

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
February 4-8, 2002**

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
2-1**	EX	75/292,809	Central & South West Services, Inc.	Seeherman Chapman Drost*	2(e)(1)	Refusal Affirmed		"OUTAGE ALERT" [electrical outage identification and notification device; electrical outage maintenance services]		Ferraiuolo	No
2-1**	OPP	105,867	Coty US Inc. and Coty Cosmetics Inc. v. Frontier Cooperative Herbs	Simms* Cissel Seeherman	2(d)	Opposition Sustained	"VANILLA FIELDS" [women's cologne, perfume, skin soap, body lotion, talcum powder, body powder and bath powder]	"LAVENDER FIELDS" [massage oil, essential oils for personal use, and non-medicated bath salts]			No
2-5	CANC	28,732	Rockline Industries, Inc. v. Dental Disposables Int'l., Inc.	Hohein* Hairston Bucher	2(d)	Petition to Cancel Granted	"FRESH'N UP" [pre-moistened wipes]	"FRESHEN UP" [pre-moistened dental patient wipes]			No
2-5	EX	75/338,459	Debra Bachtel	Hohein Walters Chapman*	2(e)(1)	Refusal Affirmed		"TROPHYMUG" [novelty mugs shaped as sports items]		Breckenfeld	No

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

**Inadvertently omitted from Summary of Final Decisions for the week of January 28 – February 1, 2002

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
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2-5	OPP	109,130	Beaute Prestige Int'l. v. OroAmerica, Inc. and Aurafin - OroAmerica LLC	Walters Rogers Drost*	2(d)	Opposition Dismissed	configuration of the containers for applicant's goods, namely, bottles in the shape of female torsos [women's fragrance products, namely, perfume and eau de toilette]	configuration of the container for applicant's goods, namely, a bottle in the shape of a woman in an evening gown" [health and beauty products, namely, hair shampoos and conditioners, personal deodorants, sun block, bar soaps, skin creams, skin lotions, and skin toners, lipsticks, nail polish, mascara, baby lotion, baby powder, baby shampoos, moisturizing lotion and lubricating lotion for the skin, facial masks, after shave lotions and perfumes, colognes, bath products, namely, bubble bath and bath crystals, foam, gels, powder, and non-medicated bath salts, suntanning lotion and creams, mouthwash, dentifrices and breath fresheners and non-medicated foot bath preparations]			No
2-7	EX	75/799,847	Leisure Lawn, Inc.	Simms Cissel Seeherman*	2(d); Section 6 disclaimer requirement (of the words PEST PROTECTION)	Refusal Affirmed on both grounds		"PERIMETER PEST PROTECTION" [insect and pest control]	"PERIMETER" [insecticides]	Altree	No

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2-7	EX	75/745,609	Schnee-Morehead Business Trust	Simms Cissel Rogers*	2(e)(1)	Refusal Affirmed		"WARM APPLIED CURABLE ACRYLIC" [adhesive sealants for aircraft, aerospace, automotive, building construction, architectural, major appliances, plastics and related uses]		Watson	No
2-7	EX	75/469,963	David Dodart	Seeherman* Rogers Drost	2(e)(1); whether the matter asserted for registration functions as a mark	Refusal Affirmed on both grounds		"SBO" [dietary food supplements]		K. Wells	No
2-7	EX	75/489,564	Kenneth M. Stirbl	Seeherman* Hanak Quinn	2(d)	Refusal Reversed		"UIS" (in stylized lettering) [installation, repair, and maintenance of computers, computer systems, computer networks, and telecommunications equipment, and business and office machinery and equipment; integration of computer systems and networks; consultation services in the fields of computers, computer networks, computer software and hardware, computer software and design and installation, computer network and site design, installation and integration]	"UIS UNIVERSAL INFORMATION SYSTEMS INC." (and design) [providing personnel on a short term basis to businesses to perform data processing; microfilm services; computer programming services]	Jacobi	No

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2-7	EX	75/514,466	First Union Corp.	Seeherman* Walters Chapman	2(d)	Refusal Reversed		"SURE PAY" [banking services directed to corporate and business customers, namely, a security service monitoring checks deposited by such customers to detect fraudulent checks prior to posting]	"SUREPAY" [overdraft protection and line of credit services]	Engel	No
2-8	EX	75/719,560	United Shipping & Technology, Inc.	Simms Seeherman Hairston*	2(e)(1)	Refusal Reversed		"I-COURIER" [providing information in the field of courier services and delivery of documents, parcels and goods by truck and air by means of a global network]		Tolpin	No

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