

## **TABLE OF CASES CITED**

- A. H. Robins Co. v. Evsco Pharmaceutical Corp., 190 USPQ 340 (TTAB 1976)--710
- A-1-A Corp. v. The Gillette Co., 199 USPQ 118 (TTAB 1978)--313
- Abbott Laboratories v. Tac Industries, Inc., 217 USPQ 819 (TTAB 1981)--706.02; 712.01
- ABC Moving Co. v. Brown, 218 USPQ 336 (TTAB 1983)--507.03(b)
- Abolio y Rubio S.A.C.I. y G., In re, 24 USPQ2d 1152 (TTAB 1992)--1201.02; 1205
- Abraham's Seed v. John One Ten, 1 USPQ2d 1230 (TTAB 1986)--602.02(b)
- Acme Boot Co. v. Tony and Susan Alamo Foundation, Inc., 213 USPQ 591 (TTAB 1980)--703.02(a)
- Adolphe Lafont, S.A. v. S.A.C.S.E. Societa Azioni Confezioni Sportive Ellera, S.p.A., 228 USPQ 589 (TTAB 1985)--419
- Advanced Cardiovascular Systems Inc. v. SciMed Life Systems Inc., 988 F.2d 1157, 26 USPQ2d 1038 (Fed. Cir. 1993)--503.02; 503.04
- AFG Industries Inc., In re, 17 USPQ2d 1162 (TTAB 1990)--1217
- Alabama Board of Trustees v. BAMA-Werke Curt Baumann, 231 USPQ 408 (TTAB 1986)--710; 718.02(b)
- Alappat, In re, 33 F.3d 1526, 31 USPQ2d 1545 (Fed. Cir. 1994)--541; 802.04; 803
- Alberto-Culver Co. v. F.D.C. Wholesale Corp., 16 USPQ2d 1597 (TTAB 1990)--319.03
- Alcan Aluminum Corp. v. Alcar Metals Inc., 200 USPQ 742 (TTAB 1978)--703.02(a)
- Alfred Dunhill Ltd., In re, 4 USPQ2d 1383 (Comm'r 1987)--514.03; 1101.02; 1101.03; 1113
- Alfred Dunhill of London, Inc. v. Dunhill Tailored Clothes, Inc., 124 USPQ 343 (TTAB 1960), rev'd on other grounds, 293 F.2d 685, 130 USPQ 412 (CCPA 1961), cert. denied, 369 U.S. 864, 133 USPQ 702 (1962)--502.04
- Alfred Dunhill of London, Inc. v. Dunhill Tailored Clothes, Inc., 293 F.2d 685, 130 USPQ 412 (CCPA 1961), cert. denied, 369 U.S. 864, 133 USPQ 702 (1962)--1101.03; 1102.02(a)(3); 1102.02(b)
- All England Lawn Tennis Club, Ltd. v. Creations Aromatiques, Inc., 220 USPQ 1069 (TTAB 1983)--419
- Allegro High Fidelity, Inc. v. Zenith Radio Corp., 197 USPQ 550 (TTAB 1977)--510.02(a); 528.02; 535.02
- Alliance Manufacturing Co. v. ABH Diversified Products, Inc., 226 USPQ 348 (TTAB 1985)--321
- Allied Mills, Inc. v. Kal Kan Foods, Inc., 203 USPQ 390 (TTAB 1979)--308.02(a); 703.03; 704

## TABLE OF CASES CITED

Allstate Insurance Co. v. DeLibro, 6 USPQ2d 1220 (TTAB 1988)--703.02(b)

Allstate Insurance Co. v. Healthy America Inc., 9 USPQ2d 1663 (TTAB 1988)--407.03

Allstate Life Insurance Co. v. Cuna International, Inc., 169 USPQ 313 (TTAB 1971), aff'd without opinion, 487 F.2d 1407, 180 USPQ 48 (CCPA 1973)--405.01; 534.02; 713.05

Alltrade Inc. v. Uniweld Products Inc., 946 F.2d 622, 20 USPQ2d 1698 (9th Cir. 1991)--416.05; 901.01; 901.02(a); 903.03

Aloe Creme Laboratories, Inc. v. Aloe 99, Inc., 188 USPQ 316 (TTAB 1975)--512.01

Aloe Creme Laboratories, Inc. v. Bonne Bell, Inc., 168 USPQ 246 (TTAB 1970)--703.02(a)

Aloe Creme Laboratories, Inc. v. Johnson Products Co., 183 USPQ 447 (TTAB 1974)--703.02(a)

Aloe Creme Laboratories, Inc. v. Magic of Aloe, Inc., 182 USPQ 45 (Comm'r 1973)--905

Alpha Industries, Inc. v. Alpha Microsystems, 220 USPQ 67 (TTAB 1983)--534.02

Alpha Industries, Inc. v. Alpha Microsystems, 223 USPQ 96 (TTAB 1984)--704

Amalgamated Bank of New York v. Amalgamated Trust & Savings Bank, 842 F.2d 1270, 6 USPQ2d 1305 (Fed. Cir. 1988)--712.01; 712.05; 1109

Amaturo Group, Inc. v. Greater Media, Inc., 201 USPQ 617 (Comm'r 1978)--317.02

Amerace Corp. v. USM Corp., 183 USPQ 506 (TTAB 1974)--402.02; 419; 523.02

American Automobile Ass'n v. AAA Legal Clinic of Jefferson Crooke, P.C., 930 F.2d 1117, 19 USPQ2d 1142 (5th Cir. 1991)--411.04; 525

American Bakeries Co. v. Pan-O-Gold Baking Co., 650 F Supp 563, 2 USPQ2d 1208 (D.Minn. 1986)--510.02(a)

American Crucible Products Co. v. Kenco Engineering Co., 188 USPQ 529 (TTAB 1975)--705.02

American Home Products Corp., In re, 226 USPQ 327 (TTAB 1985)--1215

American Home Products Corp. v. David Kamenstein, Inc., 172 USPQ 376 (TTAB 1971)--509.01

American Hygienic Labs, Inc. v. Tiffany & Co., 228 USPQ 855 (TTAB 1986)--503.03; 507.02

American Manufacturing Co. v. Phase Industries, Inc., 192 USPQ 498 (TTAB 1976)--703.02(a)

American Meat Institute v. Horace W. Longacre, Inc., 211 USPQ 712 (TTAB 1981)--528.02; 528.05(a)

American Olean Tile Co., In re, 1 USPQ2d 1823 (TTAB 1986)--101.02; 101.03

## TABLE OF CASES CITED

- American Optical Corp. v. American Olean Tile Co., 168 USPQ 471 (TTAB 1971)--507.02; 507.03(a)
- American Optical Corp. v. American Olean Tile Co., 169 USPQ 123 (TTAB 1971)--707; 718.02(b); 718.02(c)
- American Optical Corp. v. Atwood Oceanics, Inc., 177 USPQ 585 (Comm'r 1973)--540; 801.03
- American Optical Corp. v. Exomet, Inc., 181 USPQ 120 (TTAB 1974)--419
- American Rice, Inc. v. H.I.T. Corp., 231 USPQ 793 (TTAB 1986)--704
- American Security Bank v. American Security and Trust Co., 571 F.2d 564, 197 USPQ 65 (CCPA 1978)--712.05; 1101.02
- American Skein & Foundry Co. v. Stein, 165 USPQ 85 (TTAB 1970)--709; 717
- American Society of Oral Surgeons v. American College of Oral & Maxillofacial Surgeons, 201 USPQ 531 (TTAB 1979)--419
- American Speech-Language-Hearing Ass'n v. National Hearing Aid Society, 224 USPQ 798 (TTAB 1984)--303.03
- American Standard Inc. v. Scott & Fetzer Co., 200 USPQ 457 (TTAB 1978)--703.02(a)
- American Vitamin Products Inc. v. DowBrands Inc., 22 USPQ2d 1313 (TTAB 1992)--303.03; 312.03; 403.04; 506.01; 506.02; 509.01
- American-International Travel Service, Inc. v. AITS, Inc., 174 USPQ 175 (TTAB 1972)--102.01
- AMF Inc. v. American Leisure Products, Inc., 474 F.2d 1403, 177 USPQ 268 (CCPA 1973)--703.02(b)
- Amoco Oil Co. v. Amerco, Inc., 201 USPQ 126 (TTAB 1978)--544; 545
- AMP Inc. v. Raychem Corp., 179 USPQ 857 (TTAB 1973)--403.02
- An Evening at the Trotters, Inc. v. A Nite at the Races, Inc., 214 USPQ 737 (TTAB 1982)--713.12
- Analog Devices Inc., In re, 6 USPQ2d 1808 (TTAB 1988), aff'd, 871 F.2d 1097, 10 USPQ2d 1879 (Fed. Cir. 1989)--1215
- Anania Associates, Inc., In re, 223 USPQ 740 (TTAB 1984)--703.02(a); 1215
- Andersen Corp. v. Therm-O-Shield Int'l, Inc., 226 USPQ 431 (TTAB 1985)--102.01; 412.03; 709
- Anderson v. Liberty Lobby, Inc., 477 U.S. 242 (1986)--528.01
- Andrea Radio Corp. v. Premium Import Co., 191 USPQ 232 (TTAB 1976)--703.02(a); 703.03; 708
- Angelica Corp. v. Collins & Aikman Corp., 183 USPQ 378 (TTAB 1974)--523.02

## TABLE OF CASES CITED

Angelica Corp. v. Collins & Aikman Corp., 192 USPQ 387 (TTAB 1976)--540; 703.02(a); 705.02; 717

Anheuser-Busch, Inc. v. Major Mud & Chemical Co., 221 USPQ 1191 (TTAB 1984)--502.06; 709; 710; 713.12

Anheuser-Busch, Inc. v. Martinez, 185 USPQ 434 (TTAB 1975)--503.02; 507.02; 507.03(a)

Anshuetz & Co., GmbH, In re, 838 F.2d 1362 (5th Cir. 1988)--404.03(c)(2)

Antillian Cigar Corp. v. Benedit Cigar Corp., 218 USPQ 187 (TTAB 1983)--515

Anton/Bauer Inc., In re, 7 USPQ2d 1380 (TTAB 1988)--1214

Appetito Provisions Co., In re, 3 USPQ2d 1553 (TTAB 1987)--1101.02

Application Papers Filed November 12, 1965, In re, 152 USPQ 194 (Comm'r 1966)--202.01; 310.04; 312.01; 509.02

A.R.A. Manufacturing Co. v. Equipment Co., 183 USPQ 558 (TTAB 1974)--535.02; 703.02(a)

Arbrook, Inc. v. La Citrique Belge, Naamloze Vennootschap, 184 USPQ 505 (TTAB 1974)--206.03; 303.05(c); 512.04

Argo & Co. v. Carpetsheen Mfg., Inc., 187 USPQ 366 (TTAB 1975)--206.02; 510.02(a)

Argo & Co. v. Springer, 189 USPQ 581 (TTAB 1976)--206.03; 303.05(c); 512.04

Argo & Co. v. Springer, 198 USPQ 626 (TTAB 1978)--206.03; 303.05(c); 512.04

Aries Systems Corp. v. World Book Inc., 23 USPQ2d 1742 (TTAB 1992), summ. judgment granted, in part, 26 USPQ2d 1926 (TTAB 1993)--319.02

Aries Systems Corp. v. World Book Inc., 26 USPQ2d 1926 (TTAB 1993)--318.02(b); 319.03; 514.01

Ariola-Eurodisc Gesellschaft v. Eurotone International Ltd., 175 USPQ 250 (TTAB 1972)--540; 801.02(b)

Arkwright-Boston Manufacturers Mutual Insurance Co. v. Aries Marine Corp., 932 F.2d 442, 19 Fed. R. Serv.3d 1290 (5th Cir. 1991)--528.08

Arman's Systems, Inc. v. Armand's Subway, Inc., 215 USPQ 1048 (TTAB 1982)--308.02(c)(1); 319.03

Armour & Co., In re, 220 USPQ 76 (TTAB 1983)--1214

Aromatique Inc. v. Lang, 25 USPQ2d 1359 (TTAB 1992)--602.01

Aruba v. Excelsior Inc., 5 USPQ2d 1685 (TTAB 1987)--303.02; 303.03

## TABLE OF CASES CITED

Astec Industries, Inc. v. Barber-Greene Co., 196 USPQ 578 (TTAB 1977)--705.02

Atlanta Blue Print Co., In re, 19 USPQ2d 1078 (Comm'r 1990)--206.03; 303.05(c); 512.04

Atwood Vacuum Machine Co. v. Automation Industries, Inc., 181 USPQ 606 (TTAB 1974)--403.02; 414

Autac Inc. v. Viking Industries, Inc., 199 USPQ 367 (TTAB 1978)--711

Autac Inc. v. Walco Systems, Inc., 195 USPQ 11 (TTAB 1977)--527.05

Avedis Zildjian Co. v. D. H. Baldwin Co., 180 USPQ 539 (TTAB 1973)--502.04; 507.02

Avedis Zildjian Co. v. D. H. Baldwin Co., 181 USPQ 736 (Comm'r 1974)--518

Avia Group International Inc. v. Faraut, 25 USPQ2d 1625 (TTAB 1992)--304; 406.03(d); 512.01; 529.01

Avia Group International Inc. v. L.A. Gear California Inc., 853 F.2d 1557, 7 USPQ2d 1548 (Fed. Cir. 1988)--528.01; 528.06

Avocet, Inc., In re, 227 USPQ 566 (TTAB 1985)--1217

Avon Products, Inc. v. MarCon, Ltd., 225 USPQ 977 (TTAB 1985)--502.03

Babies Beat Inc., In re, 13 USPQ2d 1729 (TTAB 1990)--1201.04

Bacardi & Co. v. Ron Castillo, S.A., 178 USPQ 242 (TTAB 1973)--502.04

BAF Industries v. Pro-Specialties, Inc., 206 USPQ 166 (TTAB 1980)--711

Bakers Franchise Corp. v. Royal Crown Cola Co., 404 F.2d 985, 160 USPQ 192 (CCPA 1969)--706.01

Bank America Corp., In re, 229 USPQ 852 (TTAB 1986)--1207.05

Bank of America National Trust & Savings Ass'n v. First National Bank of Allentown, 220 USPQ 892 (TTAB 1984)--602.02(b)

BankAmerica Corp. v. International Travelers Cheque Co., 205 USPQ 1233 (TTAB 1979)--411.01; 525

Bankamerica Corp. v. Invest America, 5 USPQ2d 1076 (TTAB 1987)--303.03; 319.03

Barash Co. v. Vitafoam Ltd., 155 USPQ 267 (TTAB 1967), aff'd, 427 F.2d 810, 166 USPQ 88 (CCPA 1970)--703.02(a)

Baroid Drilling Fluids Inc. v. Sun Drilling Products, 24 USPQ2d 1048 (TTAB 1992)--504.02

Baron Phillippe De Rothschild S.A. v. S. Rothschild & Co., 16 UPSQ2d 1466 (TTAB 1990)--406.03(b); 406.03(e); 519

BASF Wyandotte Corp. v. Polychrome Corp., 586 F.2d 238, 200 USPQ 20 (CCPA 1978)--709; 710

## TABLE OF CASES CITED

Bass Anglers Sportsman Society of America, Inc. v. Bass Pro Lures, Inc., 200 USPQ 819 (TTAB 1978)--545; 601.01; 601.02; 602.01

Bauhaus Designs Canada Ltd., In re, 12 USPQ2d 2001 (TTAB 1989)--1208

Bausch & Lomb Inc. v. Gentex Corp., 200 USPQ 117 (TTAB 1978)--710

Bausch & Lomb Inc. v. Leupold & Stevens Inc., 1 USPQ2d 1497 (TTAB 1986)--528.02

Bayley's Restaurant v. Bailey's of Boston, Inc., 170 USPQ 43 (Comm'r 1971)--905

Beatrice Foods Co., In re, 429 F.2d 466, 166 USPQ 431 (CCPA 1970)--1101.01; 1102.02(a)(2); 1109

Bed & Breakfast Registry, In re, 791 F.2d 157, 229 USPQ 818 (Fed. Cir. 1986)--1207.01

Bee Pollen From England Ltd., In re, 219 USPQ 163 (TTAB 1983)--1207.03

Beech Aircraft Corp. v. Lightning Aircraft Co., 1 USPQ2d 1290 (TTAB 1986)--534.02; 708; 712.01; 718.02(b); 718.03(c)

Beecham Inc. v. Helene Curtis Industries, Inc., 189 USPQ 647 (TTAB 1976)--710

Bekaert Steel Wire Corp. v. S.p.A. Officine Maccaferri Gia' Raffaele Maccaferri & Figli, 196 USPQ 558 (TTAB 1977)--507.03(b)

Bellanca Aircraft Corp. v. Bellanca Aircraft Engineering, Inc., 190 USPQ 158 (TTAB 1976)--507.03(b)

Bercut-Vandervoort & Co., In re, 229 USPQ 763 (TTAB 1986)--1207.02; 1207.03; 1218

Berman Bros. Harlem Furniture Inc., In re, 26 USPQ2d 1514 (TTAB 1993)--1208

Best Western Family Steak House, Inc., In re, 222 USPQ 827 (TTAB 1984)--1204; 1207.01; 1207.02

Big Daddy's Lounges, Inc., In re, 200 USPQ 371 (TTAB 1978)--1201.04

Big Wrangler Steak House, Inc., In re, 230 USPQ 634 (TTAB 1986)--1207.02

Bigfoot 4x4 Inc. v. Bear Foot Inc., 5 USPQ2d 1444 (TTAB 1987)--306; 511; 523.04; 527.05

Binney & Smith Inc. v. Magic Marker Industries, Inc., 222 USPQ 1003 (TTAB 1984)--512.01; 512.02; 540; 705.02; 717

Bison Corp. v. Perfecta Chemie B.V., 4 USPQ2d 1718 (TTAB 1987)--402.02; 403.03; 407.01; 409.01; 411.01; 412.02; 412.03; 419; 527.03; 710; 718.02(b)

BL Cars Ltd. v. Puma Industria de Veiculos S/A, 221 USPQ 1018 (TTAB 1983)--705.02; 706.02

Blansett Pharmaceutical Co. v. Carmrick Laboratories Inc., 25 USPQ2d 1473 (TTAB 1992)--528.01; 528.02; 528.06; 528.07(b)

## TABLE OF CASES CITED

Board of Trustees of the University of Alabama v. BAMA-Werke Curt Baumann, 231 USPQ 408 (TTAB 1986)--303.02

Bonaventure Associates v. Westin Hotel Co., 218 USPQ 537 (TTAB 1983)--308.02(a)

Bongrain International (American) Corp. v. Moquet Ltd., 230 USPQ 626 (TTAB 1986)--528.01; 528.05(d)

Bonni Keller Collections Ltd., In re, 6 USPQ2d 1224 (TTAB 1987)--1207.01

Bonomo Culture Institute, Inc. v. Mini-Gym, Inc., 188 USPQ 415 (TTAB 1975)--703.02(a)

Books on Tape Inc. v. Booktape Corp., 836 F.2d 519, 5 USPQ2d 1301 (Fed. Cir. 1987)--303.03

Borden, Inc. v. Kerr-McGee Chemical Corp., 179 USPQ 316 (TTAB 1973), aff'd without opinion, 182 USPQ 307 (CCPA 1974)--703.02(a)

Bordenkircher v. Solis Entralgo y Cia., S. A., 100 USPQ 268 (Comm'r 1953)--404.02; 415.03; 718.03(d)

Bose Corp., In re, 772 F.2d 866, 227 USPQ 1 (Fed. Cir. 1985)--541; 802.04; 803

Bottega Veneta, Inc. v. Volume Shoe Corp., 226 USPQ 964 (TTAB 1985)--703.02(b)

BPJ Enterprises Ltd., In re, 7 USPQ2d 1375 (Comm'r 1988)--202.03; 215; 307.02; 307.07

Brawn of California Inc. v. Bonnie Sportswear Ltd., 15 USPQ2d 1572 (TTAB 1990)--406.03(d); 406.03(e); 519

Bristol-Myers Co. v. Texize Chemicals, Inc., 168 USPQ 670 (TTAB 1971)--712.01

British Seagull Ltd. v. Brunswick Corp., 28 USPQ2d 1197 (TTAB 1993), aff'd, Brunswick Corp. v. British Seagull Ltd., 35 F.3d 1527, 32 USPQ2d 1120 (Fed. Cir. 1994)--402.02; 419; 523.04; 704

Brittains Tullis Russell Inc., In re, 23 USPQ2d 1457 (Comm'r 1991)--512.02

Brown Co. v. American Stencil Manufacturing Co., 180 USPQ 344 (TTAB 1973)--706.01

BRT Holdings Inc. v. Homeway, Inc., 4 USPQ2d 1952 (TTAB 1987)--303.03

Brunswick Corp. v. British Seagull Ltd., 35 F.3d 1527, 32 USPQ2d 1120 (Fed. Cir. 1994)--318.02(b)

Budge Manufacturing Co., In re, 857 F.2d 773, 8 USPQ2d 1259 (Fed. Cir. 1988)--1208

Buffett v. Chi-Chi's, Inc., 226 USPQ 428 (TTAB 1985)--504.01; 507.02; 507.03(a); 528.02

Bureau National Interprofessionnel Du Cognac v. International Better Drinks Corp., 6 USPQ2d 1610 (TTAB 1988)--703.02(a)

Burns Philip Food Inc. v. Modern Products Inc., 24 USPQ2d 1157 (TTAB 1992), aff'd, 28 USPQ2d 1687 (Fed. Cir. 1993)--707

## TABLE OF CASES CITED

- B.V.D. Licensing Corp. v. Body Action Design Inc., 846 F.2d 727, 6 USPQ2d 1719 (Fed. Cir. 1988)--712.01; 712.05
- C & G Corp. v. Baron Homes, Inc., 183 USPQ 60 (TTAB 1974)--528.05(b)
- C. H. Stuart Inc. v. Carolina Closet, Inc., 213 USPQ 506 (TTAB 1980)--402.03; 412.01
- C. H. Stuart Inc. v. S. S. Sarna, Inc., 212 USPQ 386 (TTAB 1980)--402.03; 412.01
- Cadence Industries Corp. v. Kerr, 225 USPQ 331 (TTAB 1985)--703.02(a); 707; 713.14
- Cambridge Digital Systems, In re, 1 USPQ2d 1659 (TTAB 1986)--303.02
- Canadian Pacific Ltd., In re, 222 USPQ 533 (TTAB 1984), aff'd, 754 F.2d 992, 224 USPQ 971 (Fed. Cir. 1985)--1214
- Canovas v. Venezia 80 S.R.L., 220 USPQ 660 (TTAB 1983)--419; 502.04
- Cantatore, In re, 231 USPQ 742 (Comm'r 1986)--118.03
- Capital Formation Counselors, Inc., In re, 219 USPQ 916 (TTAB 1983)--1215
- Carl Karcher Enterprises, Inc. v. Gold Star Chili, Inc., 222 USPQ 979 (TTAB 1983), recon. denied, 222 USPQ 727 (TTAB 1983)--1102.02(a)(4)
- Caron Corp. v. Helena Rubinstein, Inc., 193 USPQ 113 (TTAB 1976)--503.02; 507.02
- Carvel Corp., In re, 223 USPQ 65 (TTAB 1984)--1207.01; 1207.02
- Case v. BASF Wyandotte, 737 F.2d 1034, 222 USPQ 737 (Fed. Cir. 1984)--545
- Cass Logistics Inc. v. McKesson Corp., 27 USPQ2d 1075 (TTAB 1993)--201; 206.03; 303.05(c); 512.01; 512.04
- Caterpillar Tractor Co. v. Catfish Anglers Together, Inc., 194 USPQ 99 (TTAB 1976)--527.01
- CBS Inc. v. Mercandante, 23 USPQ2d 1784 (TTAB 1992)--504.02; 505.01; 507.02
- CCI Corp. v. Continental Communications, Inc., 184 USPQ 445 (TTAB 1974)--321
- Celotex Corp. v. Catrett, 477 U.S. 317 (1986)--528.01; 528.08
- Century 21 Real Estate Corp. v. Century Life of America, 15 USPQ2d 1079 (TTAB 1990), corrected, 19 USPQ2d 1479 (TTAB 1990)--520; 521; 532; 713.02; 714.15
- Certified Burglar Alarm Systems, In re, 191 USPQ 47 (TTAB 1976)--703.02(b)



## TABLE OF CASES CITED

- Cerveceria India Inc. v. Cerveceria Centroamericana, S.A., 10 USPQ2d 1064 (TTAB 1989), *aff'd*, Cerveceria Centroamericana, S.A. v. Cerveceria India Inc., 892 F.2d 1021, 13 USPQ2d 1307 (Fed. Cir. 1989)--106.02
- C.H. Guenther & Son Inc. v. Whitewing Ranch Co., 8 USPQ2d 1450 (TTAB 1988)--602.02(b)
- Charrette Corp. v. Bowater Communication Papers Inc., 13 USPQ2d 2040 (TTAB 1989)--419; 527.05
- Chase Manhattan Bank, N.A. v. Life Care Services Corp., 227 USPQ 389 (TTAB 1985)--713.02; 718.03(c); 718.04
- Checkers of North America Inc., *In re*, 23 USPQ2d 1451 (Comm'r 1992)--510.03(a); 602.02(b)
- Chemetron Corp. v. Self-Organizing Systems, Inc., 166 USPQ 495 (TTAB 1970)--509.01; 709
- Chemical New York Corp. v. Conmar Form Systems, Inc., 1 USPQ2d 1139 (TTAB 1986)--304; 703.02(b); 704
- Chesebrough-Pond's Inc. v. Faberge, Inc., 618 F.2d 776, 205 USPQ 888 (CCPA 1980)--502.03; 509.01; 509.02; 905
- Chesebrough-Pond's Inc. v. Soulful Days, Inc., 228 USPQ 954 (TTAB 1985)--709; 718.02(b)
- Chicago Corp. v. North American Chicago Corp., 16 USPQ2d 1479 (TTAB 1990)--413; 519
- Chicago Corp. v. North American Chicago Corp., 20 USPQ2d 1715 (TTAB 1991)--321
- Chichi's, Inc. v. Chi-Chi's, Inc., 222 USPQ 831 (Comm'r 1984)--1101.03; 1102.01; 1111
- Chicken Delight, Inc. v. Delight Wholesale Co., 197 USPQ 630 (TTAB 1977)--708
- Chocoladefabriken Lindt & Sprungli Aktiengesellschaft v. Rykoff-Sexton Inc., 24 USPQ2d 1236 (S.D.N.Y. 1992)--903.03
- Chromalloy American Corp. v. Kenneth Gordon (New Orleans), Ltd., 736 F.2d 694, 222 USPQ 187 (Fed. Cir. 1984)--605.03(e)
- Chung, Jeanne & Kim Co., *In re*, 226 USPQ 938 (TTAB 1985)--1207.02; 1207.03
- Citibank, N.A., *In re*, 225 USPQ 612 (TTAB 1085)--1201.01; 1201.04
- Cities Service Co. v. WMF of America, Inc., 199 USPQ 493 (TTAB 1978)--313; 710; 712.01
- Cities Service Oil Co. v. Perfection American, Inc., 157 USPQ 209 (TTAB 1968)--502.01
- Clairol Inc. v. Holland Hall Products, Inc., 161 USPQ 616 (TTAB 1969)--502.01; 509.01
- Clairol Inc. v. Holland Hall Products, Inc., 165 USPQ 214 (TTAB 1970)--1004; 528.05(a); 709
- Classic Beverage Inc., *In re*, 6 USPQ2d 1383 (TTAB 1988)--703.02(b)

## TABLE OF CASES CITED

Cleveland-Detroit Corp. v. Comco (Machinery) Ltd., 277 F.2d 958, 125 USPQ 586 (CCPA 1960)--703.01

Clorox Co. v. State Chemical Manufacturing Co., 197 USPQ 840 (TTAB 1977)--318.02(b); 319.01

Clubman's Club Corp. v. Martin, 188 USPQ 455 (TTAB 1975)--528.05(b)

Coach House Restaurant, Inc. v. Coach & Six Restaurants, Inc., 223 USPQ 176 (TTAB 1984)--502.03; 509.01

Coach Leatherware Co. v. AnnTaylor Inc., 933 F.2d 162, 18 USPQ2d 1907 (2d Cir. 1991)--528.08

Coca-Cola Co. v. Seven-Up Co., 175 USPQ 491 (Comm'r 1972)--709

Colony Foods, Inc. v. Sagemark, Ltd., 735 F.2d 1336, 222 USPQ 185 (Fed. Cir. 1984)--507.03(b)

Color Key Corp. v. Color 1 Associates, Inc., 219 USPQ 936 (TTAB 1983)--507.03(b); 515

Colt Industries Operating Corp. v. Olivetti Controllo Numerico S.p.A., 221 USPQ 73 (TTAB 1983)--419; 707; 708; 718.02(b)

Columbia Broadcasting System, Inc. v. De Costa, 165 USPQ 95 (TTAB 1970)--545

Commodore Electronics Ltd. v. CBM Kabushiki Kaisha, 26 USPQ2d 1503 (TTAB 1993)--507.02; 528.01; 528.07(a)

Communications Technology Corp., In re, 182 USPQ 695 (TTAB 1974)--601.01; 601.02; 602.01

Compagnie Internationale Pour L'Informatique-Cie Honeywell Bull, In re, 223 USPQ 363 (TTAB 1984)--1207.01; 1207.02

Computer Associates International Inc. v. Computer Automation Inc., 678 F. Supp. 424, 6 USPQ2d 1459 (S.D.N.Y. 1987)--513.02

Comserv Corp. v. Comserv, 179 USPQ 124 (TTAB 1973)--523.04

ConAgra Inc. v. Saavedra, 4 USPQ2d 1245 (TTAB 1987)--527.05

Conde Nast Publications, Inc. v. Miss Quality, Inc., 507 F.2d 1404, 184 USPQ 422 (CCPA 1975)--703.02(b)

Conde Nast Publications Inc. v. Vogue Travel, Inc., 205 USPQ 579 (TTAB 1979)--707; 708

Consolidated Foods Corp., In re, 218 USPQ 184 (TTAB 1983)--1207.02

Consolidated Foods Corp. v. Berkshire Handkerchief Co., 229 USPQ 619 (TTAB 1986)--509.01; 528.07(a)

Consolidated Foods Corp. v. Big Red, Inc., 231 USPQ 744 (TTAB 1986)--319.04

Consolidated Foods Corp. v. Ferro Corp., 189 USPQ 582 (TTAB 1976)--404.03(b)(1); 404.03(b)(2); 509.01; 713.06(a); 713.06(b)

## TABLE OF CASES CITED

Consolidated Natural Gas Co. v. CNG Fuel Systems, Ltd., 228 USPQ 752 (TTAB 1985)--303.02; 312.03; 503.02

Consorzio del Prosciutto di Parma v. Parma Sausage Products Inc., 23 USPQ2d 1894 (TTAB 1992)--545; 801.03

Consultants & Designers, Inc. v. Control Data Corp., 221 USPQ 635 (TTAB 1984)--528.03

Continental Gummi-Werke AG v. Continental Seal Corp., 222 USPQ 822 (TTAB 1984)--308.02(c)(2); 318.02(b); 506.01

Continental Specialties Corp. v. Continental Connector Corp., 192 USPQ 449 (TTAB 1976)--510.02(a); 703.03

Contour Chair-Lounge Co. v. Englander Co., 324 F.2d 186, 139 USPQ 285 (CCPA 1963)--318.02(b); 319.01

Conwood Corp. v. Loew's Theatres, Inc., 173 USPQ 829 (TTAB 1972)--507.03(b)

Cook's Pest Control, Inc. v. Sanitas Pest Control Corp., 197 USPQ 265 (TTAB 1977)--1111

Cool-Ray, Inc. v. Eye Care, Inc., 183 USPQ 618 (TTAB 1974)--402.02; 419; 502.03; 507.02

Cooper, In re, 209 USPQ 670 (Comm'r 1980)--202.01; 202.05; 206.02; 303.05(a); 303.05(b); 307.01; 307.04

Copelands' Enterprises Inc. v. CNV Inc., 945 F.2d 1563, 20 USPQ2d 1295 (Fed. Cir. 1991)--528.01

Copelands' Enterprises Inc. v. CNV Inc., 887 F.2d 1065, 12 USPQ2d 1562 (Fed. Cir. 1989)--901.02(a)

Copperweld Corp. v. Arcair Co., 200 USPQ 470 (TTAB 1978)--703.02(a); 704

Copperweld Corp. v. Astralloy-Vulcan Corp., 196 USPQ 585 (TTAB 1977)--321; 507.03(b); 718.04

Cord Crafts Inc., In re, 11 USPQ2d 1157 (TTAB 1989)--1201.04

Corning Glass Works, In re, 229 USPQ 65 (TTAB 1985)--1204

Cosmetically Yours, Inc., In re, 171 USPQ 563 (TTAB 1971)--544

Cotter & Co., In re, 228 USPQ 202 (TTAB 1985)--1207.03

Coup v. Vornado Inc., 9 USPQ2d 1824 (TTAB 1988)--528.01

Cowan, In re, 18 USPQ2d 1407 (Comm'r 1990)--106.02

C.R. Bard Inc. v. Advanced Cardiovascular Systems Inc., 911 F.2d 670, 15 USPQ2d 1540 (Fed. Cir. 1990)--528.01

## TABLE OF CASES CITED

Crane Co. v. Shimano Industrial Co., 184 USPQ 691 (TTAB 1975)--402.01; 403.03; 407.01; 409.01; 411.01; 527.03

Crocker National Bank v. Canadian Imperial Bank of Commerce, 223 USPQ 909 (TTAB 1984)--528.08; 541

Crown Radio Corp. v. Soundsciber Corp., 506 F.2d 1392, 184 USPQ 221 (CCPA 1974)--703.02(a)

Crown Wallcovering Corp. v. Wall Paper Manufacturers Ltd., 188 USPQ 141 (TTAB 1975)--403.01; 403.02; 404.01; 521; 526

CTS Corp. v. Cronstoms Manufacturing, Inc., 515 F.2d 780, 185 USPQ 773 (CCPA 1975)--703.02(a)

Cudahy Co. v. August Packing Co., 206 USPQ 759 (TTAB 1979)--507.02

Cudahy Packing Co. v. York Pharmacal Co., 93 USPQ 227 (Comm'r 1952)--1002

Curtice-Burns, Inc. v. Northwest Sanitation Products, Inc., 182 USPQ 572 (Comm'r 1974)--502.01; 504.01; 528.02

Curtice-Burns, Inc. v. Northwest Sanitation Products, Inc., 185 USPQ 61 (TTAB 1975), aff'd, 530 F.2d 1396, 189 USPQ 138 (CCPA 1976)--705.02

Curtice-Burns, Inc. v. Northwest Sanitation Products, Inc., 185 USPQ 176 (TTAB 1975)--544

Curtice-Burns, Inc. v. Northwest Sanitation Products, Inc., 530 F.2d 1396, 189 USPQ 138 (CCPA 1976)--704

Cutter Laboratories, Inc. v. Air Products & Chemicals, Inc., 189 USPQ 108 (TTAB 1975)--703.02(b)

Daggett & Ramsdell, Inc. v. Procter & Gamble Co., 119 USPQ 350 (TTAB 1958), rev'd on other grounds, 275 F.2d 955, 125 USPQ 236 (CCPA 1960)--602.02(b)

Daimler-Benz Aktiengesellschaft v. Hibner Products Mfg., Inc., 189 USPQ 479 (TTAB 1976)--523.02

Dan Robbins & Associates, Inc. v. Questor Corp., 599 F.2d 1009, 202 USPQ 100 (CCPA 1979)--901.02(a)

Dana Corp., In re, 12 USPQ2d 1748 (TTAB 1989)--1207.03

Dana Corp. v. Belvedere International Inc., 950 F.2d 1555, 21 USPQ2d 1047 (Fed. Cir. 1991)--528.01

Danskin, Inc. v. Dan River, Inc., 498 F.2d 1386, 182 USPQ 370 (CCPA 1974)--605.03(e)

Dap, Inc. v. Century Industries Corp., 183 USPQ 122 (TTAB 1974)--704

Dap, Inc. v. Litton Industries, Inc., 185 USPQ 177 (TTAB 1975)--321; 507.03(b)

Data Packaging Corp. v. Morning Star, Inc., 212 USPQ 109 (TTAB 1981)--718.03(d)

DataNational Corp. v. BellSouth Corp., 18 USPQ2d 1862 (TTAB 1991)--502.03; 1101.01

## TABLE OF CASES CITED

Davco Inc. v. Chicago Rawhide Mfg. Co., 224 USPQ 245 (TTAB 1984)--303.03

David Crystal, Inc. v. Glamorise Foundations, Inc., 189 USPQ 740 (TTAB 1975)--703.02(a)

Davidoff Extension S.A. v. Davidoff International, Inc., 221 USPQ 465 (SD Fla 1983)--419

Davidson v. Instantype, Inc., 165 USPQ 269 (TTAB 1970)--206.03; 303.05(c); 512.04

D.B. Kaplan Delicatessen, In re, 225 USPQ 342 (TTAB 1985)--1217

DBMS Consultants Ltd. v. Computer Associates International, Inc., 18 FR Serv3d 33, 131 FRD 367 (D. Mass. 1990)--404.03(c)(2)

Deere & Co. v. Deerfield Products Corp., 176 USPQ 422 (TTAB 1973)--403.02

De Luxe N.V., In re, 990 F.2d 607, 26 USPQ2d 1475 (Fed. Cir. 1993)--1203.02(b)

Del E. Webb Corp., In re, 16 USPQ2d 1232 (TTAB 1990)--1214

Delta Tire Corp. v. Sports Car Club of America, Inc., 186 USPQ 431 (TTAB 1975)--503.02

Del-Viking Publications Inc. v. Estate of Johnson, 31 USPQ2d 1063 (W.D.Pa. 1994)--903.03

Development Dimensions International, Inc., In re, 219 USPQ 161 (TTAB 1983)--1207.01; 1207.02; 1207.03

Devries v. NCC Corp., 227 USPQ 705 (TTAB 1985)--102.01; 502.01; 507.03(b)

Diet Tabs, Inc., In re, 231 USPQ 587 (TTAB 1986)--1207.05; 1209.01

Direct Access Communications (M.C.G.) Inc., In re, 30 USPQ2d 1393 (Comm'r 1993)--1201.05

Djeredjian v. Kashi Co., 21 USPQ2d 1613 (TTAB 1991)--114.03; 117.01; 317.01; 317.03; 545

Dodd International, Inc., In re, 222 USPQ 268 (TTAB 1983)--1218

Domino's Pizza Inc. v. Little Caesar Enterprises Inc., 7 USPQ2d 1359 (TTAB 1988)--319.03

Donut Shops Management Corp. v. Mace, 209 USPQ 615 (TTAB 1981)--718.03(d)

Double J of Broward Inc. v. Skalony Sportswear GmbH, 21 USPQ2d 1609 (TTAB 1991)--404.03(c)(2); 419; 526

Dow Corning Corp. v. Doric Corp., 183 USPQ 126 (TTAB 1974)--414; 523.01

Dow Corning Corp. v. Doric Corp., 192 USPQ 106 (TTAB 1976)--711

Downtowner Corp. v. Uptowner Inns, Inc., 178 USPQ 105 (TTAB 1973), aff'd without opinion, Uptowner Inns, Inc. v. Downtowner Corp., 508 F.2d 847, 183 USPQ 427 (CCPA 1974)--507.03(b)

## TABLE OF CASES CITED

Dubost v. U.S. Patent and Trademark Office, 777 F.2d 1561, 227 USPQ 977 (Fed. Cir. 1985), on remand, Dubost, In re, 231 USPQ 887 (Comm'r 1986)--118.03

Duffy-Mott Co. v. Borden, Inc., 201 USPQ 846 (TTAB 1978)--703.02(a)

Dunkin' Donuts of America Inc. v. Metallurgical Exoproducts Corp., 840 F.2d 917, 6 USPQ2d 1026 (Fed. Cir. 1988)--503.04; 504.03

Duofold, Inc., In re, 184 USPQ 638 (TTAB 1974)--703.02(b)

Dynamark Corp. v. Weed Eaters, Inc., 207 USPQ 1026 (TTAB 1980)--709

Dynamet Technology, Inc. v. Dynamet Inc., 197 USPQ 702 (TTAB 1977), aff'd, 593 F.2d 1007, 201 USPQ 129 (CCPA 1979)--1004

E S Robbins Corp., 30 USPQ2d 1540 (TTAB 1992)--1215

Economics Laboratory, Inc. v. Scott's Liquid Gold, Inc., 224 USPQ 512 (TTAB 1984)--704

Econo-Travel Motor Hotel Corp. v. Econ-O-Tel of America, Inc., 199 USPQ 307 (TTAB 1978)--703.02(a)

Edison Brothers Stores, Inc. v. Brutting E.B. Sport-International GmbH, 230 USPQ 530 (TTAB 1986)--703.02(a); 703.02(b); 704

E.E. Dickinson Co. v. T.N. Dickinson Co., 221 USPQ 713 (TTAB 1984)--512.01

E.I. du Pont de Nemours & Co. v. G.C. Murphy Co., 199 USPQ 807 (TTAB 1978)--510.02(a); 710

E.I. duPont de Nemours & Co., In re, 476 F.2d 1357, 177 USPQ 563 (CCPA 1973)--1207.02

Eikonix Corp. v. CGR Medical Corp., 209 USPQ 607 (TTAB 1981)--704

El Chico Corp., In re, 159 USPQ 740 (TTAB 1968)--1102.02(a)(3)

Electric Storage Battery Co. v. Mine Safety Appliances Co., 140 USPQ 671 (TTAB 1963)--502.04

Electronic Data Systems Corp. v. EDSA Micro Corp., 23 USPQ2d 1460 (TTAB 1992)--703.02(a); 706.02

Electronic Realty Associates, Inc. v. Extra Risk Associates, Inc., 217 USPQ 810 (TTAB 1982)--512.01

Electronic Water Conditioners, Inc. v. Turbomag Corp., 221 USPQ 162 (TTAB 1984)--102.01

Engineering Systems Corp., In re, 2 USPQ2d 1075 (TTAB 1986)--1215

Entex Industries, Inc. v. Milton Bradley Co., 213 USPQ 1116 (TTAB 1982)--713.11; 713.14; 718.03(d)

Envirotech Corp. v. Compagnie Des Lampes, 219 USPQ 448 (TTAB 1979)--403.03; 407.01; 409.01; 411.01; 523.02; 527.03

Envirotech Corp. v. Solaron Corp., 211 USPQ 724 (TTAB 1981)--511

## TABLE OF CASES CITED

Epic Metals Corp. v. H.H. Robertson Co., 870 F.2d 1574, 10 USPQ2d 1296 (Fed. Cir. 1989)--605.03(e)

Era Corp. v. Electronic Realty Associates, Inc., 211 USPQ 734 (TTAB 1981)--527.05

Ercona Corp. v. JENAer Glaswerk Schott & Gen., 182 USPQ 573 (TTAB 1974)--507.03(a)

Estate of Biro v. Bic Corp., 18 USPQ2d 1382 (TTAB 1991)--303.03; 507.02; 511; 528.07(a)

Estee Lauder Inc. v. Aloe Creme Laboratories, Inc., 178 USPQ 254 (TTAB 1973)--601.01; 601.02

Ethicon, Inc. v. American Cyanamid Co., 192 USPQ 647 (TTAB 1976)--709

Ethicon, Inc. v. American Cyanamid Co., 193 USPQ 374 (Comm'r 1977)--541; 802.04; 803

Eucryl, Ltd., In re, 193 USPQ 377 (TTAB 1976)--206.03; 303.05(c); 512.04

Eurostar, Inc. v. "Euro-Star" Reitmoden GmbH & Co. KG, Spezialfabrik Fur Reitbekleidung, 34 USPQ2d 1266 (TTAB 1994)--311

Exxon Corp. v. Fill-R-Up Systems, Inc., 182 USPQ 443 (TTAB 1974)--708

Exxon Corp. v. Motorgas Oil & Refining Corp., 219 USPQ 440 (TTAB 1983)--709

Exxon Corp. v. National Foodline Corp., 196 USPQ 444 (TTAB 1977), aff'd, 579 F.2d 1244, 198 USPQ 407 (CCPA 1978)--503.04; 504.03

Exxon Corp. v. National Foodline Corp., 579 F.2d 1244, 198 USPQ 407 (CCPA 1978)--528.01

F. Jacobson & Sons, Inc. v. Excelled Sheepskin & Leather Coat Co., 140 USPQ 281 (Comm'r 1963)--206.02

Faces, Inc. v. Face's, Inc., 222 USPQ 918 (TTAB 1983)--1107; 1112; 514.03

Family Inns of America, Inc., In re, 180 USPQ 332 (Comm'r 1974)--1002

Faultless Starch Co. v. Sales Producers Associates, Inc., 530 F.2d 1400, 189 USPQ 141 (CCPA 1976)--703.02(a)

Federal Trade Commission v. Formica Corp., 200 USPQ 182 (TTAB 1978)--303.04; 502.04

Federated Department Stores, Inc. v. Gold Circle Insurance Co., 226 USPQ 262 (TTAB 1985)--306; 511

Federated Foods, Inc. v. Fort Howard Paper Co., 544 F.2d 1098, 192 USPQ 24 (CCPA 1976)--303.03

Feed Flavors Inc. v. Kemin Industries, Inc., 209 USPQ 589 (TTAB 1980)--520; 521; 532; 713.02; 714.15

Ferrero S.p.A., In re, 22 USPQ2d 1800 (TTAB 1992), recon. denied, 24 USPQ2d 1061 (TTAB 1992)--541; 1219.01

Ferrero S.p.A., In re, 24 USPQ2d 1061 (TTAB 1992)--1219.01

## TABLE OF CASES CITED

Ferro Corp. v. SCM Corp., 219 USPQ 346 (TTAB 1983)--404.02; 415.03; 718.03(d)

Fidelity Prescriptions, Inc. v. Medicine Chest Discount Centers, Inc., 191 USPQ 127 (TTAB 1976)--414; 523.01; 523.02

Fioravanti v. Fioravanti Corrado S.R.L., 230 USPQ 36 (TTAB 1986), recon. denied, 1 USPQ2d 1304 (TTAB 1986)--507.02; 510.02(a)

First International Services Corp. v. Chuckles Inc., 5 USPQ2d 1628 (TTAB 1988)--515; 709

First National Bank of Boston, In re, 199 USPQ 296 (TTAB 1978)--218; 307.11; 602.01; 602.02(a)

Fischer Gesellschaft m.b.H. v. Molnar & Co., 203 USPQ 861 (TTAB 1979)--401; 402.01; 404.02; 405.03; 413; 532; 701; 702; 709; 713.02; 714.07; 714.15; 718.04

Fisons Ltd. v. Capability Brown Ltd., 209 USPQ 167 (TTAB 1980)--402.02; 419; 502.06

Flatley v. Trump, 11 USPQ2d 1284 (TTAB 1989)--502.03; 503.02; 507.02; 528.01

Fleming Companies v. Thriftway Inc., 21 USPQ2d 1451 (TTAB 1991), aff'd, 26 USPQ2d 1551 (S.D.Ohio 1992)--528.06; 602.01; 603; 1106; 1107

Fleming Companies v. Thriftway Inc., 26 USPQ2d 1551 (S.D.Ohio 1992)--1101.01; 1102.02(a)(1)

Fleming v. County of Kane, 855 F.2d 496 (7th Cir. 1988)--538

Floralife, Inc. v. Floraline International Inc., 225 USPQ 683 (TTAB 1984)--515; 703.02(a)

Flow Technology Inc. v. Picciano, 18 USPQ2d 1970 (TTAB 1991)--318.02(b); 514.03; 528.01

Flowers Industries Inc. v. Interstate Brands Corp., 5 USPQ2d 1580 (TTAB 1987)--1211

Focus 21 International Inc. v. Pola Kasei Kogyo Kabushiki Kaisha, 22 USPQ2d 1316 (TTAB 1992)--507.02; 513.02; 531; 715

Food Producers, Inc. v. Swift & Co., 194 USPQ 299 (TTAB 1977)--708

Food Specialty Co. v. Carnation Co., 170 USPQ 522 (TTAB 1971)--308.02(a)

Food Specialty Co. v. Kal Kan Foods, Inc., 487 F.2d 1389, 180 USPQ 136 (CCPA 1973)--712.05

Food Specialty Co. v. Standard Products Co., 406 F.2d 1397, 161 USPQ 46 (CCPA 1969)--318.02(b); 319.01

Foodland, Inc. v. Foodtown Super Markets, Inc., 138 USPQ 591 (TTAB 1963)--528.02

Forbo, In re, 4 USPQ2d 1415 (Comm'r 1984)--514.03; 1101.02; 1101.03; 1113

Ford Motor Co. v. Shelby International, Inc., 193 USPQ 236 (TTAB 1976)--523.02



## TABLE OF CASES CITED

Formica Corp. v. Lefkowitz, 590 F.2d 915, 200 USPQ 641 (CCPA 1979), cert. denied, 442 U.S. 917, 202 USPQ 159 (1979)--303.04; 901.02(a)

Fort Howard Paper Co. v. C.V. Gambina Inc., 4 USPQ2d 1552 (TTAB 1987)--403.03; 416.05; 502.06; 502.07(a); 514.03; 529.01; 709

Fort Howard Paper Co. v. Georgia-Pacific Corp., 189 USPQ 537 (TTAB 1975)--703.02(a)

Fort Howard Paper Co. v. Kimberly-Clark Corp., 216 USPQ 617 (TTAB 1982)--317.02; 509.01; 535.02

Fortunoff Silver Sales, Inc. v. Norman Press, Inc., 225 USPQ 863 (TTAB 1985)--540

Foundry Products, Inc., In re, 193 USPQ 565 (TTAB 1976)--101.02

4U Company of America, Inc. v. Naas Foods, Inc., 175 USPQ 251 (TTAB 1972)--528.05(b)

Franklin Pierce Law Center v. Georgetown University, 14 USPQ2d 1255 (Fed. Cir. 1990)--101.03

Fred Hayman Beverly Hills, Inc. v. Jacques Bernier, Inc., 21 USPQ2d 1556 (TTAB 1991)--317.01; 317.02; 317.03

Fuld Brothers, Inc. v. Carpet Technical Service Institute, Inc., 174 USPQ 473 (TTAB 1972)--703.02(b); 704

GAF Corp. v. Anatox Analytical Services, Inc., 192 USPQ 576 (TTAB 1976)--528.05(b); 703.02(a)

Gagliardi Bros., Inc., In re, 218 USPQ 181 (TTAB 1983)--1207.01

Gal v. Israel Military Industries of the Ministry of Defense of the State of Israel, 1 USPQ2d 1424 (Comm'r 1986)--901.02(a)

Gale Hayman Inc., In re, 15 USPQ2d 1478 (TTAB 1990)--1203.02(c)

Gallagher's Restaurants Inc. v. Gallagher's Farms Inc., 3 USPQ2d 1864 (TTAB 1986)--1102.02(a)(3); 1103

Gammon Reel, Inc., In re, 227 USPQ 729 (TTAB 1985)--1208

Gastown Inc. of Delaware v. Gas City, Ltd., 180 USPQ 477 (TTAB 1974)--402.03; 412.01

Gates Rubber Co. v. Western Coupling Corp., 179 USPQ 186 (TTAB 1973)--703.02(a)

Gemini Engine Co. v. Solar Turbines Inc., 225 USPQ 620 (TTAB 1985)--507.02

Gena Laboratories, Inc., In re, 230 USPQ 382 (TTAB 1985)--1203.02(c)

General Electric Co. v. Graham Magnetics Inc., 197 USPQ 690 (TTAB 1977)--710

General Foods Corp. v. Ito Yokado Co., 219 USPQ 822 (TTAB 1983)--308.02(a)

## TABLE OF CASES CITED

General Mills Fun Group, Inc. v. Tuxedo Monopoly, Inc., 204 USPQ 396 (TTAB 1979), *aff'd*, Tuxedo Monopoly, Inc. v. General Mills Fun Group, Inc., 648 F.2d 1335, 209 USPQ 986 (CCPA 1981)--712.01

General Mills Inc. v. Health Valley Foods, 24 USPQ2d 1270 (TTAB 1992)--101.03

General Mills, Inc. v. Nature's Way Products, Inc., 202 USPQ 840 (TTAB 1979)--319.03

General Motors Corp. v. Cadillac Club Fashions Inc., 22 USPQ2d 1933 (TTAB 1992)--510.02(a); 545

General Sealer Corp. v. H. H. Robertson Co., 193 USPQ 384 (TTAB 1976)--523.01; 527.01

General Tire & Rubber Co. v. Gendelman Rigging & Trucking Inc., 189 USPQ 425 (TTAB 1975)--502.03; 518

Genesco, Inc. v. Levi Strauss & Co., 219 USPQ 1205 (TTAB 1983), *aff'd*, Levi Strauss & Co. v. Genesco, Inc., 742 F.2d 1401, 222 USPQ 939 (Fed. Cir. 1984)--528.07(a)

Georgia-Pacific Corp. v. Great Plains Bag Co., 190 USPQ 193 (TTAB 1976)--408.03; 419; 522; 527.05

Georgia-Southern Oil Inc. v. Richardson, 16 USPQ2d 1723 (TTAB 1990)--1101.01; 1103; 1106; 1107

Giant Food Inc. v. Malone & Hyde, Inc., 522 F.2d 1386, 187 USPQ 374 (CCPA 1975)--1004; 1101.02

Giant Food, Inc. v. Standard Terry Mills, Inc., 229 USPQ 955 (TTAB 1986)--318.02(b); 319.01; 321; 502.04; 510.03(a); 528.01; 528.03; 529.01

Giant Food, Inc. v. Standard Terry Mills, Inc., 231 USPQ 626 (TTAB 1986)--403.03; 518; 523.02; 528.07(a); 529.01

Gibson Greeting Cards, Inc. v. Associated Crafts, Inc., 182 USPQ 625 (TTAB 1974)--502.03

Gillette Co. v. "42" Products Ltd., 396 F.2d 1001, 158 USPQ 101 (CCPA 1968)--318.02(b); 319.01

Gilman Corp. v. Gilman Brothers Co., 20 USPQ2d 1238 (Comm'r 1991)--114.08

Glamorene Products Corp. v. Earl Grissmer Co., 203 USPQ 1090 (TTAB 1979)--703.03; 708

Global Maschinen GmbH v. Global Banking Systems, Inc., 227 USPQ 862 (TTAB 1985)--602.02(b)

Globe-Union Inc. v. Raven Laboratories Inc., 180 USPQ 469 (TTAB 1973)--540; 718.03(c)

Gold Eagle Products Co. v. National Dynamics Corp., 193 USPQ 109 (TTAB 1976)--315.01; 414; 512.01; 521; 526

Golden Griddle Pancake House Ltd., *In re*, 17 USPQ2d 1074 (TTAB 1990)--703.02(b)

Gold's Gym Enterprises Inc., *In re*, 3 USPQ2d 1716 (TTAB 1987)--1207.01

Goodway Corp. v. International Marketing Group Inc., 15 USPQ2d 1749 (TTAB 1990)--602.01; 602.02(a)

## TABLE OF CASES CITED

Goodyear Tire & Rubber Co. v. Tyrco Industries, 186 USPQ 207 (TTAB 1975)--402.02; 419

Goodyear Tire & Rubber Co. v. Uniroyal, Inc., 183 USPQ 372 (TTAB 1974)--402.02; 502.03

Gould Inc. v. Sanyo Electric Co., 179 USPQ 313 (TTAB 1973)--402.01; 406.02; 506.01

Goya Foods Inc. v. Tropicana Products Inc., 846 F.2d 848, 6 USPQ2d 1950 (2d Cir. 1988)--510.02(a)

Gravel Cologne, Inc. v. Lawrence Palmer, Inc., 469 F.2d 1397, 176 USPQ 123 (CCPA 1972)--708

Gray v. Daffy Dan's Bargaintown, 823 F.2d 522, 3 USPQ2d 1306 (Fed. Cir. 1987)--1101.01; 1102.02(a)(2); 1107

Grinnell Corp. v. Grinnell Concrete Pavingstones Inc., 14 USPQ2d 2065 (TTAB 1990)--317.02; 602.01; 602.02(a)

Grobet File Co. of America Inc. v. Associated Distributors Inc., 12 USPQ2d 1649 (TTAB 1989)--535.02

Groveton Papers Co. v. Anaconda Co., 197 USPQ 576 (TTAB 1977)--703.02(a)

H & H Products, In re, 228 USPQ 771 (TTAB 1986)--703.02(b)

H. Wittur & Co., Ex parte, 153 USPQ 362 (Comm'r 1966)--1002

Hag Aktiengesellschaft, In re, 155 USPQ 598 (TTAB 1967)--703.02(a)

Halcon International, Inc. v. Werbow, 228 USPQ 611 (Comm'r 1980)--114.08

Hamilton Bank, In re, 222 USPQ 174 (TTAB 1984)--1201.02; 1217

Hamilton Burr Publishing Co. v. E. W. Communications, Inc., 216 USPQ 802 (TTAB 1982)--405.01; 512.01; 534.02; 709; 710; 713.05

Handy Spot Inc. v. J. D. Williams Co., 181 USPQ 351 (TTAB 1974)--1107; 1109

Harjo v. Pro Football Inc., 30 USPQ2d 1828 (TTAB 1994)--102.01; 506.01

Harley-Davidson Motor Co. v. Pierce Foods Corp., 231 USPQ 857 (TTAB 1986)--518

Harrington, In re, 219 USPQ 854 (TTAB 1983)--1215

Harsco Corp. v. Electrical Sciences Inc., 9 USPQ2d 1570 (TTAB 1988)--312.03; 318.02(c); 506.01

Hart, In re, 199 USPQ 585 (Comm'r 1978)--1201.05

Hartley v. Mentor Corp., 869 F.2d 1469, 10 USPQ2d 1138 (Fed. Cir. 1989)--605.03(e)

Hartwell Co. v. Shane, 17 USPQ2d 1569 (TTAB 1990)--303.03; 502.03; 503.02; 535.02

Harvey Hubbell, Inc. v. Red Rope Industries, Inc., 191 USPQ 119 (TTAB 1976)--711

## TABLE OF CASES CITED

Harzfeld's, Inc. v. Joseph M. Feldman, Inc., 184 USPQ 692 (TTAB 1974)--703.02(a); 707

Haworth Inc. v. Herman Miller Inc., 998 F.2d 975, 27 USPQ2d 1469 (Fed. Cir. 1993)--402.02

Hayes Microcomputer Products, Inc. v. Business Computer Corp., 219 USPQ 634 (TTAB 1983)--707; 708

Health-Tex Inc. v. Okabashi (U.S.) Corp., 18 USPQ2d 1409 (TTAB 1990)--404.03(b)(2); 502.07(a); 713.02; 713.06(a); 713.06(b); 714.04; 714.07; 714.13; 718.03(c); 718.03(d)

Heaton Enterprises of Nevada Inc. v. Lang, 7 USPQ2d 1842 (TTAB 1988)--533; 710; 718.02(b)

Hechinger Investment Co. of Delaware Inc., In re, 24 USPQ2d 1053 (TTAB 1991)--1201.01

Hecon Corp. v. Magnetic Video Corp., 199 USPQ 502 (TTAB 1978)--706.02

Helene Curtis Industries, Inc. v. John H. Breck, Inc., 183 USPQ 126 (TTAB 1974)--523.02

Helene Curtis Industries Inc. v. Suave Shoe Corp., 13 USPQ2d 1618 (TTAB 1989)--511; 704

Henry Siegel Co. v. M & R International Mfg. Co., 4 USPQ2d 1154 (TTAB 1987)--710

Hershey Foods Corp. v. Cerreta, 195 USPQ 246 (TTAB 1977)--102.01; 321

Hertz System, Inc. v. A-Drive Corp., 222 USPQ2d 625 (TTAB 1984)--712.01

Hester Industries Inc. v. Tyson Foods Inc., 2 USPQ2d 1646 (TTAB 1987)--535.02

Hewlett-Packard Co. v. Healthcare Personnel Inc., 21 USPQ2d 1552 (TTAB 1991)--404.05; 502.07(a); 702; 713.08

Hewlett-Packard Co. v. Human Performance Measurement, Inc., 23 USPQ2d 1390 (TTAB 1991)--713.11; 713.12; 713.14

Hewlett-Packard Co. v. Olympus Corp., 931 F.2d 1551, 18 USPQ2d 1710 (Fed. Cir. 1991)--317.02; 318.02(a); 509.01; 535.02; 703.02(a); 901.02(a)

Hickory Manufacturing Co., In re, 183 USPQ 789 (Comm'r 1974)--1218

Hilson Research Inc. v. Society for Human Resource Management, 27 USPQ2d 1423 (TTAB 1993)--321; 502.01; 511; 529.01; 709; 713.02; 718.03(c)

Hines, In re, 32 USPQ2d 1376 (TTAB 1994)--1218

Hiram Walker & Sons, Inc. v. Milstone, 130 USPQ 274 (TTAB 1961)--703.02(b)

Historic Wharf's Associates, Inc., In re, 222 USPQ 92 (TTAB 1984)--1207.02

Hobie Designs Inc. v. Fred Hayman Beverly Hills Inc., 14 USPQ2d 2064 (TTAB 1990)--411.01; 509.01; 525

## TABLE OF CASES CITED

Holiday Inn v. Holiday Inns, Inc., 534 F.2d 312, 189 USPQ 630 (CCPA 1976)--1101.03; 1102.02(a)(3); 1102.02(b); 1104

Holiday Inns, Inc. v. Monolith Enterprises, 212 USPQ 949 (TTAB 1981)--710; 718.02(b)

Holland American Wafer Co., In re, 737 F.2d 1015, 222 USPQ 273 (Fed. Cir. 1984)--202.01; 310.04; 312.01; 509.02

Hollister Inc. v. Downey, 565 F.2d 1208, 196 USPQ 118 (CCPA 1977)--703.02(a)

Hollister Inc. v. Ident A Pet, Inc., 193 USPQ 439 (TTAB 1976)--710

Hollowform, Inc. v. Delma Aeh, 180 USPQ 284 (TTAB 1973), aff'd, 515 F.2d 1174, 185 USPQ 790 (CCPA 1975)--503.01; 1102.01

Hollowform, Inc. v. Delma AEH, 515 F.2d 1174, 185 USPQ 790 (CCPA 1975)--1101.02

Home Federal Savings & Loan Ass'n, In re, 213 USPQ 68 (TTAB 1982)--1102.01; 1102.02(a)(2)

Home Federal Savings & Loan Ass'n v. Home Federal Savings & Loan Ass'n of Chicago, 205 USPQ 467 (TTAB 1979)--1111

Home Juice Co. v. Runglin Cos., 231 USPQ 897 (TTAB 1986)--312.03; 313; 318.02(b); 534.02; 605.03(c)

Honeywell Inc., In re, 8 USPQ2d 1600 (TTAB 1988)--1211

Houlihan v. Parliament Import Co., 921 F.2d 1258, 17 USPQ2d 1208 (Fed. Cir. 1990)--1101.01; 1109

House of Windsor, Inc., In re, 221 USPQ 53 (TTAB 1983)--1215

Hovnanian Enterprises, Inc. v. Covered Bridge Estates, Inc., 195 USPQ 658 (TTAB 1977)--707; 710

Hub Distributing, Inc., In re, 218 USPQ 284 (TTAB 1983)--703.02(b)

Hudson Pharmaceutical Corp. v. Laboratorios Hosbon, S.A., 177 USPQ 707 (Comm'r 1973)--905

Huffy Corp. v. Geoffrey Inc., 18 USPQ2d 1240 (Comm'r 1990)--507.02; 512.01

Humana Inc. v. Humanomics Inc., 3 USPQ2d 1696 (TTAB 1987)--312.03; 318.02(b); 318.02(c)

Humble Oil & Refining Co. v. Sekisui Chemical Company Ltd. of Japan, 165 USPQ 597 (TTAB 1970)--308.02(c)(1); 319.03

Hunt v. Treppschuh and Hentrich, 523 F.2d 1386, 187 USPQ 426 (CCPA 1975)--1217

Hunter Publishing Co. v. Caulfield Publishing Ltd., 1 USPQ2d 1996 (TTAB 1986)--707; 708

Hunt-Wesson Foods, Inc. v. Riceland Foods, Inc., 201 USPQ 881 (TTAB 1979)--707; 708; 709; 710

Hydro-Dynamics Inc. v. George Putnam & Co., 811 F.2d 1470, 1 USPQ2d 1772 (Fed. Cir. 1987)--704

## TABLE OF CASES CITED

Hydrotech Corp. v. Hydrotech International, Inc., 196 USPQ 387 (TTAB 1977)--540

Hy-Pure Laboratories, Inc. v. Foley & Co., 98 USPQ 280 (Chief Examiner 1953)--1002

Identicon Corp. v. Williams, 195 USPQ 447 (Comm'r 1977)--317.01; 317.02

ILC Products Co. v. ILC, Inc., 175 USPQ 722 (TTAB 1972)--704

Ilco Corp. v. Ideal Security Hardware Corp., 527 F.2d 1221, 188 USPQ 485 (CCPA 1976)--1217

Illinois Bronze Powder & Paint Co., In re, 188 USPQ 459 (TTAB 1975)--703.02(a)

Imperial Tobacco Ltd. v. Philip Morris Inc., 899 F.2d 1575, 14 USPQ2d 1390 (Fed. Cir. 1990)--308.01; 308.02(b)

INB National Bank v. Metrohost Inc., 22 USPQ2d 1585 (TTAB 1992)--528.01

Industrial Adhesive Co. v. Borden, Inc., 218 USPQ 945 (TTAB 1983)--703.02(a); 717

Information Resources Inc. v. X\*Press Information Services, 6 USPQ2d 1034 (TTAB 1988)--512.01

Ingalls Shipbuilding, Inc. v. United States, 857 F.2d 1448, 11 Fed. R. Serv.3d 1342 (Fed. Cir. 1988)--527.01

Inland Oil & Transport Co. v. IOT Corp., 197 USPQ 562 (TTAB 1977)--1102.01; 1107; 1112

Insta-Foam Products, Inc. v. Instapak Corp., 189 USPQ 793 (TTAB 1976)--530; 709

Interbank Card Ass'n v. United States National Bank of Oregon, 197 USPQ 123 (TTAB 1977)--528.05(d); 703.02(b)

Interbank Card Ass'n v. United States National Bank of Oregon, 197 USPQ 127 (TTAB 1975)--419

Intermed Communications, Inc. v. Chaney, 197 USPQ 501 (TTAB 1977)--507.03(b); 528.07(a)

International Ass'n of Fire Chiefs, Inc. v. H. Marvin Ginn Corp., 225 USPQ 940 (TTAB 1985), rev'd on other grounds, 782 F.2d 987, 228 USPQ 528 (Fed. Cir. 1986)--708

International Environmental Corp., In re, 230 USPQ 688 (TTAB 1986)--1207.01

International Mobile Machines Corp. v. International Telephone and Telegraph Corp., 800 F.2d 1118, 231 USPQ 142 (Fed. Cir. 1986)--308.02(a)

International Order of Job's Daughters v. Lindeburg & Co., 727 F.2d 1087, 220 USPQ 1017 (Fed. Cir. 1984)--303.03; 308.02(a); 312.03

International Telephone and Telegraph Corp. v. International Mobile Machines Corp., 218 USPQ 1024 (TTAB 1983)--319.01; 504.02; 504.03

## TABLE OF CASES CITED

International Visual Corp. v. Crown Metal Manufacturing Co., 991 F.2d 768, 26 USPQ2d 1588 (Fed. Cir. 1993)--528.08

Intersat Corp. v. International Telecommunications Satellite Organization, 226 USPQ 154 (TTAB 1985)--312.03; 313; 503.02; 503.03

Interstate Brands Corp. v. Celestial Seasonings, Inc., 576 F.2d 926, 198 USPQ 151 (CCPA 1978)--704

Inter-State Oil Co., In re, 219 USPQ 1229 (TTAB 1983)--703.02(a)

Investigacion Y Desarrollo de Cosméticos S.A., In re, 19 USPQ2d 1717 (Comm'r 1991)--104

Ipcor Corp. v. Blessings Corp., 5 USPQ2d 1974 (TTAB 1988)--303.03

Isle of Aloe, Inc. v. Aloe Creme Laboratories, Inc., 180 USPQ 794 (TTAB 1974)--312.03; 506.01

Izod, Ltd. v. La Chemise Lacoste, 178 USPQ 440 (TTAB 1973)--306; 511; 715

J. B. Williams Co. v. Pepsodent G.m.b.H., 188 USPQ 577 (TTAB 1975)--319.04; 321; 402.01; 402.02; 419; 523.02

Jan Bell Marketing Inc. v. Centennial Jewelers Inc., 19 USPQ2d 1636 (TTAB 1990)--406.03(d); 406.03(e); 501.03; 701; 801.02(e)

Jean Patou Inc. v. Theon Inc., 18 USPQ2d 1072 (TTAB 1990)--534.02; 703.02(a); 713.05; 718.02(a); 718.02(c)

Jeanne-Marc, Inc. v. Cluett, Peabody & Co., 221 USPQ 58 (TTAB 1984)--707; 708; 711

Jeep Corp., In re, 222 USPQ 333 (TTAB 1984)--1207.01; 1207.02

Jerrold Electronics Corp. v. Magnavox Co., 199 USPQ 751 (TTAB 1978)--710

Jet-Pak, Inc. v. United States Plywood Corp., 124 USPQ 385 (TTAB 1960)--310.02; 319.02

Jet-Pak, Inc. v. United States Plywood Corp., 125 USPQ 491 (Comm'r 1960)--310.02; 319.02

Jetzon Tire & Rubber Corp. v. General Motors Corp., 177 USPQ 467 (TTAB 1973)--707; 708; 718.02(c)

Jewelers Vigilance Committee, Inc. v. Ullenberg Corp., 229 USPQ 860 (TTAB 1986), rev'd on other grounds, 823 F.2d 490, 2 USPQ2d 2021 (Fed. Cir. 1987), on remand, 5 USPQ2d 1622 (TTAB 1987), rev'd, 853 F.2d 888, 7 USPQ2d 1628 (Fed. Cir. 1988)--502.03

Jewelers Vigilance Committee Inc. v. Ullenberg Corp., 823 F.2d 490, 2 USPQ2d 2021 (Fed. Cir. 1987), on remand, 5 USPQ2d 1622 (TTAB 1987), rev'd, 853 F.2d 888, 7 USPQ2d 1628 (Fed. Cir. 1988)--303.03

Jewelers Vigilance Committee Inc. v. Ullenberg Corp., 853 F.2d 888, 7 USPQ2d 1628 (Fed. Cir. 1988)--901.02(a)

J.I. Case Co. v. F.L. Industries, Inc., 229 USPQ 697 (TTAB 1986)--528.06

## TABLE OF CASES CITED

Jim Dandy Co. v. Martha White Foods, Inc., 458 F.2d 1397, 173 USPQ 673 (CCPA 1972)--1005

Jimlar Corp. v. Army and Air Force Exchange Service, 24 USPQ2d 1216 (TTAB 1992)--703.02(a)

Jockey International, Inc. v. Bette Appel Unltd., 216 USPQ 359 (TTAB 1982)--541; 802.04; 803

Jockey International, Inc. v. Frantti, 196 USPQ 705 (TTAB 1977)--703.02(a)

Jockey International Inc. v. Mallory & Church Corp., 25 USPQ2d 1233 (TTAB 1992)--507.03(b)

Johanna Farms, Inc., In re, 223 USPQ 459 (TTAB 1984)--1207.02; 1209.01; 1217; 1218

Johanna Farms Inc., In re, 8 USPQ2d 1408 (TTAB 1988)--541

John T. Clark Co. v. Colgate-Palmolive Co., 176 USPQ 93 (TTAB 1972)--312.03; 318.02(b); 528.05(b)

Johnson & Johnson, In re, 59 F.R.D. 174, 178 USPQ 201 (D.Del. 1973)--404.03(b)(2); 713.06(b)

Johnson & Johnson v. American Hospital Supply Corp., 187 USPQ 478 (TTAB 1975)--502.03; 718.02(b)

Johnson & Johnson v. Bio-Medical Sciences, Inc., 179 USPQ 765 (TTAB 1973)--601.01; 601.02; 602.01

Johnson & Johnson v. Cenco Medical Health Supply Corp., 177 USPQ 586 (Comm'r 1973)--507.02; 905

Johnson & Johnson v. Diamond Medical, Inc., 183 USPQ 615 (TTAB 1974)--502.03; 523.01; 523.03; 527.01

Johnson & Johnson v. Diaz, 339 F.Supp. 60, 172 USPQ 35 (CD Cal 1971)--419

Johnson & Johnson v. E. I. du Pont de Nemours & Co., 181 USPQ 790 (TTAB 1974)--703.02(a)

Johnson & Johnson v. Rexall Drug Co., 186 USPQ 167 (TTAB 1975)--319.04; 321; 402.01; 402.02; 419

Johnson & Johnson v. Salve S.A., 183 USPQ 375 (TTAB 1974)--419

Johnson Publishing Co. v. Cavin & Tubiana OHG, 196 USPQ 383 (TTAB 1977)--709

Johnston Pump/General Valve Inc. v. Chromalloy American Corp., 10 USPQ2d 1671 (TTAB 1988)--402.01; 402.02; 402.03; 405.03; 406.02; 412.01; 416.04; 419; 502.03; 509.01; 526; 527.05

Johnston Pump/General Valve Inc. v. Chromalloy American Corp., 13 USPQ2d 1719 (TTAB 1989)--411.01; 412.01; 502.03; 525; 529.01

Jonergin Co. v. Jonergin Vermont Inc., 222 USPQ 337 (Comm'r 1983)--404.03(c)(1); 520

Jos. Schlitz Brewing Co., In re, 223 USPQ 45 (TTAB 1983)--1207.01; 1207.02

Jos. Schlitz Brewing Co. v. United Vintners, Inc., 166 USPQ 493 (TTAB 1970)--528.05(b); 1004

Joseph S. Finch & Co. v. E. Martinoni Co., 157 USPQ 394 (TTAB 1968)--703.02(b)



## TABLE OF CASES CITED

Joy Manufacturing Co. v. Robbins Co., 181 USPQ 408 (TTAB 1974)--502.03; 518

JSB International, Inc. v. Auto Sound North, Inc., 215 USPQ 60 (TTAB 1982)--412.03

Juleigh Jeans Sportswear Inc., In re, 24 USPQ2d 1694 (TTAB 1992)--1204; 1205; 1207.01; 1207.02

Kalil, In re, 2 USPQ2d 1614 (Dep't Comm. 1986)--115.02

Kasco Corp. v. Southern Saw Service Inc., 27 USPQ2d 1501 (TTAB 1993)--502.01; 507.03(b)

Kassnar Imports v. Plastilite Corp., 180 USPQ 156 (TTAB 1973), aff'd, 508 F.2d 824, 184 USPQ 348 (CCPA 1975)--308.02(a)

Katz v. Batavia Marine & Sporting Supplies Inc., 984 F.2d 422, 25 USPQ2d 1549 (Fed. Cir. 1993)--402.02

Keebler Co. v. Murray Bakery Products, 866 F.2d 1386, 9 USPQ2d 1736 (Fed. Cir. 1989)--528.01; 528.06

Kellogg Co. v. New Generation Foods Inc., 6 USPQ2d 2045 (TTAB 1988)--404.03(b)(2); 414; 521

Kellogg Co. v. Nugget Distributors' Cooperative of America, Inc., 16 USPQ2d 1468 (TTAB 1990)--406.03(d); 406.03(e)

Kellogg Co. v. Pack'Em Enterprises Inc., 14 USPQ2d 1545 (TTAB 1990), aff'd, 951 F.2d 330, 21 USPQ2d 1142 (Fed. Cir. 1991)--308.02(a); 413; 528.01; 528.05(a); 703.01; 703.02(b); 704; 706.01

Kellogg Co. v. Pack'Em Enterprises Inc., 951 F.2d 330, 21 USPQ2d 1142 (Fed. Cir. 1991)--528.01

Kelly Services Inc. v. Greene's Temporaries Inc., 25 USPQ2d 1460 (TTAB 1992)--102.01; 312.03; 503.02

Kemin Industries, Inc. v. Watkins Products, Inc., 192 USPQ 327 (TTAB 1976)--308.02(a)

Key West Fragrance & Cosmetic Factory, Inc. v. Mennen Co., 216 USPQ 168 (TTAB 1982)--507.03(b)

Kimbell Foods, Inc., In re, 184 USPQ 172 (Comm'r 1974)--1002

Kimberly-Clark Corp. v. Fort Howard Paper Co., 772 F.2d 860, 227 USPQ 36 (Fed. Cir. 1985)--605.03(e)

Kimberly-Clark Corp. v. Paper Converting Industry, Inc., 21 USPQ2d 1875 (Comm'r 1991)--207.02; 209.04

Klein, In re, 6 USPQ2d 1528 (Dep't Comm. 1986)--109

Klein, In re, 6 USPQ2d 1547 (Comm'r 1987), aff'd sub nom. Klein v. Peterson, 696 F. Supp. 695, 8 USPQ2d 1434 (D.D.C. 1988), aff'd 866 F.2d 412, 9 USPQ2d 1558 (Fed. Cir. 1989), cert. denied, 490 U.S. 1091, 109 S.Ct. 2432 (1989)--110.01

Klein v. Peterson, 866 F.2d 412, 9 USPQ2d 1558 (Fed. Cir. 1989)--115.02

Knickerbocker Toy Co. v. Faultless Starch Co., 467 F.2d 501, 175 USPQ 417 (CCPA 1972)--102.01; 802.04; 803

## TABLE OF CASES CITED

Kraft, Inc. v. Balin, 209 USPQ 877 (TTAB 1981)--703.02(a)

Kroger Co., In re, 177 USPQ 715 (TTAB 1973)--544

L. Leichner (London) Ltd. v. Robbins, 189 USPQ 254 (TTAB 1975)--540; 705.02

La Jolla Sportswear Co. v. Maskuline Underwear Co., 114 USPQ 130 (Comm'r 1957)--1004

La Maur, Inc. v. Andis Clipper Co., 181 USPQ 783 (Comm'r 1974)--203.03; 203.04

La Maur, Inc. v. Bagwells Enterprises, Inc., 193 USPQ 234 (Comm'r 1976)--102.03; 502.01; 504.01; 528.02; 702

Laboratoires du Dr. N.G. Payot Etablissement v. Southwestern Classics Collection Ltd., 3 USPQ2d 1600 (TTAB 1987)--507.03(b)

Lacoste Alligator S.A. v. Everlast World's Boxing Headquarters Corp., 204 USPQ 945 (TTAB 1979)--710

Land v. Regan, 342 F.2d 92, 144 USPQ 661 (CCPA 1965)--718.03(d)

Larry Harmon Pictures Corp. v. Williams Restaurant Corp., 929 F.2d 662, 18 USPQ2d 1292 (Fed. Cir. 1991)--528.01

Lasek & Miller Associates v. Rubin, 201 USPQ 831 (TTAB 1978)--703.03

Lativ Systems, Inc., In re, 223 USPQ 1037 (TTAB 1984)--1217

Le Sorbet, Inc., In re, 228 USPQ 27 (TTAB 1985)--1214

Lee Byron Corp. v. H.D. Lee Co. 203 USPQ 1097 (TTAB 1979)--545

Legendary Inc., In re, 26 USPQ2d 1478 (Comm'r 1992)--116.02; 513.01

Leon Shaffer Golnick Advertising, Inc. v. William G. Pendill Marketing Co., 177 USPQ 401 (TTAB 1973)--506.01

Lever Brothers Co. v. Shaklee Corp., 214 USPQ 654 (TTAB 1982)--511

Levi Strauss & Co. v. Genesco, Inc., 742 F.2d 1401, 222 USPQ 939 (Fed. Cir. 1984)--528.01

Levi Strauss & Co. v. R. Josephs Sportswear Inc., 28 USPQ2d 1464 (TTAB 1993)--321; 528.05(a); 540; 704

Liberty & Co. v. Liberty Trouser Co., 216 USPQ 65 (TTAB 1982)--512.01

Liberty Trouser Co. v. Liberty & Co., 222 USPQ 357 (TTAB 1983)--308.02(a)

Libertyville Saddle Shop Inc. v. E. Jeffries & Sons Ltd., 22 USPQ2d 1594 (TTAB 1992)--319.04; 503.02; 503.04

## TABLE OF CASES CITED

- Libertyville Saddle Shop Inc. v. E. Jeffries & Sons Ltd., 24 USPQ2d 1376 (TTAB 1992)--319.04
- Lillian Vernon Corp., In re, 225 USPQ 213 (TTAB 1985)--1215
- Lipton Industries, Inc. v. Ralston Purina Co., 670 F.2d 1024, 213 USPQ 185 (CCPA 1982)--303.03; 312.03; 503.02
- Liquacon Corp. v. Browning-Ferris Industries, Inc., 203 USPQ 305 (TTAB 1979)--528.05(b); 718.03(c)
- Little Caesar Enterprises Inc. v. Domino's Pizza Inc., 11 USPQ2d 1233 (Comm'r 1989)--513.02
- Litton Business Systems, Inc. v. J. G. Furniture Co., 190 USPQ 428 (TTAB 1976), recon. denied, 190 USPQ 431 (TTAB 1976)--509.01; 535.02
- Litton Business Systems, Inc. v. J. G. Furniture Co., 190 USPQ 431 (TTAB 1976)--535.03; 702; 712.02; 712.03; 712.04
- Litton Business Systems, Inc. v. J. G. Furniture Co., 196 USPQ 711 (TTAB 1977)--706.01
- Litton Business Systems, Inc. v. JG Furniture Co., 188 USPQ 509 (TTAB 1976)--509.01; 535.02
- Litton Industries, Inc. v. Litronix, Inc., 188 USPQ 407 (TTAB 1975)--708
- Litton Industries, Inc. v. Litronix Inc., 577 F.2d 709, 198 USPQ 280 (CCPA 1978)--528.01
- Lloyd's Food Products Inc. v. Eli's Inc., 987 F.2d 766, 25 USPQ2d 2027 (Fed. Cir. 1993)--528.01; 528.05(d)
- Local Trademarks Inc. v. Handy Boys Inc., 16 USPQ2d 1156 (TTAB 1990)--703.02(a)
- Loew's Theatres, Inc., In re, 769 F.2d 764, 226 USPQ 865 (Fed. Cir. 1985)--1208
- Logicon, Inc. v. Logisticon, Inc., 205 USPQ 767 (TTAB 1980)--708
- Loglan Institute Inc. v. Logical Language Group Inc., 962 F.2d 1038, 22 USPQ2d 1531 (Fed. Cir. 1992)--102.01
- Lone Star Manufacturing Co. v. Bill Beasley, Inc., 176 USPQ 426 (TTAB 1972), rev'd on other grounds, 498 F.2d 906, 182 USPQ 368 (CCPA 1974)--512.04
- Long John Silver's, Inc. v. Lou Scharf Inc., 213 USPQ 263 (TTAB 1982)--321; 507.02
- Loren Cook Co. v. Acme Engineering and Manufacturing Corp., 216 USPQ 517 (TTAB 1982)--535.02
- Los Angeles Bonaventure Co. v. Bonaventure Associates, 4 USPQ2d 1882 (TTAB 1987)--712.01
- Lotus Development Corp. v. Narada Productions, Inc., 23 USPQ2d 1310 (Comm'r 1991)--112; 202.01; 207.01; 207.02; 207.03; 209.04
- Lowrance Electronics Inc., In re, 14 USPQ2d 1251 (TTAB 1989)--1218

## TABLE OF CASES CITED

L.R. Sport Inc., In re, 25 USPQ2d 1533 (Comm'r 1992)--202.01; 310.04; 312.01; 509.02

LS Bedding, In re, 16 USPQ2d 1451 (Comm'r 1990)--110.01

Luehrmann v. Kwik Kopy Corp., 2 USPQ2d 1303 (TTAB 1987)--402.03; 403.03; 403.04; 404.03(b)(2); 407.01; 409.01; 411.01; 412.01; 502.06; 509.01; 521; 527.03; 713.06(b)

Lukens Inc. v. Vesper Corp., 1 USPQ2d 1299 (TTAB 1986), aff'd, Vesper Corp. v. Lukens Inc., 831 F.2d 306 (Fed. Cir. 1987)--504.01; 528.02; 1211

Lutz Superdyne, Inc. v. Arthur Brown & Bro., Inc., 221 USPQ 354 (TTAB 1984)--509.01; 530; 709

M. Aron Corp. v. Remington Products, Inc., 222 USPQ 93 (TTAB 1984)--319.03; 319.04

Mack Trucks, Inc., In re, 189 USPQ 642 (Comm'r 1976)--1218

Mack Trucks, Inc. v. California Business News, Inc., 223 USPQ 164 (TTAB 1984)--707; 708

Mack Trucks, Inc. v. Hydra-Mac, Inc., 180 USPQ 147 (TTAB 1973), aff'd, Hydra-Mac, Inc. v. Mack Trucks, Inc., 507 F.2d 1399, 184 USPQ 351 (CCPA 1975)--514.03

Mack Trucks, Inc. v. Monroe Auto Equipment Co., 181 USPQ 286 (TTAB 1974)--402.01; 402.02; 419

Mack Trucks, Inc. v. Monroe Auto Equipment Co., 182 USPQ 511 (TTAB 1974)--507.02

MacMillan Bloedel Ltd. v. Arrow-M Corp., 203 USPQ 952 (TTAB 1979)--403.03; 407.01; 409.01; 411.01; 502.06; 510.03(a); 510.03(b); 523.01; 523.02; 527.01; 527.03

Maine Savings Bank v. First Banc Group of Ohio, Inc., 220 USPQ 736 (TTAB 1983)--512.02

Manco Inc., In re, 24 USPQ2d 1938 (TTAB 1992)--1208

Manpower, Inc. v. Manpower Information Inc., 190 USPQ 18 (TTAB 1976)--708; 718.02(b)

Marcal Paper Mills, Inc. v. American Can Co., 212 USPQ 852 (TTAB 1981)--319.03; 502.01; 502.03; 507.03(b); 712.01

MarCon Ltd. v. Avon Products Inc., 4 USPQ2d 1474 (TTAB 1987)--715

Marcon, Ltd. v. Merle Norman Cosmetics, Inc., 221 USPQ 644 (TTAB 1984)--101.03

Maremont Corp. v. Air Lift Co., 463 F.2d 1114, 174 USPQ 395 (CCPA 1972)--706.01

Marie Claire Album S.A. v. Kruger GmbH & Co. KG, 29 USPQ2d 1792 (TTAB 1993)--510.02(a)

Marion Laboratories Inc. v. Biochemical/Diagnostics Inc., 6 USPQ2d 1215 (TTAB 1988)--709

Marmark Ltd. v. Nutrexpa S.A., 12 USPQ2d 1843 (TTAB 1989)--507.02

Marriott Corp. v. Pappy's Enterprises, Inc., 192 USPQ 735 (TTAB 1976)--317.03; 509.01; 545; 703.02(a)

## TABLE OF CASES CITED

Marshall Field & Co. v. Mrs. Fields Cookies, 11 USPQ2d 1154 (TTAB 1989)--602.02(b)

Marshall Field & Co. v. Mrs. Fields Cookies, 11 USPQ2d 1355 (TTAB 1989)--319.04

Marshall Field & Co. v. Mrs. Field's Cookies, 17 USPQ2d 1652 (TTAB 1990)--521; 714.04; 714.06

Marshall Field & Co. v. Mrs. Fields Cookies, 25 USPQ2d 1321 (TTAB 1992)--709; 713.14; 718.03(c)

Martahus v. Video Duplication Services Inc., 3 F.3d 417, 27 USPQ2d 1846 (Fed. Cir. 1993)--706.02

Martin Beverage Co. v. Colita Beverage Corp., 169 USPQ 568 (TTAB 1971)--510.02(a)

Martin Marietta Corp. v. Lith-Kem Corp., 184 USPQ 492 (Comm'r 1974)--905

Mason Engineering & Design Corp. v. Mateson Chemical Corp., 225 USPQ 956 (TTAB 1985)--512.01; 512.04; 514.03; 704

Massey Junior College, Inc. v. Fashion Institute of Technology, 492 F.2d 1399, 181 USPQ 272 (CCPA 1974)--703.02(a)

Mastic Inc., In re, 829 F.2d 1114, 4 USPQ2d 1292 (Fed. Cir. 1987)--1207.02

Mastic Inc. v. Mastic Corp., 230 USPQ 699 (TTAB 1986)--419

May Department Stores Co. v. Prince, 200 USPQ 803 (TTAB 1978)--707; 710; 718.02(a); 1101.02

Maybelline Co. v. Matney, 194 USPQ 438 (TTAB 1977)--703.02(a)

Mayer-Beaton Corp., In re, 223 USPQ 1347 (TTAB 1984)--1207.01; 1207.02

Maytag Co. v. Luskin's, Inc., 228 USPQ 747 (TTAB 1986)--318.02(c); 530; 701; 705.02; 709

McCandlish v. Doe, 22 USPQ2d 1223 (Comm'r 1992)--115.02

McCormick & Co. v. Hygrade Food Products Corp., 124 USPQ 16 (TTAB 1959)--310.02; 312.03; 318.02(b); 318.02(c); 319.02; 506.01

McCormick & Co. v. Summers, 354 F.2d 668, 148 USPQ 272 (CCPA 1966)--703.02(a)

McDonald's Corp., In re, 230 USPQ 210 (TTAB 1986)--541

McDonald's Corp. v. McKinley, 13 USPQ2d 1895 (TTAB 1989)--704; 713.02

McDonnell Douglas Corp. v. National Data Corp., 228 USPQ 45 (TTAB 1985)--312.03; 318.02(b); 503.03; 506.01

MCI Communications Corp., In re, 21 USPQ2d 1534 (Comm'r 1991)--212.01; 212.04; 212.05

McNeil v. Mini Mansions, Inc., 178 USPQ 312 (TTAB 1973)--1005

Mead Johnson & Co. v. Peter Eckes, 195 USPQ 187 (TTAB 1977)--703.02(b)

## TABLE OF CASES CITED

Medical Disposables Co., In re, 25 USPQ2d 1801 (TTAB 1992)--703.02(a)

Medtronic, Inc. v. Medical Devices, Inc., 204 USPQ 317 (TTAB 1979)--718.04

Medtronic, Inc. v. Pacesetter Systems, Inc., 222 USPQ 80 (TTAB 1984)--402.03; 412.01; 414; 507.03(b); 528.07(a)

Meijer, Inc. v. Purple Cow Pancake House, 226 USPQ 280 (TTAB 1985)--1109

Melville Corp., In re, 228 USPQ 970 (TTAB 1986)--1208

Mercedes Slacks, Ltd., In re, 213 USPQ 397 (TTAB 1982)--1201.02; 1217

Merck & Co., In re, 24 USPQ2d 1317 (Comm'r 1992)--104; 203.02

Merker Counter Co. v. Central Counter Co., 310 F.2d 746, 135 USPQ 433 (CCPA 1962)--535.03

Metromedia Steakhouses Inc. v. Pondco II Inc., 28 USPQ2d 1205 (TTAB 1993)--507.02

Meyers v. Brooks Shoe Inc., 912 F.2d 1459, 16 USPQ2d 1055 (Fed. Cir. 1990)--528.01

Micro Motion Inc. v. Kane Steel Co., 894 F.2d 1318, 13 USPQ2d 1696 (Fed. Cir. 1990)--402.02; 402.03; 412.01

Microsoft Corp. v. Qantel Business Systems Inc., 16 USPQ2d 1732 (TTAB 1990)--507.02

Midwest Plastic Fabricators Inc. v. Underwriters Laboratories Inc., 5 USPQ2d 1067 (TTAB 1987)--413; 503.03; 507.02; 535.02; 539

Midwest Plastic Fabricators Inc. v. Underwriters Laboratories Inc., 12 USPQ2d 1267 (TTAB 1989), aff'd, 906 F.2d 1568, 15 USPQ2d 1359 (Fed. Cir. 1990)--507.02; 507.03(b); 707; 708

Miles Laboratories, Inc. v. Instrumentation Laboratory, Inc., 185 USPQ 432 (TTAB 1975)--402.02; 419

Miles Laboratories Inc. v. Naturally Vitamin Supplements Inc., 1 USPQ2d 1445 (TTAB 1986)--709; 710; 711

Miles Laboratories, Inc. v. Smith Kline Corp., 189 USPQ 290 (TTAB 1975)--709

Miller & Fink Corp. v. Servicemaster Hospital Corp., 184 USPQ 495 (TTAB 1975)--402.02; 419

Miller Brewing Co., In re, 226 USPQ 666 (TTAB 1985)--1203.02(b); 1203.02(d)

Miller Brewing Co. v. Anheuser-Busch Inc., 27 USPQ2d 1711 (TTAB 1993)--503.02; 503.03

Miller Brewing Co. v. Coy International Corp., 230 USPQ 675 (TTAB 1986)--601.01; 601.02; 602.01

Miller v. N. V. Cacao-En Chocoladefabrieken Boon, 142 USPQ 364 (E.D.N.Y. 1964)--404.03(c)(1)

Minnesota Mining & Manufacturing Co. v. Stryker Corp., 179 USPQ 433 (TTAB 1973)--707

## TABLE OF CASES CITED

Miss America Pageant v. Petite Productions, Inc., 17 USPQ2d 1067 (TTAB 1990)--402.03; 403.03; 403.04; 412.01

Miss Nude Florida, Inc. v. Drost, 193 USPQ 729 (TTAB 1976), pet. to Comm'r den., 198 USPQ 485 (Comm'r 1977)--405.01; 710; 718.02(a); 718.02(b); 718.03(c)

Miss Nude Florida, Inc. v. Drost, 198 USPQ 485 (Comm'r 1977)--905

Mission Pharmacal Co., Inc., In re, 33 USPQ2d 1060 (Comm'r 1993)--1201.05

Missouri Silver Pages Directory Publishing Corp. Inc. v. Southwestern Bell Media, Inc., 6 USPQ2d 1028 (TTAB 1988)--528.05(b); 1102.02(a)(4)

Mohawk Air Services Inc., In re, 196 USPQ 851 (TTAB 1977)--303.02

Monocraft, Inc. v. Leading Jewelers Guild, 173 USPQ 506 (TTAB 1972)--703.02(a)

Moore Business Forms Inc., In re, 24 USPQ2d 1638 (TTAB 1992)--1201.02; 1203.02(b)

Morehouse Manufacturing Corp. v. J. Strickland and Co., 407 F.2d 881, 160 USPQ 715 (CCPA 1969)--303.02

Morgan Services Inc. v. Morgan Linen Services Inc., 12 USPQ2d 1841 (TTAB 1989)--1101.02; 1101.03; 1102.02(a)(2); 1103; 1113

Mother's Restaurant Inc. v. Mama's Pizza, Inc., 723 F.2d 1566, 221 USPQ 394 (Fed. Cir. 1983)--510.02(a); 1101.02

Mother's Restaurants, Inc. v. Mother's Other Kitchen, Inc., 218 USPQ 1046 (TTAB 1983)--419

Motorola, Inc., In re, 3 USPQ2d 1142 (TTAB 1986)--1208

MRI Systems Corp. v. Wesley-Jessen Inc., 189 USPQ 214 (TTAB 1975)--711

M-Tek Inc. v. CVP Systems Inc., 17 USPQ2d 1070 (TTAB 1990)--502.03; 533; 534.01; 701; 710; 711; 718.02(b); 718.02(c); 718.03(c)

Murphy Door Bed Co., In re, 223 USPQ 1030 (TTAB 1984)--1208

My Aching Back Inc. v. Klugman, 6 USPQ2d 1892 (TTAB 1988)--1102.02(a)(2)

Nabisco Brands Inc. v. Keebler Co., 28 USPQ2d 1237 (TTAB 1993)--315.01; 316.01; 402.02; 403.02; 404.01; 502.06; 528.02

Nabisco, Inc. v. George Weston Ltd., 179 USPQ 503 (TTAB 1973)--703.02(a)

N.A.D. Inc., In re, 754 F.2d 996, 224 USPQ 969 (Fed. Cir. 1985)--1207.02

Narwood Productions, Inc., In re, 223 USPQ 1034 (TTAB 1984)--1215

## TABLE OF CASES CITED

National Aeronautics and Space Administration v. Bully Hill Vineyards Inc., 3 USPQ2d 1671 (TTAB 1987)--527.05

National Association of Blue Shield Plans v. Standard Mattress Co., 176 USPQ 29 (TTAB 1972)--503.02

National Blank Book Co. v. Leather Crafted Products, Inc., 218 USPQ 827 (TTAB 1983)--512.02

National Distillers and Chemical Corp. v. Industrial Condenser Corp., 184 USPQ 757 (TTAB 1974)--713.02

National Fidelity Life Insurance v. National Insurance Trust, 199 USPQ 691 (TTAB 1978)--530; 703.02(b); 709

National Football League v. Jasper Alliance Corp., 16 USPQ2d 1212 (TTAB 1990)--528.01; 703.02(b)

National Patent Development Corp. v. Hercules Inc., 192 USPQ 491 (Comm'r 1976)--807

National Presto Industries, Inc., In re, 197 USPQ 188 (TTAB 1977)--703.02(b)

National Semiconductor Corp. v. Varian Associates, 184 USPQ 62 (TTAB 1974)--503.02

National Telefilm Associates, Inc. v. Craig Denney Productions, 228 USPQ 61 (Comm'r 1985)--545

Nationwide Industries Inc., In re, 6 USPQ2d 1882 (TTAB 1988)--1207.01

Nature's Way Products Inc. v. Nature's Herbs Inc., 9 USPQ2d 2077 (TTAB 1989)--528.06

Nestle Co. v. Joyva Corp., 227 USPQ 477 (TTAB 1985)--510.03(a); 528.03

Nestle Foods Corp. v. Kellogg Co., 6 USPQ2d 1145 (TTAB 1988)--527.05

Neville Chemical Co. v. Lubrizol Corp., 183 USPQ 184 (TTAB 1974)--319.04; 321; 402.01; 404.02; 405.03; 414; 415.03; 419; 523.01

Neville Chemical Co. v. Lubrizol Corp., 184 USPQ 689 (TTAB 1975)--402.02; 403.04; 416.04; 419; 509.01; 526

New York State Office of Parks and Recreation v. Atlas Souvenir & Gift Co., 207 USPQ 954 (TTAB 1980)--502.01; 507.03(b)

Newhoff Blumberg Inc. v. Romper Room Enterprises, Inc., 193 USPQ 313 (TTAB 1976)--502.03; 535.03

Newsday, Inc. v. Paddock Publications, Inc., 223 USPQ 1305 (TTAB 1984)--603; 1103; 1106

Nina Ricci S.A.R.L. v. E.T.F. Enterprises Inc., 9 USPQ2d 1061 (TTAB 1988), rev'd on other grounds, 889 F.2d 1070, 12 USPQ2d 1901 (Fed. Cir. 1989)--715

No Nonsense Fashions, Inc. v. Consolidated Foods Corp., 226 USPQ 502 (TTAB 1985)--502.01; 503.02

Northland Aluminum Products, Inc., In re, 221 USPQ 1110 (TTAB 1984), aff'd, 777 F.2d 1556, 227 USPQ 961 (Fed. Cir. 1985)--1207.02; 1207.03



## TABLE OF CASES CITED

- Nuclear Research Corp., In re, 16 USPQ2d 1316 (TTAB 1990)--1207.03
- NutraSweet Co. v. K & S Foods Inc., 4 USPQ2d 1964 (TTAB 1987)--512.02
- O. M. Scott & Sons Co. v. Ferry-Morse Seed Co., 190 USPQ 352 (TTAB 1976)--534.02; 703.02(a); 713.05
- Octocom Systems Inc. v. Houston Computer Services Inc., 918 F.2d 937, 16 USPQ2d 1783 (Fed. Cir. 1990)--507.02; 528.01
- Of Counsel Inc. v. Strictly of Counsel Chartered, 21 USPQ2d 1555 (TTAB 1991)--405.01; 534.01; 701; 713.04; 718.02(a); 718.03(a)
- Oland's Breweries [1971] Ltd. v. Miller Brewing Co., 189 USPQ 481 (TTAB 1975), aff'd, Miller Brewing Co. v. Oland's Breweries, 548 F.2d 349, 192 USPQ 266 (CCPA 1976)--419
- Old Dutch Foods, Inc. v. Old Dutch Country House, Inc., 180 USPQ 659 (TTAB 1973)--703.02(a)
- Olde Tyme Foods Inc. v. Roundy's Inc., 961 F.2d 200, 22 USPQ2d 1542 (Fed. Cir. 1992)--528.01; 703.02(b)
- Ole' Taco Inc. v. Tacos Ole, Inc., 221 USPQ 912 (TTAB 1984)--1101.01; 1106; 1107
- O.M. Scott & Sons Co. v. Ferry-Morse Seed Co., 190 USPQ 352 (TTAB 1976)--405.01
- Omaha National Corp., In re, 819 F.2d 1117, 2 USPQ2d 1859 (Fed. Cir. 1987)--101.02; 708
- Omega SA v. Compucorp, 229 USPQ 191 (TTAB 1985)--704; 712.01
- Opryland USA Inc., In re, 1 USPQ2d 1409 (TTAB 1986)--1209.01
- Opryland USA Inc. v. Great American Music Show Inc., 970 F.2d 847, 23 USPQ2d 1471 (Fed. Cir. 1992)--303.02; 308.02(a); 528.01; 528.06
- Opticians Ass'n of America v. Independent Opticians of America Inc., 734 F.Supp. 1176, 14 USPQ2d 2021 (D.N.J. 1990), rev'd on other grounds, 920 F.2d 187, 17 USPQ2d 1117 (3d Cir. 1990)--510.01; 510.02(a)
- Original Appalachian Artworks Inc. v. Streeter, 3 USPQ2d 1717 (TTAB 1987)--707; 708
- Original Red Plate Co., In re, 223 USPQ 836 (TTAB 1984)--1208
- Orion Group Inc. v. Orion Insurance Co. P.L.C., 12 USPQ2d 1923 (TTAB 1989)--404.03(c)(1); 520; 528.06; 532; 713.02; 714.15
- Ortho Pharmaceutical Corp. v. Hudson Pharmaceutical Corp., 178 USPQ 429 (TTAB 1973)--509.01; 510.02(a); 540; 705.02; 708
- Ortho Pharmaceutical Corp. v. Schattner, 184 USPQ 556 (TTAB 1975)--402.02; 419; 509.01

## TABLE OF CASES CITED

Osage Oil & Transportation, Inc. v. Standard Oil Co., 226 USPQ 905 (TTAB 1985)--704; 707; 711

Other Telephone Co. v. Connecticut National Telephone Co., 181 USPQ 125 (TTAB 1974), petition denied, 181 USPQ 779 (Comm'r 1974)--510.02(a); 535.02

Otis Elevator Co. v. Echlin Manufacturing Co., 187 USPQ 310 (TTAB 1975)--708

Outdoor Sports Industries, Inc. v. Joseph & Feiss Co., 177 USPQ 533 (Comm'r 1973)--905

Over the Rainbow, Ltd. v. Over the Rainbow, Inc., 227 USPQ 879 (TTAB 1985)--1101.01; 1102.02(a)(2)

Oxford Pendaflex Corp. v. Roladex Corp., 204 USPQ 249 (TTAB 1979)--509.01

Oxy Metal Industries Corp. v. Technic, Inc., 189 USPQ 57 (TTAB 1975), summ. judgment granted, 191 USPQ 50 (TTAB 1976)--528.05(a); 528.05(e); 715

Oxy Metal Industries Corp. v. Transene Co., 196 USPQ 845 (TTAB 1977)--713.02

P.A.B. Produits et Appareils de Beaute v. Satinine Societa In Nome Collettivo di S.A. e.M. Usellini, 570 F.2d 328, 196 USPQ 801 (CCPA 1978)--321; 412.03; 507.03(b)

Packaging Industries Group, Inc. v. Great American Marketing, Inc., 227 USPQ 734 (TTAB 1985)--710

PacTel Teletrac v. T.A.B. Systems, 32 USPQ2d 1668 (TTAB 1994)--312.03

Pagan-Lewis Motors, Inc. v. Superior Pontiac, Inc., 216 USPQ 897 (TTAB 1982)--1107

Palisades Pageants, Inc. v. Miss America Pageant, 442 F.2d 1385, 169 USPQ 790 (CCPA 1971), cert. denied, 404 U.S. 938, 171 USPQ 641 (1971)--901.02(a); 905

Pamex Foods, Inc., In re, 209 USPQ 275 (Comm'r 1980)--514.01

Pamex Foods, Inc. v. Clover Club Foods Co., 201 USPQ 308 (TTAB 1978)--709; 710

Pan-O-Gold Baking Co., In re, 20 USPQ2d 1761 (TTAB 1991)--703.02(b)

Paolo's Associates Limited Partnership v. Paolo Bodo, 21 USPQ2d 1899 (Comm'r 1990)--317.01; 317.02; 317.03; 502.06

Paramount Pictures Corp. v. Romulan Invasions, 7 USPQ2d 1897 (TTAB 1988)--713.11

Paramount Pictures Corp. v. White, 31 USPQ2d 1768 (TTAB 1994)--102.01; 528.07(a)

Parker Brothers v. Tuxedo Monopoly, Inc., 225 USPQ 1222 (TTAB 1984)--528.04

Parker Brothers v. Tuxedo Monopoly, Inc., 757 F.2d 254, 226 USPQ 11 (Fed. Cir. 1985)--901.02(a)

Pass & Seymour, Inc. v. Syrelec, 224 USPQ 845 (TTAB 1984)--707; 708; 713.09; 718.03(c); 718.04

Pebble Beach Co., In re, 19 USPQ2d 1687 (TTAB 1991)--1214

## TABLE OF CASES CITED

Pegasus Petroleum Corp. v. Mobil Oil Corp., 227 USPQ 1040 (TTAB 1985)--311; 503.04; 504.03; 507.02; 510.03(a)

Pencils Inc., In re, 9 USPQ2d 1410 (TTAB 1988)--1207.03

Pennsylvania Fashion Factory, Inc. v. Fashion Factory, Inc., 215 USPQ 1133 (TTAB 1982)--512.01; 1102.02(a)(3)

Pennwalt Corp. v. Sentry Chemical Co., 219 USPQ 542 (TTAB 1983)--308.02(a)

Pennzoil Products Co., In re, 20 USPQ2d 1753 (TTAB 1991)--1207.01; 1207.02; 1207.03

Penthouse International Ltd. v. Dyn Electronics, Inc., 184 USPQ 117 (TTAB 1974)--523.02

Perfect Film & Chemical Corp. v. Society Ordinastral, 172 USPQ 696 (TTAB 1972)--509.01; 535.02

Perfect Fit Industries, Inc., In re, 223 USPQ 92 (TTAB 1984)--1215

Perma Ceram Enterprises Inc. v. Preco Industries Ltd., 23 USPQ2d 1134 (TTAB 1992)--321; 512.02; 512.03; 528.07(b)

Permatex Co. v. California Tube Products, Inc., 175 USPQ 764 (TTAB 1972)--313

Personnel Data Systems Inc. v. Parameter Driven Software Inc., 20 USPQ2d 1863 (TTAB 1991)--318.02(b); 514.03

Person's Co. v. Christman, 900 F.2d 1565, 14 USPQ2d 1477 (Fed. Cir. 1990)--102.01; 308.02(a); 312.03; 419; 901.02(a); 1107

Pet Inc. v. Bassetti, 219 USPQ 911 (TTAB 1983)--528.05(a)

Peters Sportswear Co. v. Peter's Bag Corp., 187 USPQ 647 (TTAB 1975)--703.02(a)

Petersen Manufacturing Co., In re, 2 USPQ2d 2032 (TTAB 1987)--1214

Peterson Manufacturing Co., In re, 229 USPQ 466 (TTAB 1986)--1208

Peterson's Ltd. v. Consolidated Cigar Corp., 183 USPQ 559 (TTAB 1974)--504.01; 528.02

Petite Suites Inc., In re 21 USPQ2d 1708 (Comm'r 1991)--1218

Pfaltzgraf v. William Davies Co., 175 USPQ 620 (TTAB 1972)--535.02; 535.03

Philip Morris Inc. v. Brown & Williamson Tobacco Corp., 230 USPQ 172 (TTAB 1986)--531; 715

Philip Morris Inc. v. Liggett & Myers Tobacco Co., 139 USPQ 240 (TTAB 1963)--703.02(a)

Philip Morris Inc. v. Reemtsma Cigarettenfabriken GmbH, 14 USPQ2d 1487 (TTAB 1990)--703.02(a)

Phillips Petroleum Co. v. C. J. Webb, Inc., 442 F.2d 1376, 170 USPQ 35 (CCPA 1971)--704

## TABLE OF CASES CITED

Phillips-Van Heusen Corp., In re, 228 USPQ 949 (TTAB 1986)--703.02(a); 703.02(b)

Pickering & Co. v. Bose Corp., 174 USPQ 172 (Comm'r 1972)--209.03

Pierce Foods Corp., In re, 230 USPQ 307 (TTAB 1986)--1201.02; 1205

Pierce Foods Corp. v. Mountain Mamma, Inc., 183 USPQ 380 (TTAB 1974)--535.02

Pierre Fabre S.A., In re, 221 USPQ 1210 (TTAB 1984)--1207.01

Pillsbury Co., In re, 174 USPQ 318 (TTAB 1972)--1208

Pinocchio's Pizza Inc. v. Sandra Inc., 11 USPQ2d 1227 (TTAB 1989)--712.01; 1101.01; 1102.02(a)(3)

Place for Vision, Inc. v. Pearle Vision Center, Inc., 218 USPQ 1022 (TTAB 1983)--1102.02(a)(4)

Plak-Shack, Inc. v. Continental Studios of Georgia, Inc., 204 USPQ 242 (TTAB 1979)--703.02(a)

Plus Products v. Con-Stan Industries, Inc., 221 USPQ 1071 (Comm'r 1984)--114.08

Plus Products v. Don Hall Laboratories, 191 USPQ 584 (TTAB 1976)--709; 710

Plus Products v. General Mills, Inc., 188 USPQ 520 (TTAB 1975)--717

Plus Products v. Medical Modalities Associates, Inc., 211 USPQ 1199 (TTAB 1981), set aside on other grounds and new decision entered, 217 USPQ 464 (TTAB 1983)--511

Plus Products v. Medical Modalities Associates, Inc., 217 USPQ 464 (TTAB 1983)--541; 802.04; 803

Plus Products v. Natural Organics, Inc., 204 USPQ 773 (TTAB 1979)--703.02(a); 707; 708; 710

Plus Products v. Physicians Formula Cosmetics, Inc., 198 USPQ 111 (TTAB 1978)--540; 705.02; 706.02

Plus Products v. Redken Laboratories, Inc., 199 USPQ 111 (TTAB 1978)--507.03(b)

Plus Products v. Sterling Food Co., 188 USPQ 586 (TTAB 1975)--710; 712.01

Pohn, In re, 3 USPQ2d 1700 (Comm'r 1987)--215; 307.07

Polaroid Corp. v. Opto Specs, Ltd., 181 USPQ 542 (TTAB 1974)--419

Pony International Inc., In re, 1 USPQ2d 1076 (Comm'r 1986)--1201.05

PRD Electronics Inc. v. Pacific Roller Die Co., 169 USPQ 318 (TTAB 1971)--404.03(b)(2); 713.06(b)

Precision Tune Inc. v. Precision Auto-Tune Inc., 4 USPQ2d 1095 (TTAB 1987)--603; 1106; 1109

Presto Products Inc. v. Nice-Pak Products Inc., 9 USPQ2d 1895 (TTAB 1988)--527.05

Primal Feeling Center of New England, Inc. v. Janov, 201 USPQ 44 (TTAB 1978)--718.03(c)

## TABLE OF CASES CITED

- Procter & Gamble Co. v. Keystone Automotive Warehouse, Inc., 191 USPQ 468 (TTAB 1976)--523.04; 527.05
- Procter & Gamble Co. v. Sentry Chemical Co., 22 USPQ2d 1589 (TTAB 1992)--901.02(a)
- Proctor & Gamble Co. v. Johnson & Johnson Inc., 485 F. Supp. 1185, 205 USPQ 697 (S.D.N.Y. 1979), aff'd without opinion, 636 F.2d 1203 (2d Cir. 1980)--535.02
- Pro-Cuts v. Schilz-Price Enterprises Inc., 27 USPQ2d 1224 (TTAB 1993)--512.01; 513.01; 1102.02(a)(3); 1103; 1106; 1107; 1112
- Professional Learning Centers, Inc., In re, 230 USPQ 70 (TTAB 1986)--1215
- Pure Gold, Inc. v. Syntex (U.S.A.) Inc., 221 USPQ 151 (TTAB 1983), aff'd, 739 F.2d 624, 222 USPQ 741 (Fed. Cir. 1984)--503.03; 528.05(d); 703.02(b)
- Pure Gold, Inc. v. Syntex (U.S.A.), Inc., 739 F.2d 624, 222 USPQ 741 (Fed. Cir. 1984)--528.01; 528.06
- Pyco, Inc. v. Pico Corp., 165 USPQ 221 (TTAB 1969)--206.03; 303.05(c); 512.04
- Pyttronic Industries Inc. v. Terk Technologies Corp., 16 USPQ2d 2055 (TTAB 1990)--319.01; 406.03(d); 406.03(e)
- Quaker Oats Co. v. Acme Feed Mills, Inc., 192 USPQ 653 (TTAB 1976)--707; 712.01; 718.02(b)
- Questor Corp. v. Dan Robbins & Associates, Inc., 199 USPQ 358 (TTAB 1978), aff'd, 599 F.2d 1009, 202 USPQ 100 (CCPA 1979)--411.01; 707; 708; 718.02(a)
- R. J. Reynolds Tobacco Co. v. Brown & Williamson Tobacco Corp., 226 USPQ 169 (TTAB 1985)--708
- Rainbow Carpet, Inc. v. Rainbow International Carpet Dyeing & Cleaning Co., 226 USPQ 718 (TTAB 1985)--502.01; 504.01; 528.02
- Raker Paint Factory v. United Lacquer Mfg. Corp., 141 USPQ 407 (TTAB 1964)--206.03; 303.05(c); 512.04
- Randall and Hustedt, In re, 226 USPQ 1031 (TTAB 1985)--1203.02(c)
- Ratny, In re, 24 USPQ2d 1713 (Comm'r 1992)--1002
- Red Carpet Corp. v. Johnstown American Enterprises, Inc., 7 USPQ2d 1404 (TTAB 1988)--703.02(b)
- Refac International Ltd. v. Hitachi Ltd., 921 F.2d 1247, 16 USPQ2d 1347 (Fed. Cir. 1990)--529.01
- Reflange Inc. v. R-Con International, 17 USPQ2d 1125 (TTAB 1990)--311; 321; 507.03(b); 514.03; 718.04; 802.07
- Refreshment Machinery Inc. v. Reed Industries, Inc., 196 USPQ 840 (TTAB 1977)--527.05
- Regatta Sport Ltd. v. Telux-Pioneer Inc., 20 USPQ2d 1154 (TTAB 1991)--317.01; 317.03; 511; 545

## TABLE OF CASES CITED

Regent Baby Products Corp. v. Dundee Mills, Inc., 199 USPQ 571 (TTAB 1978)--317.02

Regent Standard Forms, Inc. v. Textron Inc., 172 USPQ 379 (TTAB 1971)--707

Rent A Boxx Moving Systems Inc., In re, 25 USPQ2d 1399 (Comm'r 1992)--905

Republic Steel Co. v. M.P.H. Manufacturing Corp., 312 F.2d 940, 136 USPQ 447 (CCPA 1963)--313

Revco, D.S., Inc. v. Armour-Dial, Inc., 170 USPQ 48 (TTAB 1971)--312.03; 318.02(b)

R.G. Barry Corp. v. Mushroom Makers, Inc., 609 F.2d 1002, 204 USPQ 195 (CCPA 1979)--901.02(a)

Rhone-Poulenc Industries v. Gulf Oil Corp., 198 USPQ 372 (TTAB 1978)--403.01; 403.02; 404.01; 404.02; 404.03(c)(1); 521

Riceland Foods Inc. v. Pacific Eastern Trading Corp., 26 USPQ2d 1883 (TTAB 1993)--321; 507.03(b); 703.02(b); 707; 710

Riddle, In re, 225 USPQ 630 (TTAB 1985)--1201.04

Riko Enterprises, Inc. v. Lindsley, 198 USPQ 480 (Comm'r 1977)--509.01

Rimmel, Ltd. v. Romel Cosmetics, Inc., 172 USPQ 186 (TTAB 1971)--312.03; 318.02(b)

Rite Aid Corp. v. Rite-Way Discount Corp., 182 USPQ 698 (TTAB 1974), aff'd, 508 F.2d 828, 184 USPQ 351 (CCPA 1975)--528.05(b)

Roberts Properties, Inc. v. Rumby International, Inc., 212 USPQ 302 (TTAB 1981)--101.03

Rogers Corp. v. Fields Plastics & Chemicals, Inc., 172 USPQ 377 (TTAB 1972)--709; 718.02(b)

Rolex Watch U.S.A., Inc. v. Madison Watch Co., 211 USPQ 352 (TTAB 1981)--206.02

Ronson Corp. v. Ronco Teleproducts, Inc., 197 USPQ 492 (Comm'r 1978)--541; 802.04; 803

Rosso & Mastracco, Inc. v. Giant Food Inc., 720 F.2d 1263, 219 USPQ 1050 (Fed. Cir. 1983)--303.03; 1101.02; 1102.02(a)(3)

Rowell Laboratories, Inc. v. Canada Packers Inc., 215 USPQ 523 (TTAB 1982)--509.01

Royal Hawaiian Perfumes, Ltd. v. Diamond Head Products of Hawaii, Inc., 204 USPQ 144 (TTAB 1979)--703.02(a)

Royal Viking Line A/S, In re, 216 USPQ 795 (TTAB 1982)--1207.01; 1207.02

S & L Acquisition Co. v. Helene Arpels Inc., 9 USPQ2d 1221 (TTAB 1987)--319.04; 502.03; 512.01; 528.04

S. C. Johnson & Son, Inc. v. GAF Corp., 177 USPQ 720 (TTAB 1973)--506.01

S. D. Fabrics, Inc., In re, 223 USPQ 56 (TTAB 1984)--1218

## TABLE OF CASES CITED

S. Rudofker's Sons, Inc. v. "42" Products, Ltd., 161 USPQ 499 (TTAB 1969)--404.02; 415.03; 718.03(d)

S. S. Kresge Co. v. J-Mart Industries, Inc., 178 USPQ 124 (TTAB 1973)--713.13

Safeway Stores, Inc. v. Capt'n's Pick, Inc., 203 USPQ 1025 (TTAB 1979)--710

San Diego National League Baseball Club, Inc., In re, 224 USPQ 1067 (TTAB 1983)--1214

Sarkli, Ltd., In re, 721 F.2d 353, 220 USPQ 111 (Fed. Cir. 1983)--712.04

SCOA Industries Inc. v. Kennedy & Cohen, Inc., 188 USPQ 411 (TTAB 1975)--510.02(a); 1102.02(a)(3)

Scotch Whiskey Ass'n v. United States Distilled Products Co., 13 USPQ2d 1711 (TTAB 1989), recon. denied, 17 USPQ2d 1240 (TTAB 1990)--102.01

Scotch Whiskey Ass'n v. United States Distilled Products Co., 18 USPQ2d 1391 (TTAB 1991), rev'd on other grounds, 952 F.2d 1317, 21 USPQ2d 1145 (Fed. Cir. 1991)--102.01; 502.04; 502.06

Scotch Whiskey Ass'n v. United States Distilled Products Co., 952 F.2d 1317, 21 USPQ2d 1145 (Fed. Cir. 1991)--312.03; 503.02

Scripps Clinic & Research Foundation v. Genentech Inc., 927 F.2d 1565, 18 USPQ2d 1001 (Fed. Cir. 1991)--528.01

SDT Inc. v. Patterson Dental Co., 30 USPQ2d 1701 (TTAB 1994)--106.03; 206.02; 303.05(a); 303.05(b); 304; 307.01; 502.03; 510.03(a); 512.01

Seabrook Foods, Inc. v. Bar-Well Foods Ltd., 568 F.2d 1342, 196 USPQ 289 (CCPA 1977)--703.02(b)

Sealed Air Corp. v. Scott Paper Co., 190 USPQ 106 (TTAB 1975)--318.02(b); 319.01

Seaman & Associates Inc., In re, 1 USPQ2d 1657 (TTAB 1986)--1215

See's Candy Shops Inc. v. Campbell Soup Co., 12 USPQ2d 1395 (TTAB 1989)--319.04; 507.02

Selfway, Inc. v. Travelers Petroleum, Inc., 579 F.2d 75, 198 USPQ 271 (CCPA 1978)--1101.02

Seligman & Latz, Inc. v. Merit Mercantile Corp., 222 USPQ 720 (TTAB 1984)--523.04; 527.01; 718.03(d)

Selva & Sons, Inc. v. Nina Footwear, Inc., 705 F.2d 1316, 217 USPQ 641 (Fed. Cir. 1983)--102.01; 303.03; 503.04; 504.03; 528.04

Sentrol, Inc. v. Sentex Systems, Inc., 231 USPQ 666 (TTAB 1986)--402.03; 412.01

1776, Inc., In re, 223 USPQ 186 (TTAB 1984)--1214

Shakespeare Co. v. Silstar Corp. of America Inc., 9 F.3d 1091, 28 USPQ2d 1765 (4th Cir. 1993)--308.02(a)

## TABLE OF CASES CITED

Shalom Children's Wear Inc. v. In-Wear A/S, 26 USPQ2d 1516 (TTAB 1993)--528.01; 528.05(b)

Sheller-Globe Co. v. Scott Paper Co., 204 USPQ 329 (TTAB 1979)--703.02(a)

Shoe Factory Supplies Co. v. Thermal Engineering Co., 207 USPQ 517 (TTAB 1980)--527.05

Siemens Aktiengesellschaft, In re, 34 USPQ2d 1862 (Comm'r 1995)--216

Signal Companies v. Southwestern Petroleum Corp., 181 USPQ 599 (TTAB 1973)--514.03

Simoniz Co., Ex parte, 161 USPQ 365 (Comm'r 1969)--1218

Simulations Publications, Inc., In re, 521 F.2d 797, 187 USPQ 147 (CCPA 1975)--706.02

Sinclair Manufacturing Co. v. Les Parfums de Dana, Inc., 191 USPQ 292 (TTAB 1976)--703.02(a)

Slater, In re, 231 USPQ 497 (Comm'r 1985)--115.02

Small v. Weiffenbach, 10 USPQ2d 1898 (Comm'r 1989)--115.02

Smith & Mehaffey, In re, 31 USPQ2d 1531 (TTAB 1994)--703.02(b)

Smith International, Inc. v. Olin Corp., 201 USPQ 250 (TTAB 1978)--401; 403.01; 403.02; 404.01; 404.02; 408.01

Smith Kline & French Laboratories v. USV Pharmaceutical Corp., 175 USPQ 666 (TTAB 1972)--507.03(b)

Snuffer & Watkins Management Inc. v. Snuffy's Inc., 17 USPQ2d 1815 (TTAB 1990)--311; 318.02(b); 319.01; 1101.02

Societe Anonyme Marne et Champagne v. Myers, 250 F.2d 374, 116 USPQ 153 (CCPA 1957)--703.02(a)

Societe Des Produits Marnier Lapostolle v. Distillerie Moccia S.R.L., 10 USPQ2d 1241 (TTAB 1989)--528.01; 528.07(a)

Societe Des Produits Nestle S.A., In re, 17 USPQ2d 1093 (Comm'r 1990)--202.01; 206.01; 207.02; 207.03; 208; 209.04

Societe des Produits Nestle S.A. v. Basso Fedele & Figli, 24 USPQ2d 1079 (TTAB 1992)--117.01; 218; 307.11; 512.01; 602.01

Societe Nationale Industrielle Aerospatiale v. U.S. District Court for the Southern District of Iowa, 482 U.S. 522 (1987)--404.03(c)(2)

Software Development Systems, Inc., In re, 17 USPQ2d 1094 (Comm'r 1989)--206.01; 207.02; 207.03; 208

Sotheby's Inc., In re, 18 USPQ2d 1969 (Comm'r 1989)--509.01; 545

Southwire Co. v. Kaiser Aluminum & Chemical Corp., 196 USPQ 566 (TTAB 1977)--711



## TABLE OF CASES CITED

Sovran Financial Corp., In re, 25 USPQ2d 1537 (Comm'r 1992)--104; 124; 219; 1206.01

Spa International, Inc. v. European Health Spa, Inc., 184 USPQ 747 (TTAB 1975)--523.01; 527.01

Space Base Inc. v. Stadis Corp., 17 USPQ2d 1216 (TTAB 1990)--318.02(b); 503.02; 507.02; 514.03; 529.01

Spang Industries, Inc., In re, 225 USPQ 888 (Comm'r 1985)--206.01; 206.02; 207.02; 207.03; 208

Specialty Brands, Inc. v. Coffee Bean Distributors, Inc., 748 F.2d 669, 223 USPQ 1281 (Fed. Cir. 1984)--703.01; 704

Spectra Corp. v. Lutz, 839 F.2d 1579, 5 USPQ2d 1867 (Fed. Cir. 1988)--528.06

Spice Islands, Inc. v. Frank Tea and Spice Co., 505 F.2d 1293, 184 USPQ 35 (CCPA 1974)--703.02(b)

Spoons Restaurants Inc. v. Morrison Inc., 23 USPQ2d 1735 (TTAB 1990)--709

Sprague Electric Co. v. Electrical Utilities Co., 209 USPQ 88 (TTAB 1980)--712.01; 712.03

Spraying Systems Co. v. Delavan Inc., 975 F.2d 387, 24 USPQ2d 1181 (7th Cir. 1992)--901.01

Springs Industries, Inc. v. Bumblebee Di Stefano Ottina & C.S.A.S., 222 USPQ 512 (TTAB 1984)--503.02

Sprinklets Water Center Inc. v. McKesson Corp., 25 USPQ2d 1441 (E.D.Mich. 1992)--528.08

Squirrel Brand Co. v. Barnard Nut Co., 101 USPQ 340 (Comm'r 1954)--510.02(a)

St. Louis Janitor Supply Co. v. Abso-Clean Chemical Co., 196 USPQ 778 (TTAB 1977)--703.03

Stabilisierungsfonds fur Wein v. Zimmermann-Graeff KG, 199 USPQ 488 (TTAB 1978)--503.02

Stagecoach Properties, Inc. v. Wells Fargo & Co., 199 USPQ 341 (TTAB 1978), aff'd, 685 F.2d 302, 216 USPQ 480 (9th Cir. 1982)--701; 703.02(a)

Standard Brands Inc. v. Peters, 191 USPQ 168 (TTAB 1975)--321

Stanspec Co. v. American Chain & Cable Co., 531 F.2d 563, 189 USPQ 420 (CCPA 1976)--308.02(c)(2); 503.02; 901.02(a)

State Historical Society of Wisconsin v. Ringling Bros.-Barnum & Bailey Combined Shows, Inc., 190 USPQ 25 (TTAB 1976)--703.02(a)

Steiger Tractor, Inc. v. Steiner Corp., 221 USPQ 165 (TTAB 1984), different results reached on reh'g, 3 USPQ2d 1708 (TTAB 1984)--405.01; 534.02; 709; 710; 713.05

Steiger Tractor Inc. v. Steiner Corp., 3 USPQ2d 1708 (TTAB 1984)--544

Stenographic Machines, Inc., In re, 199 USPQ 313 (Comm'r 1978)--1201.05

## TABLE OF CASES CITED

- Sterling Drug Inc. v. Sebring, 515 F.2d 1128, 185 USPQ 649 (CCPA 1975)--419
- Stockpot, Inc. v. Stock Pot Restaurant, Inc., 220 USPQ 52 (TTAB 1983), *aff'd*, Stock Pot Restaurant, Inc. v. Stockpot, Inc., 737 F.2d 1576, 222 USPQ 665 (Fed. Cir. 1984)--502.01; 713.06(a)
- Stock Pot Restaurant, Inc. v. Stockpot, Inc., 737 F.2d 1576, 222 USPQ 665 (Fed. Cir. 1984)--1101.02
- Strang Corp. v. Stouffer Corp., 16 USPQ2d 1309 (TTAB 1990)--112; 308.02(a); 308.02(b); 403.01; 502.03; 528.06
- Su Wung Chong, *In re*, 20 USPQ2d 1399 (Comm'r 1991)--206.01; 207.02; 207.03; 208
- Sun Refining & Marketing Co., *In re*, 23 USPQ2d 1072 (TTAB 1991)--1102.02(a)(3)
- Sunbeam Corp. v. Battle Creek Equipment Co., 216 USPQ 1101 (TTAB 1982)--704
- Sunbeam Corp. v. Duro Metal Products Co., 106 USPQ 385 (Comm'r 1955)--308.02(c)(1); 319.03
- Sunkist Growers, Inc. v. Benjamin Ansehl Co., 221 USPQ 1077 (Comm'r 1984)--114.08
- Sunkist Growers, Inc. v. Benjamin Ansehl Co., 229 USPQ 147 (TTAB 1985)--402.02; 419; 509.01; 527.05
- Sunnen Products Co. v. Sunex International Inc., 1 USPQ2d 1744 (TTAB 1987)--703.02(a)
- Sunway Fruit Products, Inc. v. Productos Caseros, S. A., 130 USPQ 33 (Comm'r 1960)--310.02; 319.02
- Super Valu Stores Inc. v. Exxon Corp., 11 USPQ2d 1539 (TTAB 1989)--527.05
- Sweats Fashions Inc. v. Pannill Knitting Co., 833 F.2d 1560, 4 USPQ2d 1793 (Fed. Cir. 1987)--528.01; 528.05(b); 528.06
- Syndicat de la Parfumerie Francaise v. Scaglia, 173 USPQ 383 (TTAB 1972)--503.02
- Syntex (U.S.A.) Inc. v. E.R. Squibb & Sons Inc., 14 USPQ2d 1879 (TTAB 1990)--319.03; 535.03; 606
- Syosset Laboratories, Inc. v. TI Pharmaceuticals, 216 USPQ 330 (TTAB 1982)--313; 317.03; 545
- Taffy's of Cleveland, Inc. v. Taffy's, Inc., 189 USPQ 154 (TTAB 1975)--312.03; 318.02(b); 321; 507.03(b)
- Tamarkin Co. v. Seaway Food Town Inc., 34 USPQ2d 1587 (TTAB 1995)--1101.01; 1102.02(a)(2); 1102.02(a)(3)
- Taverniti, SARL, *In re*, 225 USPQ 1263 (TTAB 1985)--1218
- Taverniti, SARL, *In re*, 228 USPQ 975 (TTAB 1985)--1218
- Taylor Brothers, Inc. v. Pinkerton Tobacco Co., 231 USPQ 412 (TTAB 1986)--528.05(b); 528.06

## TABLE OF CASES CITED

TBC Corp. v. Grand Prix Ltd., 12 USPQ2d 1311 (TTAB 1989)--319.04; 502.04

TBC Corp. v. Grand Prix Ltd., 16 USPQ2d 1399 (TTAB 1990)--419

Techex, Ltd. v. Dvorkovitz, 220 USPQ 81 (TTAB 1983)--713.13

Techsonic Industries, Inc., In re, 216 USPQ 619 (TTAB 1982)--206.03; 303.05(c); 512.04

Tektronix, Inc. v. Daktronics, Inc., 534 F.2d 915, 189 USPQ 693 (CCPA 1976)--703.02(b)

Tektronix, Inc. v. Daktronics, Inc., 187 USPQ 588 (TTAB 1975), *aff'd*, 534 F.2d 915, 189 USPQ 693 (CCPA 1976)--509.01; 540; 705.02

Tektronix, Inc. v. Tek Associates, Inc., 183 USPQ 623 (TTAB 1974)--402.03; 412.01

Tel-E-Gift Corp. v. Teleflora Inc., 193 USPQ 254 (TTAB 1976)--535.02

Tennessee Walking Horse Breeders' and Exhibitors' Ass'n, In re, 223 USPQ 188 (TTAB 1984)--1203.02(b); 1203.02(d); 1209.01

Terra Products Corp. v. Comez, 206 USPQ 1033 (TTAB 1979)--509.01

Tetrafluor Inc., In re, 17 USPQ2d 1160 (Comm'r 1990)--1201.05

Texas Instruments Inc. v. Conklin Instrument Corp., 161 USPQ 740 (TTAB 1969)--312.01

Texsun Tire and Battery Stores, Inc., In re, 229 USPQ 227 (TTAB 1986)--1209.02

Textron Inc. v. Arctic Enterprises, Inc., 178 USPQ 315 (TTAB 1973)--704

Textron, Inc. v. Gillette Co., 177 USPQ 530 (Comm'r 1973)--512.04

Textron, Inc. v. Gillette Co., 180 USPQ 152 (TTAB 1973)--318.02(c); 506.01

Thriftmart, Inc. v. Scot Lad Foods, Inc., 207 USPQ 330 (TTAB 1980)--1102.02(a)(3); 1104

Thrifty Corp. v. Bomax Enterprises, 228 USPQ 62 (TTAB 1985)--317.02; 318.02(a)

Tiffany & Co. v. Classic Motor Carriages Inc., 10 USPQ2d 1835 (TTAB 1989)--713.08

Tiffany & Co. v. Columbia Industries, Inc., 455 F.2d 582, 173 USPQ 6 (CCPA 1972)--703.02(a)

Tilcon Warren, Inc., In re, 221 USPQ 86 (TTAB 1984)--703.02(a)

Times Mirror Magazines, Inc. v. Sutcliff, 205 USPQ 656 (TTAB 1979)--706.01

Tokaido v. Honda Associates Inc., 179 USPQ 861 (TTAB 1973)--206.02; 510.02(a)

Tong Yang Cement Corp., In re, 19 USPQ2d 1689 (TTAB 1991)--206.03; 303.05(c); 512.04

Tonka Corp. v. Tonka Tools, Inc., 229 USPQ 857 (TTAB 1986)--319.03; 512.01; 528.08

## TABLE OF CASES CITED

- Toro Co. v. Hardigg Industries, Inc., 187 USPQ 689 (TTAB 1975), rev'd on other grounds, 549 F.2d 785, 193 USPQ 149 (CCPA 1977)--510.02(a)
- Towers, Perrin, Forster & Crosby Inc. v. Circle Consulting Group Inc., 16 USPQ2d 1398 (TTAB 1990)--406.03(e); 519
- Townley Clothes, Inc. v. Goldring, Inc., 100 USPQ 57 (Comm'r 1953)--510.02(a)
- Trademark Registration of Mc Lachlan Touch Inc., In re, 6 USPQ2d 1395 (Comm'r 1987)--216; 307.10
- Trans Union Corp. v. Trans Leasing International, Inc., 200 USPQ 748 (TTAB 1978)--321; 507.03(b)
- Treadwell's Drifters Inc. v. Marshak, 18 USPQ2d 1318 (TTAB 1990)--308.02(a)
- Triumph Machinery Co. v. Kentmaster Manufacturing Co., 1 USPQ2d 1826 (TTAB 1987)--710
- Tudor Square Sportswear, Inc. v. Pop-Op Corp., 160 USPQ 50 (TTAB 1968)--1004
- Tuvache, Inc. v. Emilio Pucci Perfumes International, Inc., 263 F.Supp. 104, 152 USPQ 574 (S.D.N.Y. 1967)--510.02(a)
- Tuxedo Monopoly, Inc. v. General Mills Fun Group, Inc., 648 F.2d 1335, 209 USPQ 986 (CCPA 1981)--712.04
- UMC Industries, Inc. v. UMC Electronics Co., 207 USPQ 861 (TTAB 1980)--308.02(c)(1); 319.03
- Unico American Corp. v. Unico Banking Group, 223 USPQ 684 (Comm'r 1984)--114.08
- Unicut Corp. v. Unicut, Inc., 220 USPQ 1013 (TTAB 1983)--408.03; 522; 527.01
- Unicut Corp. v. Unicut, Inc., 222 USPQ 341 (TTAB 1984)--317.02; 412.01; 527.01
- Unistar Radio Networks Inc., In re, 30 USPQ2d 1390 (Comm'r 1993)--905
- Unitec Industries, Inc. v. Cumberland Corp., 176 USPQ 62 (TTAB 1972)--703.02(a)
- United Foods Inc. v. J.R. Simplot Co., 4 USPQ2d 1172 (TTAB 1987)--703.02(b)
- United Rum Merchants Ltd. v. Distillers Corp. (S.A.) Ltd., 9 USPQ2d 1481 (TTAB 1988)--602.02(b)
- United Rum Merchants Ltd. v. Fregal, Inc., 216 USPQ 217 (TTAB 1982)--718.04
- United States Mineral Products Co. v. GAF Corp., 197 USPQ 301 (TTAB 1977)--321
- United States National Bank of Oregon v. Midwest Savings and Loan Ass'n, 194 USPQ 232 (TTAB 1977)--712.01; 712.02; 712.03
- United States Olympic Committee v. Bata Shoe Co., 225 USPQ 340 (TTAB 1984)--601.01; 601.02; 602.01; 605.03(e)

## TABLE OF CASES CITED

- United States Olympic Committee v. O-M Bread Inc., 26 USPQ2d 1221 (TTAB 1993)--507.02; 528.07(b)
- United States Olympic Committee v. O-M Bread Inc., 29 USPQ2d 1555 (TTAB 1993)--528.01
- United States Plywood Corp. v. Modiglass Fibers, Inc., 125 USPQ 144 (TTAB 1960)--509.01
- United States Shoe Corp. v. Kiddie Kobbler Ltd., 231 USPQ 815 (TTAB 1986)--321; 703.02(a)
- United States Tobacco Co., In re, 1 USPQ2d 1502 (TTAB 1986)--1209.01
- Universal Card Group Inc., In re, 25 USPQ2d 1157 (Comm'r 1992)--209.03
- University Book Store v. University of Wisconsin Board of Regents, 33 USPQ2d 1385 (TTAB 1994)--528.01
- University of Notre Dame du Lac v. J. C. Gourmet Food Imports Co., 213 USPQ 594 (TTAB 1982), aff'd, 703 F.2d 1372, 217 USPQ 505 (Fed. Cir. 1983)--712.01
- University of Notre Dame du Lac v. J.C. Gourmet Food Imports Co., 703 F.2d 1372, 217 USPQ 505 (Fed. Cir. 1983)--718.03(d)
- U.S. Navy v. United States Manufacturing Co., 2 USPQ2d 1254 (TTAB 1987)--303.02; 538; 542.02
- U.S. Olympic Committee v. Bata Shoe Co., 225 USPQ 340 (TTAB 1984)--321
- U.S. Pioneer Electronics Corp. v. Evans Marketing, Inc., 183 USPQ 613 (Comm'r 1974)--206.03; 303.05(c); 512.04
- U.S. Soil, Inc. v. Colovic, 214 USPQ 471 (TTAB 1982)--1101.02; 1111
- U.S. West Inc. v. BellSouth Corp., 18 USPQ2d 1307 (TTAB 1990)--707; 708
- Van Dyk Research Corp. v. Xerox Corp., 181 USPQ 346 (TTAB 1974)--402.02; 419
- Van Dyne-Crotty Inc. v. Wear-Guard Corp., 926 F.2d 1156, 17 USPQ2d 1866 (Fed. Cir. 1991)--507.02
- Variable Speech Control Co., In re, 209 USPQ 431 (TTAB 1980)--1201.02
- Varian Associates v. Fairfield-Noble Corp., 188 USPQ 581 (TTAB 1975)--402.01; 402.02; 412.01; 419; 523.02
- Vesper Corp., In re, 8 USPQ2d 1788 (Comm'r 1988)--807; 1218
- Village Inn Pizza Parlors, Inc. v. Los Tios Mexican Restaurants, Inc., 215 USPQ 476 (TTAB 1982)--1101.02
- Visa International Service Association v. Life-Code Systems, Inc., 220 USPQ 740 (TTAB 1983)--528.08
- Visual Information Institute, Inc. v. Vicon Industries Inc., 209 USPQ 179 (TTAB 1980)--527.05

## TABLE OF CASES CITED

- Vitaline Corp. v. General Mills Inc., 891 F.2d 273, 13 USPQ2d 1172 (Fed. Cir. 1989)--318.02(b); 319.01; 319.04
- Vita-Pakt Citrus Products Co. v. Cerro, 195 USPQ 78 (TTAB 1977)--703.02(a)
- Volkswagenwerk Aktiengesellschaft v. Advance Welding & Mfg. Corp., 184 USPQ 367 (TTAB 1974)--509.01
- Volkswagenwerk Aktiengesellschaft v. Clement Wheel Co., 204 USPQ 76 (TTAB 1979)--523.04; 527.05; 703.02(a); 718.04
- Volkswagenwerk Aktiengesellschaft v. MTD Products Inc., 181 USPQ 471 (TTAB 1974)--419
- Volkswagenwerk Aktiengesellschaft v. Ridewell Corp., 188 USPQ 690 (TTAB 1975)--414; 524.01; 527.04
- Volkswagenwerk Aktiengesellschaft v. Ridewell Corp., 201 USPQ 404 (TTAB 1978)--708
- Volkswagenwerk Aktiengesellschaft v. Ridewell Corp., 201 USPQ 410 (TTAB 1979)--544
- Volkswagenwerk Aktiengesellschaft v. Thermo-Chem Corp., 176 USPQ 493 (TTAB 1973)--419
- Volkswagenwerk Aktiengesellschaft v. Wheeler, 814 F.2d 812, 2 USPQ2d 1264 (1st Cir. 1987)--1211
- Volvo White Truck Corp., In re, 16 USPQ2d 1417 (TTAB 1990)--1207.01
- Von Schorlemer v. Baron Herm. Schorlemer Weinkellerei GmbH, 5 USPQ2d 1376 (TTAB 1986)--504.01; 528.01; 528.02
- Vycom Electronics Ltd., In re, 21 USPQ2d 1799 (Comm'r 1986)--1213; 1218
- W. R. Grace & Co. v. Arizona Feeds, 195 USPQ 670 (Comm'r 1977)--318.02(b); 506.01; 507.02
- W. R. Grace & Co. v. Herbert J. Meyer Industries, Inc., 190 USPQ 308 (TTAB 1976)--703.02(b); 710
- W. R. Grace & Co. v. Red Owl Stores, Inc., 181 USPQ 118 (TTAB 1973)--535.02; 535.03; 703.02(a)
- W. T. Grant Co. v. Grant Avenue Fashions, Inc., 135 USPQ 273 (TTAB 1962)--704
- Wagner Electric Corp. v. Raygo Wagner, Inc., 192 USPQ 33 (TTAB 1976)--708
- Waifersong Ltd. Inc. v. Classic Music Vending, 976 F.2d 290, 24 USPQ2d 1632 (6th Cir. 1992)--317.03; 545
- Walker-Home Petroleum, Inc., In re, 229 USPQ 773 (TTAB 1985)--1201.04
- Wallyball, Inc., In re, 222 USPQ 87 (TTAB 1984)--1214; 1217
- Watercare Corp. v. Midwesco-Enterprise, Inc., 171 USPQ 696 (TTAB 1971)--524.01; 524.04; 527.04

## TABLE OF CASES CITED

Wear-Guard Corp. v. Van Dyne-Crotty Inc., 18 USPQ2d 1804 (TTAB 1990), *aff'd*, 926 F.2d 1156, 17 USPQ2d 1866 (Fed. Cir. 1991)--709

Weather Channel, Inc., *In re*, 229 USPQ 854 (TTAB 1985)--1207.03

Weber-Stephen Products Co., *In re*, 3 USPQ2d 1659 (TTAB 1987)--1214

Weiffenbach v. Frank, 18 USPQ2d 1397 (Comm'r 1991)--114.04; 115.02

Weiffenbach v. Klempay, 29 USPQ2d 2027 (Dep't Comm. 1993)--114.03; 114.04; 115.02

Weiffenbach v. Logan, 27 USPQ2d 1870 (Comm'r 1993)--115.02

Weiffenbach v. Turner, 20 USPQ2d 1103 (Comm'r 1991)--115.02

Weiner King, Inc. v. Wiener King Corp., 615 F.2d 512, 204 USPQ 820 (CCPA 1980)--527.05; 1101.01; 1102.02(a)(3)

Wella A.G., *In re*, 230 USPQ 77 (TTAB 1986)--1209.01

Wella A.G., *In re*, 858 F.2d 725, 8 USPQ2d 1365 (Fed. Cir. 1988)--1209.01

Wella Corp. v. California Concept Corp., 192 USPQ 158 (TTAB 1976), *rev'd on other grounds*, 558 F.2d 1019, 194 USPQ 419 (CCPA 1977)--703.02(b); 710

Wella Corp. v. California Concept Corp., 558 F.2d 1019, 194 USPQ 419 (CCPA 1977)--419; 712.01; 712.05

Wells Cargo, Inc. v. Wells Cargo, Inc., 606 F.2d 961, 203 USPQ 564 (CCPA 1979)--605.03(e)

Wells Fargo & Co., *In re*, 231 USPQ 95 (TTAB 1986)--1102.02(a)(3); 1207.02; 1207.03; 1209.02

Wells Fargo & Co., *In re*, 231 USPQ 106 (TTAB 1986)--1102.02(a)(3); 1203.02(b)

Wells Fargo & Co., *In re*, 231 USPQ 116 (TTAB 1986)--1209.02

Wells Fargo & Co. v. Lundeen & Associates, 20 USPQ2d 1156 (TTAB 1991)--502.03; 503.04

West End Brewing Co. of Utica, N.Y. v. South Australian Brewing Co., 2 USPQ2d 1306 (TTAB 1987)--515; 709; 710

West Point-Pepperell, Inc. v. Borlan Industries Inc., 191 USPQ 53 (TTAB 1976)--703.02(a)

Western Worldwide Enterprises Group Inc. v. Qinqdao Brewery, 17 USPQ2d 1137 (TTAB 1990)--308.01; 308.02(b); 502.03; 503.01; 504.01; 504.03; 506.01; 506.02; 512.01

Weyerhaeuser Co. v. Katz, 24 USPQ2d 1230 (TTAB 1992)--502.01; 703.02(a); 703.02(b); 703.03; 707; 708; 718.02(b); 718.02(c)

Whopper-Burger, Inc. v. Burger King Corp., 171 USPQ 805 (TTAB 1971)--510.02(a)

## TABLE OF CASES CITED

Wilderness Group, Inc. v. Western Recreational Vehicles, Inc., 222 USPQ 1012 (TTAB 1984)--515; 710

William & Scott Co. v. Earl's Restaurants Ltd., 30 USPQ2d 1871 (TTAB 1994)--503.01; 512.01

Williams v. Five Platters, Inc., 181 USPQ 409 (TTAB 1974), *aff'd*, 510 F.2d 963, 184 USPQ 744 (CCPA 1975)--317.03; 545

Williams v. Five Platters, Inc., 510 F.2d 963, 184 USPQ 744 (CCPA 1975)--509.01; 901.02(a)

Williamson-Dickie Manufacturing Co. v. Mann Overall Company, 359 F.2d 450, 149 USPQ 518 (CCPA 1966)--308.02(c)(1); 310.01; 310.02; 310.04; 312.01; 319.02; 319.03

Wilson Sporting Goods Co. v. Northwestern Golf Co., 169 USPQ 510 (TTAB 1971)--509.01

WMA Group Inc. v. Western International Media Corp., 29 USPQ2d 1478 (TTAB 1993)--512.02

Women's World Shops Inc. v. Lane Bryant Inc., 5 USPQ2d 1985 (TTAB 1988)--1101.01; 1107

World Hockey Ass'n v. Tudor Metal Products Corp., 185 USPQ 246 (TTAB 1975)--306; 511

Wright Line Inc. v. Data Safe Services Corp., 229 USPQ 769 (TTAB 1985)--712.03; 718.03(c); 718.04

WSM, Inc., *In re*, 225 USPQ 883 (TTAB 1985)--541

Yamaha International Corp. v. Hoshino Gakki Co., 840 F.2d 1572, 6 USPQ2d 1001 (Fed. Cir. 1988)--101.01; 102.03; 301; 401; 702; 1217

Yamaha International Corp. v. Stevenson, 196 USPQ 701 (TTAB 1979)--703.02(b)

Yasutomo & Co. v. Commercial Ball Pen Co., 184 USPQ 60 (TTAB 1974)--102.01

Zimmerman v. Holiday Inns of America, Inc., 123 USPQ 86 (TTAB 1959)--1101.02

Zirco Corp. v. American Telephone and Telegraph Co., 21 USPQ2d 1542 (TTAB 1991)--102.01; 502.03; 703.02(a); 901.02(b); 902.02; 903.04