

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
September 9-13, 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
9-9	EX	75/572,457	Human Synergistics, Inc.	Seeherman Hohein* Bottorff	2(d); whether applicant's identification of goods in Class 9 is sufficiently definite	Refusal Affirmed on both grounds		"THE LEADER WITHIN" [computer programs used for self-testing, consulting, assessment and motivational training (in Class 9); books, printed manuals, stationery, instructional materials, brochures and printed materials relating to business consulting and motivational training (in Class 16); business and management consulting services and management research (in Class 35)]	2 cited registrations, owned by the same entity for the mark "LEADING FROM WITHIN" [one registration for: questionnaires, workbooks, and printed teaching materials in the field of leadership and educational services, namely, conducting training workshops; the other registration for: seminars for individuals and organizations in the field of leadership and distributing course materials in connection therewith]	D. Taylor	No
9-9	EX EX	76/011,687 76/014,993	Deeb Management Ltd.	Quinn* Hairston Bottorff	2(d)	Refusal Affirmed in both cases		"JAFFA" and "JAFFA CANDIES" (and design) [candy, cookies, pastries, and packages containing candy and toys]	"JAFFAS" [biscuits; confectionary, namely, candies, chocolates, and frozen confectionary]	Hughitt	No
9-9	EX	75/824,874	Orion Diamond Inc.	Seeherman Quinn* Hohein	2(d)	Refusal Affirmed		"PRINCESSA" [princess-cut diamond rings, pendants, and earrings]	"PRINCESS" (in stylized lettering) [finger rings]	Engel	No
9-9	EX	76/041,218	Rocking Horse Industries, Inc.	Cissel Quinn Bucher*	2(d)	Refusal Affirmed		"PUTTERS" (and design) [hats and caps]	"PUTTER PANTS" [men's trousers]	Endieveri	No

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

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9-9	OPP	99,988	Cordis Corp. v. Anthony P. Furnary	Seeherman Walters Bottorff*	2(d)	Opposition Sustained	"CORDIS" [medical instruments, namely, intercalative angiographs, cardiac programmers, cardiac pacers, radiopaque contrast medium injectors, catheters for guided angiography; computer hardware components and computer software used to collect data on medical procedures used by hospitals and to collect data on product inventory used in such procedures]	"CORIS" [computer database management program for cardiologic medical and surgical information]			No
9-10	EX	75/934,495	Progressive International Corp.	Cissel Hohein Walters*	2(e)(1)	Refusal Affirmed		"CAN COLANDER" [household utensils, namely, strainers adapted to fit to the end of an opened can]		Amos	No
9-10	EX	75/813,722	R. H. Nagel Distributing Co., Inc.	Cissel Hairston Walters*	2(d)	Refusal Affirmed		"LEGACY" [cremation urns]	"THE LEGACY" [burial caskets]	Ankrah	No
9-10	OPP	115,867	Cash Haggadone v. Joseph A. Cavanna	Quinn Hohein Walters*	2(d)	Opposition Sustained	"ABERDEEN" [entertainment services, namely, live performances by a musical group]	"ABERDEEN" [entertainment services, namely, live performances by a musical group]			No

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9-11	EX	76/100,294	CMC Magnetics Corp.	Hairston* Walters Holtzman	2(d)	Refusal Reversed as to all seven cited registrations		"S NICE SHIPPING" (and design) [providing telecommunications connections to a global computer; telecommunications services, namely, personal communication services; broadcasting programs via a global computer network; electronic mail services; web casting audio and visual programming via a global computer network]	7 cited registrations, owned by same entity: "NICE" (and design) [communication systems, namely, direction finding and monitoring systems, etc.]; telecommunication digital recording systems, etc.; command, analyzer and control systems, etc.]; "NICELOG" and "NICECALL" [both marks for multimedia multi-channel digital voice logging system, etc.]; "NICEFAX" [logging system, comprising fax machines, etc.]; "NICEFLOW" [unified messaging computer system, etc.]; "NICE" (and design) [telecommunication digital recording systems, etc.; command analyzer and controls systems, etc.; unified messaging platforms, etc.; direction finding and monitoring systems, etc.]; "NICE VISION" [video logging systems, etc.]	B. Brown	No

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9-12	EX	75/512,879	IXL Enterprises, Inc.	Hanak Quinn Chapman*	2(e)(1)	Refusal Reversed		"INTERACTIVE EXCELLENCE" [kiosk design and development services, website design and development services, and CD-ROM design and development services]		Regan	No
9-13	EX	75/929,463	Pallotta Teamworks	Hairston Walters Bottorff*	2(e)(1)	Refusal Affirmed		"KIDSMARCH" [charitable fundraising services, namely, walk-a-thons for participation by children and their parents benefiting foster care and adoption placement services organizations]		Estrada	No

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