

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
December 20-24, 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
12-21	EX	75544444	Templeton and Rodgers	Hohein Chapman* Drost	2(e)(1)	Refusal Affirmed		"ONE PRICE BUYING" [paper, namely, writing paper, memo paper and bond paper; cardboard; printed matter, namely, books, magazines, brochures and pamphlets in the field of marketing of goods; cloth, tape and wire for bookbinding; unmounted and mounted photographs; stationery; instructional and teaching materials in the field marketing goods; plastic materials for packaging goods, namely, bubble packs]		Coggins	No
12-21	EX	76481350	Jonathan D. Butts	Walters Chapman Drost*	2(d)	Refusal Reversed		"THE BBQPITSTOP" (and design) [restaurant services]	2 cited registrations, both owned by the same entity: "MAURICE'S GOURMET BARBEQUE PIT-STOP DRIVE-THRU" (and design) and "MAURICE'S GOURMET BARBEQUE PIT-STOP" (and design) [both marks for restaurant services]	Front	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
December 20-24, 2004 (continued)**

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
12-21	EX EX	76040856 76040863	U.S. Education Finance Management Corp.	Chapman Bucher Drost*	2(e)(2)	Refusal Affirmed in both cases		"U.S. PRESTAMOS STAFFORD" and "U.S. PRESTAMOS DE CONSOLIDACION" [both marks for education loan services; brokering education loans]		Gast	No
12-22	OPP	91153610	Hamptons United Multimedia Productions, Inc. v. Faro Media, Inc.	Hohein* Chapman Bottorff	2(d) [or, as the issue is characterized in the opinion: "which party is the owner of the mark"]	Opposition Dismissed	"HAMPTONS STYLE" [magazines]	"HAMPTONS STYLE" [general interest magazines concerning luxury lifestyles in East Hampton, Southampton and surrounding communities in New York]			No
12-22	CANC	92041178	Makiki Electronics v. Douglas Mervyn Gray and David William Holloway	Chapman Bottorff Rogers*	2(d) [priority]	Petition to Cancel Denied	"TERM-OUT" [insecticide]	"TERMOUT" [biocidal preparations for control and extermination of insects, pests, and larvae, pesticides, insecticides and termiticides, all for agricultural, domestic, and horticultural use; insect repellents; and pest repellents]			No
12-22	EX	78127414	Derma Sciences, Inc.	Simms* Walters Holtzman	2(d)	Refusal Reversed		"SPANGLE" [bath foam, body cream, face cream, face powder, blush, lip gloss, antibacterial soap, and a number of other, related products]	"PAILLETES" [toilet soaps, perfumes, rouge, powder, lipstick, beauty-creams for the face and for the body, after shaves, bath-foams]	Hickey	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