

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD  
July 16-20, 2001**

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
7-18	CANC (SJ) (R)	26,378	Kappa Books, Inc. v. Herbko Int'l., Inc.	Seeherman Hohein Walters*	2(d)	Request for Reconsideration Denied [Petition to Cancel Granted (Petitioner's motion for summary judgment granted)]	"CROSSWORD COMPANION" [crossword puzzle books]	"CROSSWORD COMPANION" (and design) [crossword puzzle system, namely, paper crossword puzzle rolls and hand held puzzle roll scrolling device sold as a unit and crossword puzzle replacement rolls sold separately]			Yes
7-18	EX	75/564,861	KB Consultants, Inc.	Simms Quinn Chapman*	requirement for more definite identification of goods in Cl. 35; 2(d)	Refusal Affirmed as to requirement for more definite identification of goods and as to 2(d) refusal in Cl. 35; Refusal Reversed as to 2(d) refusal in Cl. 9		"KB SYSTEMS" [Cl. 9: computer software for use in fund accounting applications used by governmental units, municipalities, public school districts and nonprofit organizations; Cl. 35: advertising and marketing services, namely, services relating to computer software for use in fund accounting applications used by governmental units, municipalities, public school districts and nonprofit organizations]	"KB" (and circle design) [banking and financial services, namely, bail-bonding, financial clearing houses, credit bureaus, foreign money exchanging services, financial management, issuing of travellers' checks, lease-purchase financing, financing loans, mortgage banking, mutual funds, pawn-brokerage, safe deposit services, surety services; insurance underwriting services; stocks, bonds and securities brokerage house services]	Webster	No

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7-18	EX	75/474,474	JVC Americas Corp.	Cissel Chapman* Wendel	Section 6 disclaimer requirement (of the words PLUG & PLAY)	Refusal Affirmed		"PLUG & PLAY" (and design) [automatic set-up feature of video cassette recorder which provides automatic clock setting and automatic channel setting and scanning]		Thayer	No
7-18	CANC	25,246	T.P. Saddle Blanket & Trading, Inc. v. Tasha McCarter	Hohein Chapman Drost*	Abandonment	Petition to Cancel Denied		"TASHA" (in stylized lettering) [men's and women's clothing, namely, dresses, blouses, sweaters, shorts, shirts, and jogging suits]			No
7-18	EX	75/670,355	Anheuser-Busch, Inc.	Hairston Bucher* Bottorff	2(e)(4)	Refusal Affirmed		"HARRINGTON'S" [beer]		Mattessich	No
7-18	EX	75/471,926	White Toque, Inc.	Hanak Walters* Holtzman	whether the specimens of record show service mark use of the mark applicant seeks to register	Refusal Affirmed		"GOURMET USA" [exporting third party food products, namely, purees]		Turner	No
7-18	EX	75/529,080	BJIP, Inc.	Simms Wendel* Bottorff	2(e)(3)	Refusal Affirmed		"HAVANA" [furniture, namely, dining and occasional indoor and outdoor furniture]		L. Dalier	No
7-20	EX	75/377,087	Lancome Parfums et Beaute & Cie.	Cissel* Chapman Wendel	2(e)(1)	Refusal Reversed		"LIP PAINT" [makeup preparations, namely, lipstick]		Salemi	No

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7-20	OPP	115,082	Integrated Device Technology, Inc. v. Management Science Associates, Inc.	Seeherman* Quinn Bucher	2(d)	Opposition Dismissed	circular design encompassing a semiconductor grid design, a mathematical integral sign, and the letters "DT" and design comprising a mathematical integral sign and the letters "DT" [both marks for various electronic semiconductor components]; mark comprising (i) a circular design encompassing a semiconductor grid design and a mathematical integral sign and (ii) the letters "IDT" [ semiconductor devices, computer programs for use in the design and application of semiconductor devices, etc.]	"IDT" [computer software for use in the transfer of files via global computer information networks]			No
7-20	EX	75/620,087	Kabushiki Kaisha NKB	Hairston* Rogers Bucher	2(d)	Refusal Affirmed		"PANDA NET" [entertainment services, namely, providing an on-line computer game for virtual play of the game "GO"]	"PANDA BYTE" [computer game programs and game software]	Gardner	No
7-20	EX	75/611,089	Garden Way Inc.	Simms Hanak* Rogers	2(d)	Refusal Affirmed		"TROY-BILT BRONCO" [rototillers]	"BRONCO" [fertilizer spreaders]	Blohm	No

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7-20	EX	75/609,153	A La Vieille Russie, Inc.	Bottorff* Holtzman Drost	2(e)(1); whether applicant's mark is distinctive under Section 2(f); whether applicant's mark is registrable on the Supplemental Register (genericness )	Refusal Affirmed on all grounds asserted		"RUSSIANART" [dealership services in the field of fine art, antiques, furniture and jewelry]		Fink	Yes
7-20	EX	75/539,620	William B. Siegel	Seeherman* Hairston Wendel	2(d)	Refusal Affirmed (but only as to cited registrations for tennis rackets, racquetball rackets and tennis balls)		"CLEAR ADVANTAGE" [tennis rackets]	"ADVANTAGE" (six registrations) [tennis rackets; racquetball rackets; tennis balls; golf balls; golf clubs; soccer balls]	Gardner	No
7-20	EX	75/664,412	United States Filter Corp.	Quinn* Bucher Bottorff	2(d)	Refusal Affirmed		"XCELL" [traveling bridge filter for industrial water and wastewater applications]	"EDEN EXCEL" (and design) [filter units for removing particulate matter and other contamination from fluids, filter vessels, cartridges, and dessicant dryers]	Stine	No

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7-20	EX EX	75/668,973 75/668,974	Carolina Herrera, Ltd.	Simms* Hanak Rogers	2(d)	Refusal Affirmed (in both cases)		"212 CAROLINA HERRERA" [cosmetics, namely, skin lotions, skin creams, toilet and beauty soaps, body milks, talcum powder, essential oils for personal use, deodorant for personal use, and preparations for the hair, namely, shampoos and gels; perfumery, namely, perfumes, colognes and eau de toilet]	"212" [skin conditioner]	Coward	No

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