

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
January 23-27, 2006

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
1-23	EX	78231571	JTMX.LLC	Quinn Hohein* Zervas	2(d)	Refusal Affirmed		"ALIAS" (and design) [<i>in Class 25: BMX-, motocross-, and bicycling-related clothing, namely, shirts, t-shirts, jackets, sweat shirts, pants, footwear, and headwear</i>] (<i>Note: The examining attorney did not refuse registration of the mark for goods in Classes 9 and 28 of this multiple-class application.</i>)	"ALIAS" [clothing, namely, skirts, dresses, blouses, sweaters, tops, sweatshirts, sweat pants, shorts, pants, t-shirts, coats, jackets, tank tops, vests, scarves and loungewear]	French	No
1-23	CANC (SJ)	92043947	Fram Trak Industries, Inc. v. WireTracks LLC	Hohein Rogers Zervas [Opinion "By the Board" (Baxley)]	2(d)	Petition to Cancel Granted (Petitioner's motion for summary judgment granted)	"WIRE TRAK" and "WIRE TRAK" (and design) [<i>both marks for conduits, covers and guides for electrical, telephone, and signal wires and for coaxial and fiber optic cables</i>]	"WIRETRACKS" [plastic conduit for use in electrical installations and electrical use]			Yes
1-23	OPP	91159335	Centraz Industries, Inc. v. Spartan Chemical Company, Inc.	Quinn* Hohein Walsh	2(d)	Opposition Sustained	"ICE SHINE" [floor finishing preparations]	"ISHINE" (in stylized lettering) [floor finishing preparations]			Yes

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

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1-24	EX	78309325	Samantha Thavasa Japan Limited	Hohein Holtzman* Walsh	2(d)	Refusal Affirmed in both classes		"SAMANTHA TIARA SAMANTHA THAVASA" (and design incorporating the letters "ST") [in Class 14: a variety of items made of precious metal, including: jewel cases of precious metal; trinkets, namely, necklaces, bracelets, pierced earrings, earrings, rings; purses and wallets of precious metal; jewelry and their imitation; shoe clips of precious metal; clocks and watches; silver; pearls; precious metal imitation coated gold and silver; in Class 26: a variety of items, including false beards and false moustaches]	3 cited registrations, the latter first 2 owned by the same entity: "TIARA" [jewelry made of precious metals and costume jewelry, etc.]; "TIARA" [watches, jewelry made of precious metals, etc.]; "TIARA" [hair pieces]	Will	No
1-24	EX	76467020	Radian, Inc.	Walters Bucher* Kuhlke	2(d)	Refusal Reversed		"ME-KEY" [physical access monitoring devices, namely, biometric identification processors]	"MECARD" [encoded smart cards containing programming used to store information in electronic format for data storage and access control; etc.]	Vanston	No

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1-25	EX (R)	76493247	The Patisserie (Hawaii corporation)	Seeherman Drost Walsh*	2(d)	Request for Reconsideration Denied (Refusal Affirmed)		"PARADISE LAVOSH" [baked cracker bread and baked Armenian bread]	"PARADISE" [cakes]	Altree	No
1-25	OPP (SJ)	91158237	World Confections, Inc. v. Kencraft, Inc.	Walters Bucher Walsh [Opinion "By the Board" (Wolfson)]	2(d); affirmative defense of abandonment	Opposition Sustained (Opposer's motion for summary judgment granted)	"ALPINE CONFECTIONS" [candy]	"ALPINE CONFECTIONS" [candy]			No
1-25	OPP OPP	91158348 91158473	Daniel A. Mendoza v. Stephen J. Hornung	Hairston Zervas* Walsh	2(d)	Opposition Dismissed in both cases	"JUST SAY*" [dissemination of advertising for others via telephone and an on-line electronic communications network; entertainment in the nature of prerecorded messages in the fields of arts and humanities by telephone and a global computer network]	"1-888-JUSTSAY" and "1-800-JUSTSAY" [both marks for telecommunication services, namely, providing voice-activated communications through landline and wireless communication devices]			No
1-26	EX	76544519	Hartmetall-Werkzeug-fabrik Paul Horn GmbH	Hairston* Drost Zervas	2(e)(1)	Refusal Reversed		"SUPERMINI" [power tools with carbide cutting edges for machining of metals and supports and tool holders for such tools]		Blohm	No

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1-26	EX	76532510	Truck-Lite Co., Inc.	Hairston* Walters Walsh	2(e)(1)	Refusal Reversed		"SUPER" [lighting products for vehicles, namely: headlights; tail lights; marker lights; clearance lights; identification lights; stop lights; turn lights; lighting kits comprising lamps, grommets, plugs, and flanges; license plate lights; back-up lights; interior and utility lights; snow plow lights; fog and driving lights; daytime running lights; and flashing lights]		White	No

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