

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

August 7-11, 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
8-7	EX	75/301,531	Convenant Insurance Co.	Simms Walters Wendel*	2(d)	Refusal Affirmed		"TEAMWORKS" (and design) [commercial and personal property and casualty insurance and reinsurance brokerage, administration, and indemnity services]	"THE TEAMWORKS ADVANTAGE" (plus additional wording and design) [worker's compensation medical and disability case management services]	L. King	No
8-7	EX	75/162,539	Frank A. Bonomo	Hohein Chapman* McLeod	2(d)	Refusal Affirmed		"FIGHT FOR YOUR LIFE" [health services, namely, assisting individuals in overcoming their nicotine addiction and ending their smoking habit]	"WE'RE FIGHTING FOR YOUR LIFE" [association services in the field of prevention and treatment of heart disease]	Sloan	No
8-7	EX	75/265,675	Astra Foods, Inc.	Walters Wendel* McLeod	2(d)	Refusal Affirmed		"SOUTH STREET BRAND" [high quality meat for steak sandwiches]	"SOUTH STREET" [cheese]	Whittaker-Brown	No
8-7	EX	75/168,541	Inter-continental Chemical Corp.	Quinn* Chapman Wendel	genericness [registrability on the Supplemental Register]	Refusal Affirmed		"OSCILLATOR" [print screen cleaning machines]		Gaynor	No
8-7	OPP	108,306	Educon Int'l. v. Unisys Corp.	Seeherman Quinn Holtzman*	2(d)	Opposition Dismissed	"TEAMPLAN!" [books, brochures, and seminar manuals in the field of organizational management]	"TEAMPLAN" [computer consultation services, namely, analyzing the significance of information and technology to improve client competitiveness and profitability, specifically providing strategic information opportunity identification, business and technology solutions definition, solution justification and approval, and program definition]			No

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

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8-7	CANC	25,433	Miss Asia Beauty Pageant Ass'n. (U.S.A.), Inc. v. A. L. Models, Inc.	Hohein* Chapman Rogers	2(d) [ownership]; fraud	Petition to Cancel Granted (on both grounds)	"MISS ASIAN WORLD BEAUTY PAGEANT" [promoting and presenting beauty pageants]	"MISS ASIAN WORLD BEAUTY PAGEANT" [business management consulting in the field of beauty pageants]			No
8-7	EX	75/330,844	Integra Lifesciences Corp.	Cissel* Chapman Rogers	2(e)(1)	Refusal Affirmed		"REGENERATION TEMPLATE" [an extracellular matrix to be surgically implanted at the site of tissue which has been irreversibly damaged by accident, disease or surgery to provide conditions necessary to promote healthy cell growth]		Fromm	No
8-7	EX	75/303,256	Societe de Conception et de Management d'Applicatifs-S.C.M.A.	Simms Hairston* Wendel	2(d)	Refusal Affirmed		"LOGISTAR" [computer software for database management operations, inventory management, sales forecasting, product planning and management, financial accounting, tracking transportation of merchandise and purchasing orders; data processors; optical discs; optical scanners; computer terminals; barcode readers; computer monitors; laser printers; modems]	"LOGI-STAR" [leasing access time to an on-line computer database featuring information regarding business operations, business management, and business news]	Vanston	No

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8-7	EX	75/399,471	Biological & Popular Culture, Inc.	Walters* Chapman Wendel	2(e)(1)	Refusal Affirmed		"HEALTHCARE INTELLECTUAL PROPERTY MANAGEMENT" [procurement services, namely, purchasing supplies and equipment for physicians and medical and clinical laboratories; management of medical and clinical laboratories for others; secretarial and clerical services for health care professionals; management of group purchasing organizations and association of health care providers; market research of health care, pharmaceutical and medical devices; data processing services; design and provision for others of healthcare services in the nature of patient wellness, behavior modification, and other programs; association services to promote the interests of physicians; <i>and numerous other services</i>]		Fosdick	No
8-7	EX	75/529,793	Bruce D. Watts	Simms* Wendel Holtzman	genericness [registrability on the Supp. Register]	Refusal Affirmed		"BIRTHDAY BALLOONS" [mail order gift balloon services]		R. Clark	No

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8-7	EX	75/235,844	EPP, Inc.	Cissel* Hohein Wendel	2(d)	Refusal Affirmed		"GREEN KEEPERS" (and design) [spikeless golf cleats for golf shoes]	"GREENSKEEPER" [soles of golf shoes and spikes for same]	Baker	No
8-7	EX	75/351,134	Digital Sight/ Sound, Inc.	Simms Walters* Bottorff	2(d)	Refusal Reversed		"DIGITAL SIGHT/SOUND" [pre-recorded digital audio and digital video recordings and multimedia movies and cartoons only downloadable via global computer networks]	"SIGHT & SOUND" [retail store and distributorship services in the field of videocassettes, video games, and video game accessories]	Kim	No
8-8	EX	75/232,128	Ice-Pak, Inc.	Hairston Walters* McLeod	genericness [registrability on the Supplemental Register]	Refusal Affirmed		"ICE-PAK/HOT-PAK" [reusable ice substitutes and reheatable gel packs for maintenance of temperature and other therapeutic uses]		Michos	No
8-8	EX	75/281,588	Checque-point Franchise Corp.	Seeherman* Quinn Hairston	2(d)	Refusal Affirmed		"WORLD CASH" [banking and financial services, namely, currency exchange and advice services, issuing and redemption of travellers cheques, electronic funds transfer, cashing of personal cheques, and credit card services]	"WORLD CASH" (and design) [banking services, not offered to the general public, related to international cash management for clients with accounts in several countries, including credit card services and electronic banking, etc.]	Grundy	No
8-8	EX	75/185,247	Fans London Ltd.	Simms Cissel* Quinn	2(d)	Refusal Affirmed		"FANS LONDON" [clothing, namely, sweatshirts, coats, jackets, etc.]	"FANS GEAR" (and design) [jackets, coats, warm-up suits, and windsuits]	R. Clark	No

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8-9	EX	75/352,880	Advance Watch Co., Ltd.	Simms Seeherman* Bucher	2(d)	Refusal Affirmed		"IDENTITY" (and stylized "ID" design) [watches and clocks; the manufacture of watches to the order and specification of others]	"I.D." (stylized lettering) [watches]	D. Lee	No
8-9	EX	75/217,892	Quadrillion Publishing Ltd.	Seeherman Hairston Bucher*	2(e)(4)	Refusal Affirmed		"BRAMLEY" [a wide variety of books, magazines, and stationery items]		W. Price	No
8-9	EX	75/105,387	The Rene Dubos Center for Human Environments, Inc.	Quinn Wendel* Bottorff	2(d)	Refusal Affirmed		"EARTHLINE" [computer services, all related to the field of social and humanistic aspects of environmental problems: namely, providing electronic information services on a global information network; providing a computer database containing news, encyclopedia, and information; and providing on-line interactive discussion forums for real-time interaction between computer users]	"EARTHLINES / TIDELINES" (and design) [publications, namely, books and magazines regarding natural resources]	Smiga	No
8-9	EX	75/270,441	Victory Craft, Inc.	Wendel Holtzman Rogers*	2(d); Section 6 disclaimer requirement (of the word CRAFT)	Refusal Affirmed (on both grounds)		"VICTORY CRAFT" [painting sets for painting aircraft models, watercraft models, landcraft models, models of houses, and models of animals, all made from plastic sheeting]	"VICTORY" (and design) [paint sets, etc.]	Spivak	No

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8-9	OPP	111,717	Science Fiction Writers of America, Inc. v. James Stout	Walters Bucher Rogers*	2(d)	Opposition Dismissed	"NEBULA AWARD" [conducting an annual awards ceremony to honor the work of outstanding science fiction writers and to promote the field of science fiction; a series of books consisting of collections of reprints of literary works that have won opposer's annual award]	"NEBULA NINE" [entertainment services, namely, live performances by a musical group]			No
8-9	EX	75/185,834	Drennon/Castillo, Ltd.-I	Simms* Hohein Bucher	2(d); Section 6 disclaimer requirement (of the word ENGINEERING); requirement for amendment to description of goods and re-classification	Refusal Affirmed (except as to 2(d) cited mark SIERRA ENVIRONMENTAL SERVICE (and design))		"SIERRA ENGINEERING" [on-site petroleum engineering services to implement the treatment and stimulation of oil and gas wells to enhance production, including the design and the on-site supervision and implementation of fracturing procedures by hydraulic fracturing and well case perforating procedures by gun perforating]	"SIERRA GEOPHYSICS" [research and consulting services in geophysics and seismology]; "SIERRA ENVIRONMENTAL SERVICES" (and design) [environmental cleanup services, namely, ground water treatment, soil remediation, analytical chemical services, preliminary site assessments, and consulting services related thereto]	Saito	No

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8-9	OPP	105,056	The Shark Rest. Corp. v. Raymond Miranda	Cissel Chapman*	2(d)	Opposition Sustained	"THE SHARK BAR" [bar and restaurant services]	"SHARK BAR" [restaurant services]			No
8-9	CANC	27,516	Champions for Christ Int'l., Inc. v. Bill Glass Ministries	Cissel* Seeherman Bucher	2(d)	Petition to Cancel Denied	"CHAMPIONS FOR CHRIST" and "CHAMPIONS FOR CHRIST, A NEW BREED OF ATHLETE" [both marks for providing Christian ministry outreach services to amateur and professional athletes]	"CHAMPIONS FOR TODAY" and "WEEKEND OF CHAMPIONS" [both marks for evangelistic and ministerial services]			No
8-10	OPP	107,521	Blue Cross and Blue Shield of South Carolina v. Mountain View Software Corp.	Hanak* Walters Bucher	2(d)	Opposition Sustained	"COMPANION" [custom design of computer hardware and software for professional offices], "COMPANION TECHNOLOGIES" [software for processing workers' compensation documents], and "COMPANION PROPERTY AND CASUALTY" [workers' compensation insurance]	"WORKERS COMPANION" [computer programs and software for use in analyzing and generating documents for workers' compensation]			No
8-11	EX	75/159,889	Samsung Opto-Electronics America, Inc.	Wendel Bucher* Rogers	2(d)	Refusal Affirmed		"IMPAX" [cameras, telescopes, and binoculars]	"IMPAC" [cameras, etc.]	Sparacino	No

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8-11	EX	75/374,999	Bone Wear, Inc.	Hohein* Bucher Holtzman	2(d)	Refusal Affirmed		"6 4 3 DOUBLE PLAY" [clothing and active wear, namely, hats, t-shirts, jerseys and jackets]	"DOUBLE PLAY" [girdles and brassieres]	Blandu	No

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