

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

April 3-7, 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
4-4	OPP	91159477	Von Dutch Originals, LLC v. Richard M. Betts	Bucher* Holtzman Drost	2(d)	Opposition Dismissed	“VON DUTCH” [shorts, dresses, jumpers, shirts, blouses, jackets, coats, t-shirts, sweatpants, sweatshorts, underwear, sleepwear, loungewear, swim wear, wet suits, overalls, coveralls, ski wear, vests, sweaters, leggings, neckwear, belts, suspenders, wristbands, footwear, and headwear]; “VON DUTCH” [sunglasses, protective eyewear, eye glasses, eye glass cases and frames; <i>a variety of stationery items and other goods in Class 16</i>]; “VON DUTCH” (in stylized lettering) [<i>a variety of clothing items</i>]	“UNCLE DUTCH” [jewelry]			No
4-4	EX	78294596	Video Gaming Technologies, Inc.	Quinn Hohein Bucher*	2(d)	Refusal Affirmed		“LUCKY LEPECHAUN” [computer software and/or firmware for operating games of chance on any computerized platform, namely, dedicated gaming consoles, video and reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, computerized bingo machines with or without video output]	“LEPRECHAUN’S GOLD” [currency and credit operated slot machines and gaming devices, namely, gaming machines for use in gaming establishments]	Buongiorno	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

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4-6	EX	78083495	Moti Shniberg	Seeherman Quinn Drost*	2(e)(1) [deceptively mis-descriptive]	Refusal Affirmed in both classes		"SEPTEMBER 11, 2001" [in Class 16: books in the field of history; series of fictional books; in Class 41: entertainment services, namely, ongoing radio programs in the field of news, ongoing TV programs in the field of drama, TV news shows, theatre productions, visual and audio performances, musical variety, news and comedy shows; production of operas, TV shows, plays, radio programs; providing a radio program in the field of news and historical events]		Baldwin	Yes
4-6	EX	76546220	Lac Du Flambeau Band of Lake Superior Chippewa Indians	Hohein Holtzman Drost*	2(d)	Refusal Reversed		"PLAYER PRIVILEGES" [casino services featuring awards for casino patrons]	"PLAYER PRIVILEGES" [arranging and planning travel tour packages]	Mullen	No
4-6	EX	78308532	Carlos O. Calderone	Seeherman Drost Walsh*	2(d)	Refusal Affirmed		"VIDEOMATIC" (and design) [audio tape recorders, digital audio tape recorders, DVD recorders and players, CD recorders and VHS recorders]	"VIDEO-MAT" [electronic apparatus comprising a video tape recorder, a monitor, and a TV camera, sold as a unit]	Brown	No

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