

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
November 10-14, 2003**

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
11-13	EX	76078126	INETCAM, Inc.	Hanak* Hohein Hairston	2(d)	Refusal Affirmed		"VISTA" [computer software and hardware for use in delivering live streaming media over a computer network server for a global information network, or through other video transmission vehicles]	"VISTA" [personal computer software program recorded on magnetic media, personal computer hardwired programming circuit board, and personal operator's hand control mouse, all for computerized video display enlargement systems for the visually impaired]	Case	No
11-13	EX EX	75923398 75923399	Diversified Gestao e Investimentos Lda.	Simms (D) Seeherman* Drost	2(a) [false suggestion of a connection]	Refusal Reversed in both cases		"TDM TRINITA' DE' MONTI (and design) and 'TRINITA' DE' MONTI" (and design) [<i>both marks for</i> : a variety of household objects and tableware made of precious metals (in Class 14); statuettes made of wood and non-metal key rings (in Class 20); and a variety of household objects and tableware made of porcelain, ceramic, majolica, glass, crystal glass, and steel (in Class 21)]		Lee	No
11-13	EX	76305377	Naturopathic Laboratories International Inc.	Simms Seeherman Hohein*	2(e)(1)	Refusal Affirmed		"PATCH4PAIN" [topical analgesics]		R. McMorrow	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

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11-13	EX	76068249	Mil-Comm Products Company, Inc.	Seeherman* Hanak Rogers	whether applicant's specimens show use of the mark it seeks to register [mutilation]	Refusal Affirmed		"TW25" [lubricants, lubricating grease and semi fluid lubricant for firearms, industrial machinery, heavy machinery, bearings, gears, metal-to-metal contact under pressure, friction and heat, hot and cold, salt water, sand and dust conditions; extreme climate semi fluid all-purpose lubricant]		Wray	No
11-14	OPP	91125296	Manhattan Group, LLC v. RMI Bratz, Inc.	Seeherman Hairston* Chapman	2(d)	Opposition Sustained	"SKWISH" [children's multiple activity toys also used by special needs adults] <i>and other pleaded marks containing the word "SKWISH"</i>	"MISTER SKWISH" [toys, namely, children's plush toys constructed from rectangular bed pillows]			No

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