

## SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

April 12-16, 2004

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
4-13	EX	76210800	General Hospital Supply Corp.	Seeherman* Hohein Holtzman	2(e)(1)	Refusal Affirmed		"SUPER ABSORBENT" [plastic lining, separating and dividing materials for use during sterilization of medical and surgical implements]		Bush	No
4-13	EX	75571172	Life Enhancement Technologies, Inc.	Quinn Walters Chapman*	2(d)	Refusal Affirmed		"ISOWEAR" [garments with heat exchangers through which a fluid is circulated to warm or cool the body, namely, shirts, pants, vests, jackets, and caps]	"ISOSPORT" [slippers, hats, gloves, and scarves]	Stoides	No
4-13	EX	76274519	J. Russell Phelps	Hohein Chapman* Rogers	whether the matter applicant seeks to register functions as a trademark or only as product ornamentation	Refusal Affirmed		"GRR" [jewelry]		Thompson	No
4-13	OPP (SJ)	91158477	Paradyme Alloys, LLC v. General Motors Corp.	Hanak Hohein Walters [Opinion "By the Board" (Butler)]	whether opposer owns the mark asserted as the basis for its Section 2(d) opposition	Opposition Dismissed (applicant's motion for summary judgment granted)	"PARADYME" [motor vehicle wheels and structural parts therefore, namely, rims, hubs, covers, wheel bearings, and metal fasteners therefore]	"PARADIGM" [motor, land vehicle propulsion systems, namely, drive trains, and structural parts therefore]			No

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

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4-14	EX	76173905	Glendale Int'l. Corp.	Seeherman* Quinn Rogers	2(e)(1) [deceptively mis-descriptive]	Refusal Affirmed		"TITANIUM" [recreational vehicles, namely, a vehicular type unit primarily designed as temporary living quarters for recreational, camping, travel or seasonal use that is mounted on or towed by another vehicle, namely, camping trailers, fifth wheel trailers, travel trailers, and truck trailers]		Gaynor	No
4-15	EX	76347027	Drive Headwear, LLC	Simms* Hanak Bucher	2(d)	Refusal Affirmed		"DRIVE HEADWEAR" [clothing, namely, hats, golf hats, visors, and baseball caps]	"DRIVE" [shoes]	Capshaw	No
4-16	EX	78044413	Parametric Technology Corp.	Seeherman Walters Rogers*	2(d)	Refusal Affirmed		"WINDCHILL PROJECTLINK" [computer software for general use in computer-aided design, computer-aided manufacturing, and computer-aided engineering; computer software for: workflow, process and production automation <i>and</i> visualization and digital mockup <i>and</i> information management of business, organizational, supplier, engineering, component, product, production and maintenance information <i>and</i> for use in software development]	"PROJECTLINK" [computer software program used to generate and update project management plans from business and engineering models]	Webster	No

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4-16	EX	75980911	The Playtone Co.	Hohein* Walters Holtzman	whether applicant's mark functions as a trademark for its recited goods; whether applicant's mark was used in commerce as of the date its statement of use was due	Refusal Affirmed on both grounds		"PLAYTONE" [printed matter, namely, posters]		Fisher	No

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