

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD  
November 17-21, 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
11-19	OPP (SJ)	91101602	Chosen Sons of God Motorcycle Club Ministries v. Sons of God Motorcycle Club Ministry, Inc.	Simms Hohein Hairston [Opinion "By the Board" (Omelko)]	2(d) and fraud; applicant's claim of res judicata	Opposition Dismissed [applicant's cross-motion for summary judgment granted]	"CHOSEN SONS OF GOD MC NEW JERUSALEM" (and design) [ministerial services]	"SONS OF GOD MC NEW JERUSALEM" (and design) [collective membership mark to indicate membership in a motorcycle club ministry]			No
11-20	OPP (SJ)	91122948	Sports Machine, Inc. v. Midwest Merchandising, Inc.	Bucher Bottorff Holtzman [Opinion "By the Board" (Baxley)]	2(e)(1); applicant's claim of res judicata	Opposition Dismissed [applicant's cross-motion for summary judgment granted]		"BIKESOURCE" [retail store outlets featuring bicycles, bicycle accessories and replacement parts and apparel relating to bicycling]			No
11-20	CANC	92028499	XTRA Corp. v. U-Haul Int'l, Inc.	Cissel Bucher Rogers*	2(d); whether applicant used its mark in commerce on the goods and services recited in its registration as of the date of its statement of use]	Petition to Cancel Granted as to trucks, trailers, and truck rental services, based on no use in commerce; registration restricted to trailer rental services	"XTRA" (and design) and several other marks incorporating the term "XTRA" [leasing of truck trailers, etc.]	"XTRAILER" [in Class 12: trucks and trailers; in Class 39: truck and trailer rental services]			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