

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD**  
**March 24-28, 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
3-24	EX	76/128,251	Sport Obermeyer, Ltd.	Simms Botorff* Rogers	2(d)	Refusal Affirmed		"C.O.R.E." [clothing, namely, gloves, hats, vests, suits, shells, pants, jackets and headbands]	"CORE CLOTHING" [clothing, namely, bicycle pants, shorts, jerseys, overshirts, t-shirts, jackets, pants, tops, vests, and liners for pants, jerseys and shorts]	T. Rupp	No
3-25	EX	76/181,701	Com-Pac Int'l., Inc.	Quinn* Walters Rogers	2(d)	Refusal Reversed		"INTEGRA" [packaging machinery used for making reclosable packages]	"INTEGRA TEAR" [plastic flexible packaging film and packages made therefrom]	Stine	No
3-25	EX EX	75/573,201 75/573,203	Food Venture Capital Group, Ltd.	Hairston* Rogers Drost	2(d)	Refusal Affirmed in both cases		"SERAFINA ON THE RUN" and "SERAFINA" [both marks for restaurant services]	"SERAFINI'S" (in stylized lettering) [restaurant services]	Engel	No
3-25	OPP	116,599	Oxycal Laboratories, Inc. v. Malibu 2000, Inc.	Hohein Hairston* Chapman	2(d)	Opposition Dismissed	"EC" (in a stylized design format) [vitamin and mineral supplement]; "EC" (in a different stylized design format) [cosmetic preparations namely, skin conditioning cream containing vitamin C]	"EC MODE" [cosmetics using vitamins E and/or C for the hair, scalp, and skin, namely, hair shampoos, hair conditioners, hair gels, hair clarifiers, hair reconstructors, hair shiners, hair balms, hair sprays, hair waving preparation, scalp tonics, scalp shampoos, scalp conditioners, facial cleansers, facial creams, facial gels, facial masques, body shampoos, body lotions, skin moisturizers and body oils; vitamin supplements]			No

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

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3-25	EX	75/625,873	Proteus S.A.	Cissel Quinn* Hairston	2(e)(1)	Refusal Affirmed		"PHENOMICS" [industrial enzyme research in the chemical and agricultural fields]		Fletcher	No
3-26	EX	75/431,077	Power Play Int'l., Inc.	Cissel Hairston Bucher*	whether the mark applicant seeks to register functions as a trademark for its recited goods or serves merely as product ornamentation	Refusal Affirmed		"MRS. HOCKEY" [clothing, namely, t-shirts, sweatshirts, and caps]		Sheffield	No
3-26	EX	76/247,488	Garfield & Marks Designs, Ltd.	Cissel Hairston* Bucher	2(e)(1)	Refusal Affirmed		"WOMYN" [women's clothing, namely, hosiery, jackets, coats, rainwear, sweaters, pants, vests, dresses, skirts, blouses, t-shirts, sleepwear, footwear, hats, belts, headbands, scarves <i>and other clothing items</i> ]		Maciol	No
3-26	EX	76/054,955 76/098,055	Mountain Marketing Group, LLC	Quinn* Hohein Bucher	2(e)(1); whether applicant's specimens show use of its marks in connection with the services recited in its applications	Refusal Affirmed in both cases on both grounds		"1-800-PET DOCS" [veterinary services]; "1-800-SKIN DOC" [medical services]		R. Lorenzo	No

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3-27	OPP	118,596	Essence Communications, Inc v. The Cato Institute	Cissel Walters Drost*	2(d) [standing]	Opposition Dismissed	3 <i>regns. of</i> "ESSENCE" [(1) magazine concerning matters of interest to women; (2) women's sportswear, namely, pants, skirts, blouses, shirts, knit tops, jackets and sweaters; (3) jewelry]; "ESSENCE STYLE" (in stylized lettering) [retail mail order services for women's clothing and accessories, jewelry, and home furnishing accessories]; "ESSENCE BY MAIL" [retail mail order services for clothing and accessories, shoes, jewelry and home furnishing accessories]; "ESSENCE ART" (and design) [providing art prints through wholesale distribution services and mail order services]; "ESSENCE AWARD" [entertainment/educational services, namely, promoting, encouraging and recognizing exceptional achievements/excellence of black women through presentation of an award]	"BLACK ESSENCE" [cosmetics, namely, lipstick and nail polish]			No

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3-27	EX	76/203,682	Kenmark Optical Co.	Cissel Hanak Drost*	2(e)(1)	Refusal Affirmed		"SPORTZ" [eyewear, namely, goggles for use in a wide variety of indoor and outdoor athletic activities]		Gast	No
3-27	EX	75/909,325	Grand Adventures Tour & Travel Publishing Corp.	Quinn Chapman Bottorff*	2(e)(1)	Refusal Affirmed as to Class 39 but Refusal Reversed as to Class 42		"INTERLINE TRAVELEREPS" [in Class 39: travel agency services, namely, making reservations and bookings for transportation by means of a global computer network; in Class 42: travel agency services, namely, making reservations and bookings of temporary lodging by means of a global computer network]		Oh	No

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