, rigid conduits for surgical implantation for creating a fluid passageway between heart ventricle and coronary artery downstream from a coronary obstruction]		Goodsaid	No

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1-5	EX	75/148,916	Beth Stone, dba Pangaea Int'l. Consulting	Quinn Chapman Bucher*	2(d)	Refusal Reversed		"PANGAEA" [marketing and management consulting services which are totally unrelated to banking, finance and investments, namely, conducting marketing research and feasibility analysis, identifying global marketing opportunities, providing cultural analyses, and other marketing-related services in connection with the structuring and implementation of global marketing strategies]	"PANGAEA" and "PANGAEA PARTNERS, LTD." [both marks for investment and financial services, namely: investment and financial research, analysis, counseling and portfolio management; financial counseling and consulting on mergers, acquisitions, leverage buyouts, tender offers, start-ups, divestitures, joint-ventures, marketing or distribution arrangements, project financings, restructurings, capital markets activities and international development, etc.; merchant and investment banking; providing loans and loan services to corporations and governments; trading of financial securities for others; and arranging financing from investors and lenders for clients]	Seegars	No

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1-6	EX	75/257,418	Jeunique Int'l., Inc.	Hanak Walters Chapman*	2(d)	Refusal Reversed		"AU NATURELLE" [skin and hair care preparations, all distributed in direct selling to the consumer]	"AU NATUREL" (and design) [essential oils for personal use, bath gels, body lotion, hair care preparations, etc.]	Luthey	No
1-6	EX	74/586,885	Congoleum Corp.	Simms* Cissel Seeherman	whether the specimens of record show trademark use of applicant's asserted mark	Refusal Affirmed		"YOUR CHOICE" [plastic floor covering having a water resistant, smooth or embossed surface]		Roppel	No
1-6	OPP	104,535	WRQ, Inc. v. Levin Grant and Associates, Inc.	Cissel Seeherman Wendel*	2(d)	Opposition Dismissed	"REFLECTION" [computer programs and instructional manuals sold as a unit for use in the fields of communications, networks, terminal emulation, programming file transfer, printing, and business productivity] <i>and other marks</i>	"PERSONAL REFLECTIONS" [computer software for assisting the user in writing an autobiography or biography; manuscripts and books assisting the user in writing an autobiography or biography]			No
1-6	OPP (SJ)	106,486	Country Club Animal Hospital, Inc. v. Innopet Brands Corp.	Simms Hairston McLeod [Opinion "By the Board"]	2(d)	Opposition Dismissed	"COUNTRY CLUB ANIMAL HOSPITAL" (and design incorporating silhouettes of a dog's head and a cat's head) [animal hospital and kennel services, veterinary services, premium pet foods, etc.]	"INNOPET BRANDS" (and design incorporating silhouettes of a dog's head and a cat's head) [pet food]			No

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1-6	EX (R)	75/013,108	Dan E. Rogers	Walters* Chapman Wendel	2(e)(4); distinctive- ness under Sec. 2(f)	Request for Reconsideration Denied (Refusal Affirmed)		"GERSON" [providing medical treatment for human illnesses by means of nutritionally based therapy]		Crawford	No
1-7	EX	75/266,770	MGA Industries, Inc.	Seeherman Quinn Hairston*	2(e)(1)	Refusal Affirmed		"CABLE LIGHTS" [decorative lighting, namely, electrical conductors electrically connecting a series of miniature bulbs, the electrical conductors and bulbs being completely encased in an extruded flexible plastic sheath]		Greenbaum	No
1-7	OPP	110,504	O'Connell and Ruhe Interior Cleaning Co., Inc. v. Franchise Connection, Inc.	Cissel Hairston* Holtzman	2(d)	Opposition Sustained	"MAGNA-DRY" [interior cleaning services including the cleaning of interior carpets, upholstery and draperies]	"MAGNA-DRY" (and design) [cleaning of carpets, rugs, drapes, upholstery, leather mattresses and related household furnishings]			No
1-7	EX	75/314,626	International Taste, Inc.	Seeherman Hairston Chapman*	2(e)(2)	Refusal Reversed		"HOLLYWOOD FRIES" (and design) [french fries and fast food restaurants]		T. Lee	Yes
1-7	OPP	106,094	Omni Massage System, LLC v. Montgomery Enterprises	Cissel Hairston* Walters	2(d)	Opposition Sustained	"POLAR ROLLER" [a non-electric roller massage device]	"POLAROLLER" [a non-electric cold roller massage device]			No

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1-7	EX	75/269,719	Timestar, Inc.	Simms Chapman* Rogers	2(d)	Refusal Affirmed		"GIOVANNI" [watches]	"GIOVANNI" [costume jewelry and findings]	G. Lorenzo	No

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