

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
October 27-31, 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
10-28	EX	76149957	Alliance Concrete Concepts Inc.	Chapman* Rogers Drost	2(e)(1)	Refusal Affirmed		"STONESKIRT" [composite blocks for skirting a mobile home]		First	No
10-29	EX	78017580	Sprint Lube Corp.	Simms Hairston* Bottorff	2(d)	Refusal Affirmed as to both cited registrations		"SPRINT LUBE" [<i>in class 35: retail store services featuring motor oil, automobile fluids, automobile filters and automobile lubricants; in Class 37: vehicle preventative maintenance services, namely, changing oil and air filters</i>]	<i>2 cited registrations, owned by different entities:</i> "SPRINT 500" [automotive products, namely, motor oil, automotive lubricants, and transmission fluid] (<i>cited against applicant's services in Class 35</i>) and "SPRINT" [automobile service station services] (<i>cited against applicant's services in Class 37</i>)	Gartner	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
October 27-31, 2003 (continued)**

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10-30	OPP	91124387	BMG Special Products, Inc. v. David Anthony Jagosz	Cissel Hairston Chapman*	2(d)	Opposition Sustained	<p>“BUDDAH” [sound recordings, namely, phonograph records, pre-recorded audio tapes, pre-recorded audio cassettes and CDs featuring words and music]; “BUDDAH RECORDS” [music recorded on compact discs, phonograph discs and audio tapes]; “BUDDHA RECORDS” [musical sound recordings; providing information regarding and performances of musical artists by means of a global computer information network]; “BUDDAH RECORDS” (and design) [music recorded on CDs, phonograph discs and audio tapes]; “BUDDHA RECORDS” (and design) [musical sound recordings and musical video recordings; providing information regarding and performances of musical artists by means of a global computer information network, etc.]</p>	<p>“YOU DA BUDDHA” [sound recordings, namely, phonographic records, prerecorded tape cassettes, prerecorded CDs and cartridges, prerecorded video cassettes and prerecorded optical discs, all featuring music performances; and music downloadable from a global communications network; entertainment services, in the nature of live musical performances, and live performances downloadable or broadcast over a computer network, by a musical group and vocal artists; and fan club services</p>			No

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