

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
August 19-23, 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
8-20	EX	75/899,614	Ruffin Gaming, LLC	Hohein* Bucher Drost (D)	2(e)(1)	Refusal Affirmed		"FISHERMAN'S WHARF" [entertainment services, namely, live performances, vaudevilles and comedy performances; hotel services, restaurant services, nightclub services, café services and providing convention facilities]		Blandu	Yes
8-21	OPP (SJ) CANC (SJ)	120,980 31,532	Danjaq, LLC v. Jason & Jean Products Inc.	Simms* Hohein Holtzman	2(d)	Opposition Sustained; Petition to Cancel Granted (op-poser/petitioner's motion for summary judgment granted)	"007" (and design) <i>and</i> "JAMES BOND 007" (and design) [<i>both marks for a broad range of goods and services including cosmetics and colognes</i>]	"007 HAIR WEAVING BOND" <i>and</i> "007 WEAVING BOND" [<i>both marks for adhesives for attaching artificial hair pieces</i>]			No
8-21	OPP	117,487	Response USA, Inc. v. Recall Services, Inc.	Simms Hohein* Hairston	2(d)	Opposition Sustained	"HEALTH WATCH" [personal emergency response and life safety system comprising a remote transmitter, receiver and parts therefor]	"HEALTH WATCH" [programmable devices which schedule and alert a person to take and refill medications and which record information of scheduled events]			No
8-21	OPP (SJ)	120,415	Caracolillo Coffee Mills, Inc. v. Pan American Coffee Co., Inc.	Hohein Chapman Holtzman [Opinion "By the Board" (Chapman)]	2(d)	Opposition Sustained (opposer's motion for summary judgment granted)	"CAFE CARACOLILLO" [coffee]	"CAFE CARACOLILLO" [coffee]			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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8-21	EX	75/905,719	American Sporting Goods Corp.	Hairston Bucher* Rogers	2(d)	Refusal Affirmed		"NICE" (and design incorporating the letter "N") [clothing, namely, skateboarding t-shirts, sweatshirts, fleece sweatshirts and jackets, sweatpants, pants, water resistant and waterproof pants, gloves, jackets, insulated pants and jackets, button-up and button down pants and shirts, baseball caps, headbands, and footwear]	"NICE" (and design) [men's and women's sportswear, men's and women's casual wear or club wear, men's and women's street wear, namely, t-shirts, sweatshirts, sweaters, shirts, jackets, hats, caps, scarves, trousers, pants, jeans, shorts, skirts, dresses, accessories for trousers or shorts, namely, belts, excluding footwear]	Raju	No
8-23	EX	75/835,938	Maria Elena Velasco	Simms* Bucher Bottorff	whether applicant's specimens show trademark use of applicant's mark in connection with its recited goods	Refusal Affirmed		"LA INDIA MARIA" [pre-recorded video tapes and audiocassettes featuring comedic and dramatic performances and motion pictures]		Davis	No
8-23	OPP	101,395	Citicorp v. Brooklyn Federal Savings Bank	Sams Hanak Rogers*	2(d) [priority]	Opposition Dismissed	"ANYTIME, ANYWHERE, ANY WAY" [banking services]	"THE ANYTIME/ANYWHERE CARD" [automated teller machine services]			No

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