

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
July 17-21, 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
07/17	EX	75/326,000	Acme Royalty Company, L.P.	Cissel* Hanak Chapman	2(d)	Refusal Affirmed		"AMERICAN TILE SUPPLY" [marble and ceramic tile; mortar for setting tile; wholesale distribution services of marble and ceramic tile]	"AMERICAN" [ceramic tile]	Aurini	No
07/18	EX	75/213,352	United Distillers plc	Seeherman Hanak Chapman*	2(e)(4)	Refusal Reversed		"HACKLER" [alcoholic beverages, namely, distilled spirits, except Scotch whisky, and liqueurs]		Otte	No
07/18	EX	75/283,239	Lakeland Peat Moss, Ltd.	Hanak* Hairston Chapman	2(d)	Refusal Affirmed		"GARDENER'S GOLD" [potting soil and soil conditioners for agricultural, domestic and horticultural use]	"GARDEN GOLD" [fertilizer]	Woods	No

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

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07/18	EX	75/366,259	Berkeley Networks	Quinn* Walters Wendel	2(e)(1)	Refusal Affirmed		"ACTIVE SWITCH" [computer networking equipment, namely, computer hardware and computer software for operating computer networking equipment]		Weltsch	No
07/18	EX	75/391,440	Taylor-Listug, Inc.	Quinn Walters Bucher*	2(e)(1)	Refusal Affirmed		"PRESENTATION SERIES" [musical instruments, namely, guitars]		Baxley	No.
07/18	EX	75/447,252	North South Publications, LLC	Cissel* Hanak Hohein	2(e)(1)	Refusal Reversed		"ROCK & ICE" [paper goods and printed matter, namely, magazines about climbing]		Williams	No
07/18	CANC (R)	27,343	Wild Pigs Motorcycle Club v. R & R Enterprises	Cissel Hairston Walters*	Res judicata based on prior Board decision	Motion for Reconsideration Denied		"WILD PIGS" (and design) [newsletters and clothing items]			No

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07/19	EX	74/412,534	Pocono Foods, Inc.	Hohein* Wendel Holtzman	Requirement for proper specimens	Refusal Affirmed		"SPORTS" [processed poultry]		Fosdick	No
07/19	EX	75/024,894	Platinum Technology, Inc.	Cissel Hohein Holtzman*	2(e)(1)	Refusal Affirmed		"SQL-MODELER" [computer software for use in database design, implementation, administration, etc.]		Stine	No
07/19	EX	75/231,610	A. Lassonde Inc.	Simms Seeherman Quinn*	Section 23 (genericness)	Refusal Reversed		"FRUITE" [fruit juices and fruit drinks]		Turner	No
07/19	EX	75/309,438	Robert S. Laughlin	Hanak* Hairston Chapman	Failure to sign application; specimens	Refusal Reversed in part, Affirmed in part, and remanded		"TPE" [computer services, namely, providing an online bulletin board in the field of adult-oriented conversation and ideas]		Yard	No
07/19	EX	75/467,009	Times Mirror Magazines, Inc.	Hanak Quinn Hohein*	2(d)	Refusal Reversed		"THE SPORTING NEWS MID-SEASON FANTASY BASEBALL CHALLENGE" [role playing games, etc.]	"FANTASY BASEBALL" [entertainment services—namely, conducting a mock baseball game]	H. Fisher	No

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07/19	OPP	95,655	Michael S. Sachs, Inc. v. Cordon Art, B.V.	Quinn* Bucher Holtzman	2(e)(4); 2(e)(1) and genericness	Opposition Dismissed		"M.C. ESCHER" [a variety of goods (Classes 9, 14, 16, 24, 25, 27 and 28)]			Yes
07/20	EX	75/363,944	Townsend Engineering Company	Quinn* Chapman Holtzman	Section 23 (genericness)	Refusal Reversed		"SMARTLINKER" [sausage encasing machines]		First	No
07/20	OPP	98,123	Reynolds Metal Company v. Wilkinson Manufacturing Company	Hairston* Walters Holtzman	2(d); Section 18 restriction of opposer's registration	Opposition Sustained; Counter-claim Dismissed	"DEL-PAK" [plastic containers and plastic lids therefor for use in foodservice operations]	"DELTAPAK" [oriented polystyrene containers with a tamper-resistant locking device used for food]			No

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07/21	EX	74/694,775	Optical Cable Corporation	Cissel* Chapman Bucher	2(e)(1); 2(f)	Refusal Affirmed		"OPTICAL CABLE CORPORATION" [electrical, electronic and fiber optic apparatus, instruments and products, including fiber optic cable]		Billings	No
07/21	EX	75/032,568	Janet Wetstone	Cissel* Quinn Bucher	Section 23 (genericness)	Refusal Affirmed		"POTTERY-POWDER" [hydraulically settable powder for use in hobby crafts and molds]		Baxley	No
07/21	EX	75/089,990	Sachiko Tasaka	Cissel* Seeherman Wendel	Requirement for acceptable specimens	Refusal Affirmed		"ESSENCE OF HUMANITY CREDO" [a system for growing, living and managing]		Baxley	No
07/21	EX	75/353,692	Central Communications Corp.	Quinn* Hohein Chapman	2(d)	Refusal Affirmed		"IRON-WEB" [providing an electronic bulletin board featuring information relative to the sale, service, and marketing of farm and lawn equipment, and providing information about farm and lawn equipment]	"IRON NET" [providing access to an electronic bulletin board featuring information concerning heavy equipment available for sale or lease]	Michos	No

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