

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD  
October 14-18, 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
10-16	EX EX EX	75/629,629 75/630,793 75/854,084	Merion Publications, Inc.	Hanak Hohein Hairston*	Section 6 disclaimer requirement (of phrases PROVIDERS OF POST ACUTE CARE, NURSES, SERVING THE GREATER PHILADELPHIA/TRI-STATE METRO AREA and NURSES SERVICE THE CAROLINAS AND GEORGIA METRO AREAS); whether these phrases have acquired distinctiveness under Section 2(f)	Refusal Affirmed in all three cases		"ADVANCE FOR PROVIDERS OF POST ACUTE CARE," "ADVANCE FOR NURSES, SERVING THE GREATER PHILADELPHIA/TRI-STATE METRO AREA," and "ADVANCE FOR NURSES SERVING THE CAROLINAS AND GEORGIA METRO AREAS" [all three marks for a magazine featuring the allied health professions]		Tolpin	No
10-16	CANC	29,700	Next Century Restaurants, Inc. v. Aqua Grill Inc.	Cissel Chapman* Holtzman	2(d)	Petition to Cancel Granted	"AQUA" and "AQUA" (and design) [restaurant services]	"AQUAGRILL" [restaurant services and catering]			No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

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

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD  
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10-18	EX EX EX	76/004,339 76/066,280 76/066,281	Safeguard Self Storage, Inc.	Seeherman Hanak* Hairston	2(d)	Refusal Reversed in all three cases		"SAFEGUARD SELF STORAGE," "SAFEGUARD SELF STORAGE" (and design), and "SAFEGUARD GUARANTEE (and design) [all three marks for providing secure self-storage facilities for lease to the public]	"SAFE-GUARD" [moving, trucking, hauling, and storing special shipments, including missile components, electronic equipment, aircraft, exhibitors and convention exhibits and fragile and high value equipment]	Richards	No
10-18	EX	76/037,531	Pedia Pals, LLC	Cissel Hanak* Chapman	2(e)(1)	Refusal Reversed		"FACE GEAR" [toy novelty items, namely, disguises in the nature of segmented, decorative adhesive foam masks made up of multiple individually applicable and removable, face-conformable, decorative, adhesive foam mask segments]		Lohr	No
10-18	EX	76/070,407	Odin Systems International, Inc.	Seeherman Quinn* Hairston	2(e)(1)	Refusal Reversed		"FAST" [anti-icing temperature and moisture sensors, radio controls, programmable logic system controls, graphical user interface personal computer-based controls, and antifreeze substance dispensers]		de Jonge	No

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