

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
June 26-30, 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 |
|-------------|-----------------|--------------------------|--|----------------------------------|--|--|--|---|--|--------------------|------------------------------|
| 6-26 | EX | 75/260,119 | Canon Kabushiki Kaisha | Hanak* Hairston Chapman | 2(e)(1) | Refusal Affirmed | | "PHOTOREALISM" [ink jet printers] | | Stockton | No |
| 6-26 | EX | 75/453,434 | Jeffery Rom | Simms* Quinn Chapman | Sections 1, 2 and 45 (not inherently distinctive product design) | Refusal Affirmed | | (design of a hot dog encased in spiral-shaped bun) [food products, namely, hot dog sandwiches] | | Shanahan | No |
| 6-27 | EX | 75/305,890 75/305,891 | Twentieth Century Fox Film Corporation | Quinn* Hohein Chapman | 2(d) | Refusal Affirmed (as to both applications) | | "FOX SPORTS WORLD" [entertainment services in the nature of production and distribution of cable television programs and motion picture films relating to international sporting events and news; production of pre-recorded videotapes, video cassettes, video discs and CD-ROMs relating to international sporting events and news and communication services, namely, cable television broadcasting services relating to international sporting events and news] | "SPORTSWORLD" [live and recorded sports and sports-related programs exhibited through live television and other media] | McGee | No |
| 6-27 | EX | 75/346,766 | Maurice Sporting Goods, Inc. | Hairston* Walters Holtzman | 2(e)(3) | Refusal Affirmed | | "CEDAR KEY" [fishing lures] | | Menker | No |

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Dismiss; (MR)=Motion to Reopen; ®=Request for Reconsideration(2) *=Opinion Writer; (D)=Dissenting Panel Member

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| 6-27 | OPP | 106,611 | SkyTel Corp. v. Vehicle Access Corporation, Incorporated | Simms Walters Chapman* | 2(d) | Opposition Sustained | "SKYTEL, SKYTALK, SKYPAGER, SKYNEWS, SKYMAIL" (a family of various SKY- prefix marks) [paging and messaging services, providing news, financial and other information to paging service subscribers, paging and messaging receivers, and computer software for the wireless sending and receiving of data via radio waves] | "SKYLOCK" [vehicle anti-theft systems comprising cellular telephones, pagers, two-way pagers, and satellite signal processors] | | | No |
| 6-28 | EX | 75/181,052 | Hanford Hotels Inc. | Simms Holtzman Rogers* | 2(d) | Refusal Affirmed | | "STERLING CLUB" [hotel services for preferred customers featuring preferential room rates, upgraded rooms, newspaper delivery, and prizes earned from points accumulated after several stays] | "STERLING INN" [motel services] | Pacious and Kastriner | No |
| 6-28 | EX | 75/200,776 | Rohan Designs Limited | Simms [D] Seeherman McLeod* | 2(e)(4) | Refusal Reversed | | "ROHAN" [leather and imitation leather, and the use therein in making goods, namely, trunks and traveling bags; luggage; bags; backpacks; wallets; belts; umbrellas; parasols and walking sticks; and a variety of items of clothing] | | Matthews | No |
| 6-28 | EX | 75/242,352 | Asahi/America, Inc. | Cissel Chapman Rogers* | 2(d) | Refusal Affirmed | | 'AF SERIES" [backwashable industrial filtration machine for removing suspended solids from corrosive liquids] | "AF" (stylized) [air and liquid filtration units for the industrial market] | C. Smith | No |

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| 6-28 | EX | 75/281,220 | Chequepoint Franchise Corporation | Simms Cissel* Holtzman | 2(d) | Refusal Affirmed | | "WORLD CASH" (and design) [banking and financial services; namely, currency exchange and advice services; issuing and redemption of travelers' cheques; electronic funds transfer, cashing of personal cheques; and credit card services] | "WORLD CASH" (and design) [variety of goods and services related to international cash management] | Grundy | No |
| 6-28 | OPP | 103,538 | Lifetec, Limited v. Vesta Brue | Hohein* Chapman Wendel | 2(d) | Opposition Dismissed | "LIFETEC LEARNING SYSTEMS" [pre-recorded audio tapes in the field of personal and professional development; printed matter, namely, books, workbooks, review cards, brochures, transcripts of audio tapes, etc. and various educational services] | "LIFETECH" [business management in the field of diagnosis, assessment, and treatment of compulsive, obsessive, impulsive, and/or addictive behaviors; educational services for the medical profession in these fields; and medical and scientific research in these fields] | | | No |
| 6-28 | OPP | 107,234 | IDV North America, Inc. v. R.C. (SHONUFF) Enterprises, Inc. | Hohein* Bottorff Holtzman | 2(d) | Opposition Dismissed | "SMIRNOFF, SMIRNOFF LEAVES YOU BREATHLESS, SMIRNOFF SILVER, SMIRNOFF DE CZAR" (and other marks) [vodka; alcoholic and non-alcoholic beverages] | "SHONUFF" [prepared alcoholic cocktails] | | | No |
| 6-28 | OPP | 107,487 | Eden Foods, Inc. v. Ficel Marketing Corp. | Hanak Quinn Wendel* | 2(d) | Opposition Sustained | "EDEN, EDENRICE, EDENBLEND" [a variety of vegetable, fruit and beverage products] | "EDAN VALLEY" [canned vegetables, canned fruit, canned seafood, soup and pork and beans; frozen vegetables, frozen fruit; jams and marmalades; soft drinks; bottled water; fruit juices] | | | No |

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| 6-29 | EX | 75/011,796 | Lancer Orthodontics, Inc. | Simms* Walters Rogers | 2(d) | Refusal Reversed | | "TITANAL" [pre-formed arches for orthodontic use] | "FORESTADENT-TITANOL" [metal alloy and plastic wire and pins for jaw orthopedics and orthodontia, sets of dental caps and crowns with metal or plastic superstructures, non-metallic pins for roots of teeth, pins for anchoring teeth] | Tripi | No |
| 6-29 | EX | 75/050,595 | North American Publishing Company | Hohein Walters Holtzman* | 2(e)(1) and 2(f) (acquired distinctiveness) | Refusal Affirmed | | "IN-PLANT GRAPHICS" [magazines containing materials of interest for persons in the printing and publishing industries] | | S. Fine | No |
| 6-29 | EX | 75/055,756 | The Information Store, Inc. | Quinn Hohein Walters* | 2(d) | Refusal Affirmed | | "THE INFORMATION STORE" [data management and data outsourcing services provided to gas, oil and other natural resource exploration and development companies, namely, processing data generated by others, computerized database management of data generated by others; business and computer consulting services; electronic storage of data] | "THE INFORMATION STORE" [document retrieval services] | de Jonge | No |
| 6-29 | EX | 75/059,062 | Center for Entrepreneurial Leadership, Inc. | Walters* Chapman McLeod | Whether specimens show use of the mark for applicant's services | Refusal Affirmed | | "ENTREWORLD" [educational services, namely, conducting classes and seminars in entrepreneurship] | | McMorrow | No |

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| 6-29 | EX | 75/266,854 | Balton AB | Seeherman* Chapman Bucher | 2(e)(4) | Refusal Affirmed | | "BALTON" [metal garment rails for installation in closets; metal hat stands, wire baskets, hooks, wire panels and support rails; metal shelving components; furniture; and wire paper towel holders, bottle and glass holders; flower pot pedestals; wastebaskets] | | Hickey | No |
| 6-29 | EX | 75/278,761 | Autometric Incorporated | Walters* Wendel Bucher | 2(e)(1) | Refusal Affirmed | | "ENVIRONMENTAL WORK BENCH" [computer software, namely, software for analyzing gridded weather data fields and displaying the results in three-dimensional time-sequenced animation showing changing conditions to create a comprehensive environment with imagery] | | G. Clark | No |
| 6-29 | EX | 75/281,749 | Nan YA Plastics Corporation of Taiwan | Cissel Chapman Bucher* | 2(d) | Refusal Affirmed | | "MASTERPIECE" [doors constructed of synthetic materials] | "MASTERPIECE" [vinyl siding] | Switzer | No |
| 6-29 | EX (Amendment) | 75/294,636 | Generations Products, Inc. | Chapman, Rogers, McLeod | Amended drawing | Substitute Drawing Accepted | | "GENERATIONS PRODUCTS... 'BECAUSE FAMILY IS WHAT IT'S ALL ABOUT!' " [personal haircare, hair and body lotions, shampoos, etc.] | | Ayala | No |

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| 6-29 | EX | 75/334,057 | Central & South West Services, Inc. | Cissel Hanak Walters* | 2(d), acceptable ID | Refusal Affirmed | | "SMARTMOVE" [providing information to utility customers related to energy efficient homes, including buying or selling a home, relocation and moving, and home financing] | "SMARTMOVE" [residential real estate brokerage services] | Chicoski | No |
| 6-29 | EX | 75/410,673 | Mediterranean Classics Incorporated | Simms Hairston Bucher* | 2(d) | Refusal Affirmed | | "COOKMARKS" [bookmarks having recipes and other gastronomically related subject matter printed thereon] | "COOKBOOKMARK" [bookmarks] | Sonneborn | No |
| 6-29 | CANC | 28,054 | Scan-graphics, Inc. v. Tangent Systems, Inc. | Simms Quinn McLeod [By the Board] | Motion to dismiss; motion for summary judgment based on ground that respondent has used mark | Petition to Cancel Dismissed with Prejudice (motion for summary judgment granted) | | "TANGENT SYSTEMS" [computer hardware, computer software in the area of document processing, document imaging, and data processing; computer manuals for use with computer hardware and computer software in the area of document processing, document imaging and data processing] | | | No |
| 6-30 | EX | 75/318,702 | McNeil (Ohio) Corporation | Seeherman* Wendel Holtzman | 2(e)(1) | Refusal Affirmed | | "LEV-R-LOK" [a locking lever for securing the handle of a hand-held grease gun in a position to prevent the unintended discharge of grease] | | Pappas | No |

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| 6-30 | EX | 75/395,643 | S.R.O. Management Inc. | Seeherman* Walters Holtzman | 2(d) | Refusal Affirmed as to RN 1,987,545; Refusal Reversed as to RN 2,028,183 | | "SRO" [business management in the entertainment industry, namely, accounting services; promoting the concerts of others; management of performing artists; financial management in the entertainment industry] | "SRO" [financial analysis, consultation, administration of employee benefit plans and pension plans] "SRO PRODUCTIONS" [entertainment services in the nature of production of plays] | C. Baker | No |
| 6-30 | EX | 74/495,184 | 3Com Corporation | Cissel Bottorff Holtzman* | Section 23 (Genericness of a mark on the Supplemental Register) | Refusal Affirmed | | "ATMLINK" [computer networking and asynchronous communication components; namely, adapters, cabling, connectors, and software associated therewith, all for asynchronous communication computer networking connectivity purposes, all for use in local, metropolitan, and global area network environments] | | McGarry | No |
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