

TTAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Applicant: Boyd Gaming Corporation )  
Serial No.: 76/387,927 )  
Application Filed: March 27, 2002 )  
Appeal Notice Filed: January 26, 2004 )  
Mark: PULLMAN GRILLE )  
Examining Attorney: Kenneth Battle )  
Law Office: 111 )

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514, on

3/19/04  
(Date)  
*Claudia Ferrer*  
Claudia Ferrer

The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment for this request to Deposit Account No. 502466. A duplicate copy of this document is enclosed.

Commissioner of Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3514



03-12-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #64

**BRIEF FOR APPELLANT**

**INTRODUCTION**

Applicant (hereinafter Appellant) hereby appeals from the Examiner's final refusal to register the above-identified trademark dated July 21, 2003, and respectfully requests that the Trademark Trial and Appeal Board reverse the Examiner's decision. Appellant filed its notice of appeal on January 26, 2004, and now files this Brief in support of its appeal.

## **APPELLANT'S TRADEMARK**

Appellant seeks registration on the Principal Register of its mark:

**PULLMAN GRILLE**

for restaurant, bar and lounge services in Class 42.

## **LANHAM ACT SECTIONS CITED BY EXAMINER**

Lanham Act §2(d)

### **I. SUMMARY OF FACTS**

Appellant, Boyd Gaming Corporation, owns numerous resort hotel and riverboat casinos throughout the United States, including, among others, the STARDUST resort hotel and casino, a world famous Las Vegas landmark on the Las Vegas Strip. Appellant also owns the following hotel casinos: CALIFORNIA HOTEL & CASINO, FREMONT HOTEL & CASINO, ELDORADO, JOKERS WILD, MAIN STREET STATION, SAM'S TOWN, DELTA DOWNS, TREASURE CHEST, SILVER STAR CASINO, PAR A DICE HOTEL & CASINO, and BORGATA. Appellant has spent millions of dollars developing its world famous resort hotel casinos. Appellant uses the mark at issue, PULLMAN GRILLE, for restaurant, bar and lounge services.

On March 27, 2002, Appellant applied for a federal registration for its PULLMAN GRILLE mark. Thereafter, Examiner denied Appellant's application based on Section 2(d) of the Lanham Act. Examiner, in his first denial, stated that the mark was confusingly similar to the registered mark PULLMAN for beer. See Office Action dated July 21, 2003, attached hereto as Exhibit 1 and incorporated herein.

When Appellant responded to the office action, it urged the Examiner that the mark is not confusingly similar because the marks are substantially different, and that the goods and services are remote.

Despite Appellant's arguments in its response, Examiner again denied the registration of Appellant's PULLMAN GRILLE mark. Examiner's decision was repeated and made final on July 21, 2003. The July 21, 2003 Office Action is attached hereto as Exhibit 1 and incorporated herein.

On January 26, 2004, Appellant submitted its notice of appeal. Appellant now comes and respectfully requests that this Board reverse Examiner's denial.

## **II. SUMMARY OF ARGUMENT**

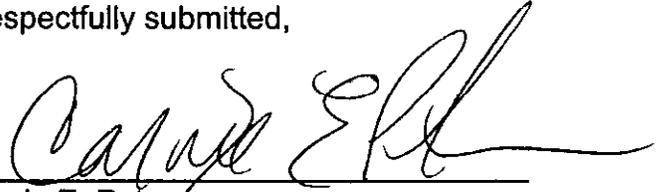
Examiner finally refused registration of Appellant's mark PULLMAN GRILLE for restaurant, bar and lounge services on the grounds that it is confusingly similar to Registrant's mark for PULLMAN for beer (Registration Number 1968311). According to the USPTO's online Trademark Electronic Search System ("TESS"), the cited mark was cancelled on January 23, 2003. Consequently, Appellant respectfully requests that its application is in condition for prompt publication and favorable action. A copy of the TESS print-out showing cancellation of Registrant's mark is attached hereto as Exhibit 2 and incorporated herein.

## **III. CONCLUSION**

Appellant urges that, based on the aforementioned, its PULLMAN GRILLE mark for restaurant, bar and lounge services is fit for registration. Appellant

respectfully requests that the Board reverse Examiner's decision refusing registration of Appellant's mark.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Carrie E. Peternan", written over a horizontal line.

Carrie E. Peternan  
QUIRK & TRATOS  
3773 Howard Hughes Parkway  
Suite 500 North  
Las Vegas, Nevada 89109  
(702) 792-3773

ATTORNEY FOR APPELLANT



UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 76/387927

JUL 21 2003

APPLICANT: Boyd Gaming Corporation

CORRESPONDENT ADDRESS:
DANA B. ROBINSON
QUIRK & TRATOS
3773 HOWARD HUGHES PARKWAY
SUITE 500 NORTH
LAS VEGAS, NEVADA 89109

RETURN ADDRESS:
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513
ecom111@uspto.gov

MARK: PULLMAN GRILLE

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

CORRESPONDENT EMAIL ADDRESS:

Please provide in all correspondence:

- 1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

QUIRK & TRATOS
Attorney(s): [Signature]
Docketed By: LA-7/28
Verified By: [Signature]
File: 0306-00001
Action Item: Final OA Due
Due Date: 10/21/03 - 300-Resubmitted
Critical Date: 01/21/04 - Final

OFFICE ACTION

TO AVOID ABANDONMENT, WE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF OUR MAILING OR E-MAILING DATE.

RE: Serial Number 76/387927

This letter responds to the applicant's communication filed on March 5, 2003.

In an office action mailed on July 17, 2002, the examining attorney refused registration of the proposed mark, PULLMAN GRILLE for restaurant, bar and lounge services on the grounds that it is confusingly similar to the registrant's mark, PULLMAN'S for beer. The examining attorney also requested that the applicant place the services in the correct international class. Finally, the examining attorney requested a disclaimer of certain descriptive wording in the mark.

The applicant responded to the examining attorney's office action in correspondence received in this office on March 5, 2003. In that correspondence, the applicant amended the application to reflect the correct classification of the services. The amendment has been made of record. The applicant also provided a disclaimer of the descriptive wording. The disclaimer has also has been made of record. The applicant also traversed the examining attorney's finding that the mark its mark is confusingly similar with the registrant's mark. The applicant argues that the mark of the applicant and the mark of the registrant are substantially different and the goods and services are remote and unrelated. The applicant also agues that

The examining attorney is not persuaded by the applicant's arguments. Here, it appears that the applicant has merely appropriated a portion of the registrant's term and merely added a descriptive term that has little or no trademark significance. Furthermore, the applicant's services are restaurant, lounge and lounge services and beer and are often sold as a menu items in restaurants and lounges and bars. Furthermore, the examining attorney has attached evidence retrieved from Lexis Nexis that demonstrates that often restaurants serve private label beers that have their restaurant, lounge or house mark attached. As such, a consumer encountering the mark may wrongly assume that the goods and services are derived from a common commercial source.

The refusal based upon Section 2(d) of the Trademark Act is repeated and hereby made FINAL.

Please note that the only appropriate responses to a final action are either (1) compliance with the outstanding requirements, if feasible, or (2) filing of an appeal to the Trademark Trial and Appeal Board. 37 C.F.R. §2.64(a). If the applicant fails to respond within six months of the mailing date of this refusal, this Office will declare the application abandoned. 37 C.F.R. §2.65(a).



Kenneth D. Battle  
Trademark Examining Attorney  
Law Office 111  
(703) 308-9111 Ext. 434

**How to respond to this Office Action:**

To respond formally using the Office's Trademark Electronic Application System (TEAS), visit <http://www.uspto.gov/teas/index.html> and follow the instructions.

To respond formally via E-mail, visit <http://www.uspto.gov/web/trademarks/tmelecresp.htm> and follow the instructions.

To respond formally via regular mail, your response should be sent to the mailing Return Address listed above and include the serial number, law office and examining attorney's name on the upper right corner of each page of your response.

To check the status of your application at any time, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at <http://tarr.uspto.gov/>

For general and other useful information about trademarks, you are encouraged to visit the Office's web site at <http://www.uspto.gov/main/trademarks.htm>

**FOR INQUIRIES OR QUESTIONS ABOUT THIS OFFICE ACTION, PLEASE CONTACT THE ASSIGNED EXAMINING ATTORNEY.**

\*\*\*\*\*: \*014351\*\*\*\*\*

SEND TO: BATTLE, KENNETH  
TRADEMARK LAW LIBRARY  
2101 CRYSTAL PLAZA ARC  
MAILBOX 314  
ARLINGTON, VIRGINIA 22202-4600

MAIL-IT REQUESTED: MAY 14, 2003

10083K

CLIENT:  
LIBRARY: NEWS  
FILE: USPAPR

YOUR SEARCH REQUEST AT THE TIME THIS MAIL-IT WAS REQUESTED:  
PRIVATE LABEL BEERS W/10 RESTAURANT

NUMBER OF STORIES FOUND WITH YOUR REQUEST THROUGH:  
LEVEL 1... 19

LEVEL 1 PRINTED

DISPLAY FORMAT: KWIC

MULTIPLE DOCUMENTS ON A PAGE

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\*\*\*\*\*00555\*\*\*\*\*

## LEVEL 1 - 1 OF 19 STORIES

Copyright 2000 Boston Herald Inc.  
The Boston Herald

February 2, 2000 Wednesday ALL EDITIONS

SECTION: ARTS & LIFE; Pg. 045

LENGTH: 252 words

HEADLINE: SIPS; Restaurateur's private-label country ale is true English brew

BODY:

... cooking, stewing them with potatoes or whatever. I love their aroma."

It should come as no surprise, then, that Olives Country Ale, a private-label beer served at each of English's Olives and Figs restaurants, is distinguished by a lively hop nose.

The ale is made at Tremont Brewery, a short distance from English's flagship Olives restaurant in Charlestown. Many restaurants and pubs serve private-label beers, but often they're an existing product with a house label. Olives Country Ale, however, is brewed exclusively for ...

## LEVEL 1 - 2 OF 19 STORIES

Copyright 2000 Boston Herald Inc.  
The Boston Herald

January 16, 2000 Sunday ALL EDITIONS

SECTION: ARTS & LIFE; Pg. 061

LENGTH: 921 words

HEADLINE: Food; Beer; Growth, diversity on tap as Mercury rises

BYLINE: By KERRY J. BYRNE

BODY:

... Ipswich, Mercury brews three main product lines, under the Dornbusch, Stone Cat and Space Coast labels, as well as private-label beers for restaurants and pubs.

Dornbusch Gold and Alt are the most interesting beers in the Mercury stable. They were created by native German brewer ...

... beer drinkers, who generally demand less flavor than their New England counterparts.

Mercury has found a great niche with private-label beers for restaurants, such as Hopla Ale at Brasserie Jo in Boston's Back Bay. (The name, however, is a misnomer; this is no ale, but ...

... terrific pub on Route 1A in Norfolk that has served locally brewed craft beers for many years.

The Boston Herald, January 16, 2000 Sunday

Private-label beers are being served by a number of Boston's best-known restaurants, such as Todd English's Olives and Figs, and Mercury is poised to take advantage of this growing segment of the craft-beer market.

"A lot ...

LEVEL 1 - 3 OF 19 STORIES

Copyright 1999 Saint Paul Pioneer Press  
All Rights Reserved  
Saint Paul Pioneer Press (Minnesota)

February 7, 1999 Sunday  
Correction Appended

SECTION: BUSINESS TWIN CITIES; Pg. 1D

LENGTH: 1278 words

HEADLINE: BARS MAKE GAME PLANS /AS ST. PAUL GETS READY FOR A NEW HOCKEY TEAM, NEW BARS ARE IN THE WORKS TO ACCOMMODATE AN ONRUSH OF FANS. BUT TRAFFIC AND PARKING CONCERNS PERSIST.

BYLINE: Jim McCartney, Staff Writer

BODY:

... 250 W. Seventh St. that now houses Hudgins Gallery, an antique store.

Vine Park, which already brews private-label beer for various bars and restaurants around town, would exclusively serve the new brew pub. The complex, which would be renamed Vine Park Brewing Co., would have a full ...

CORRECTION-DATE: February 9, 1999

CORRECTION:

2/9/99

A story in Sunday's Business section on development near St. Paul's new hockey arena misidentified the first name of Tony Schertler, a member of the city's department of planning and economic development.

LEVEL 1 - 4 OF 19 STORIES

Copyright 1998 Sentinel Communications Co.  
Orlando Sentinel (Florida)

March 2, 1998 Monday, METRO

SECTION: CFB; Pg. 6

LENGTH: 520 words

HEADLINE: ITS CUP FLOWS OVER: ALE HOUSE PLANS 5 NEW EATERIES THIS YEAR

Orlando Sentinel Tribune, March 2, 1998

BYLINE: By Susan Strother of The Sentinel Staff

BODY:

... will follow.

On tap at Hard Rock

Hard Rock Cafe this month will begin offering two private-label beers - Hard Gauge and Light Gauge - in its restaurants. The beers will be available in retail outlets in April. David Gust, managing director of licensing and ventures, said the ...

LEVEL 1 - 5 OF 19 STORIES

Copyright 1995 The Press Enterprise Co.

THE BUSINESS PRESS/CALIFORNIA

October 23, 1995 Monday

SECTION: Pg. 1

LENGTH: 2183 words

HEADLINE: Sweeping changes expected for Kaiser Permanente

BYLINE: Paul McAfee - Staff Reporter, The Business Press/California

BODY:

... Come and try it,' " Neighbors said.

Instead of building market share through advertising, some microbreweries have become suppliers of private label beers to restaurants and supermarkets. In addition to providing a steady revenue stream, these corporate customers also provide their own boxes, labels and marketing ...

LEVEL 1 - 6 OF 19 STORIES

Copyright 1995 The Press Enterprise Co.

Press Enterprise (Riverside, CA)

October 23, 1995 Monday

SECTION: Pg. 1

LENGTH: 1357 words

HEADLINE: Inland Empire Focus;  
Specialty beer companies brew novel marketing plans

BYLINE: Psyche Pascual - Staff Reporter, The Business Press/California

BODY:

... Come  
and try it,' " Neighbors said.

Instead of building market share through advertising, some microbreweries have become suppliers of private label beers to

Press Enterprise (Riverside, CA) October 23, 1995 Monday

restaurants and supermarkets. In addition to providing a steady revenue stream, these corporate customers also provide their own boxes, labels and marketing ...

LEVEL 1 - 7 OF 19 STORIES

Copyright 1995 P.G. Publishing Co.  
Pittsburgh Post-Gazette (Pennsylvania)

June 18, 1995, Sunday, FIVE STAR EDITION

SECTION: FOOD, Pg. H12, DINING OUT

LENGTH: 360 words

HEADLINE: Sapporo opens in Robinson

BYLINE: Woodene Merriman, Assistant to the Editor, Post-Gazette

BODY:

... Amber, now is sold by local distributors, too. Red River Barbeque, McKnight Road, Wexford, claims to be the first area restaurant to have its own private label beer.

New in Mt. Lebanon is Don Don, a Chinese eat-in or take-out restaurant at 654 ...

LEVEL 1 - 8 OF 19 STORIES

Copyright 1995 P.G. Publishing Co.  
Pittsburgh Post-Gazette (Pennsylvania)

January 8, 1995, Sunday, NORTH WEEK EDITION

SECTION: METRO, Pg. NW3

LENGTH: 560 words

HEADLINE: Red River Barbeque & Grille features meat slow-cooked over hickory wood

BYLINE: Alice Demetrius Stock

BODY:

... license and our own private-label beer.''

Sofranko believes it's a first in the Pittsburgh area for a restaurant to have its own private-label beer. Red River Red Amber is made by Jones Brewery in Smithton. By the glass, it's \$ 2.25.

Red ...

## LEVEL 1 - 9 OF 19 STORIES

Copyright 1995 Sun-Sentinel Company  
Sun-Sentinel (Fort Lauderdale, FL)

January 2, 1995, MONDAY, ALL EDITIONS

SECTION: WEEKLY BUSINESS, Pg. 11

LENGTH: 685 words

HEADLINE: PLANS FOR LOCALLY BREWED BEER COME TO A HEAD IN YBOR CITY

BYLINE: JAY HAMBURG; The Orlando Sentinel

BODY:

... in Orlando in 1992. Beach sells its keg beers - Honey Wheat Lite, Red Rock and Magic Brew - to restaurants, and has begun shipping kegs to distributors in Tennessee.

It also brews private-label beers for establishments including Walt Disney World, which carries its Monorail Ale at the Contemporary Hotel.

Perez, 37, dreamed of ...

## LEVEL 1 - 10 OF 19 STORIES

Copyright 1994 Sentinel Communications Co.  
Orlando Sentinel (Florida)

December 25, 1994 Sunday, 3 STAR

SECTION: BUSINESS; Pg. H1

LENGTH: 803 words

HEADLINE: VENEZUELAN BREWER HOPES TO STRIKE GOLD IN YBOR CITY;  
HUMBERTO PEREZ'S LAGER, NAMED FOR ITS TAMPA BAY HOME, IS FLORIDA'S 1ST BOTTLED  
ADDITION TO THE MICROBREWED-BEER BOOM.

BYLINE: By Jay Hamburg of The Sentinel Staff

DATELINE: YBOR CITY

BODY:

... in Orlando in 1992. Beach sells its keg beers - Honey Wheat Lite, Red Rock and Magic Brew - to restaurants, and has begun shipping kegs to distributors in Tennessee.

It also brews private-label beers for establishments including Walt Disney World, which carries its Monorail Ale at the Contemporary Hotel.

Beach President Angela ...

## LEVEL 1 - 11 OF 19 STORIES

Copyright 1994 P.G. Publishing Co.  
Pittsburgh Post-Gazette (Pennsylvania)

November 6, 1994, Sunday, FIVE STAR EDITION

SECTION: FOOD, Pg. H2, DINING OUT

LENGTH: 523 words

HEADLINE: Red River has all the bells and beepers

BYLINE: WOODENE MERRIMAN

## BODY:

In addition to the beepers, the new restaurant has another first, Sofranko believes. It's their own private label beer, called Red River Red Amber, available in bottles and on draft.

You don't have to wait for the grand opening, ...

## LEVEL 1 - 12 OF 19 STORIES

Copyright 1994 Chicago Sun-Times, Inc.  
Chicago Sun-Times

September 10, 1994, SATURDAY, Late Sports Final Edition

SECTION: NEWS; Pg. 6

LENGTH: 289 words

HEADLINE: 2 Grateful to Miss Flight

BYLINE: Maureen O'Donnell

## BODY:

But he lost track of time sampling private-label beer at the Berghoff Restaurant, 17 W. Adams.

He and co-worker David Carter, 41, stayed at the Berghoff "probably an hour longer than we ...

LN-ACC-NO: BERG10091994

## LEVEL 1 - 13 OF 19 STORIES

Copyright 1994 UMI Inc.;  
Copyright Louisiana Business Incorporated 1994;  
Business Dateline;  
Greater Baton Rouge Business Report

June 14, 1994

SECTION: Vol 12; No 22; Sec 1; pg 32

.Greater Baton Rouge Business Report, June 14, 1994

LENGTH: 3623 words

HEADLINE: Home brew: They're making fine beer in Jackson and Abita Springs --  
And mirroring a national trend

BYLINE: Andy Salvail

DATELINE: Jackson; LA; US

BODY:

... top seller. Other popular styles are Turbodog and Golden, along with seasonal offerings such as Bock, Wheat and Octoberfest.

Abita also brews private label beers for Mulate's and Landry's restaurants.

"We hardly do any advertising at all," Kathleen Patton said. "We've grown thanks to 'word-of-mouth' from some of the bars and restaurants where ...

JOURNAL-CODE: BRB

LEVEL 1 - 14 OF 19 STORIES

Copyright 1994 Denver Publishing Company  
Rocky Mountain News (Denver, CO)

June 12, 1994, Sunday

SECTION: SPECIAL PULLOUT; Ed. F; Pg. 16R

LENGTH: 3384 words

HEADLINE: BEST DOWNHILL SKIING

BODY:

... more than 1,000 slots, 23 blackjack tables and nine poker tables. There's live entertainment, a souvenir shop, a restaurant and a full-service bar that serves Bullwhacker's private-label beer.

Finalists: Golden Rose, Teller House, Harrah's / Glory Hole

CASINO / CRIPPLE CREEK

Black Diamond, 425 Bennett ...

LEVEL 1 - 15 OF 19 STORIES

Copyright 1993 Orange County Register  
Orange County Register (California)

February 4, 1993 Thursday MORNING EDITION

SECTION: BUSINESS; Pg. C01

LENGTH: 1125 words

Orange County Register (California) February 4, 1993 Thursday

HEADLINE: BETTING ON STEAK;  
Sizzler opens Buffalo Ranch

BYLINE: Andre Mouchard, The Orange County Register

DATELINE: Mission Viejo, CA

BODY:

... chef is in  
the mood, real buffalo meat.

Add a smoke-snorting, eye-glowing fake buffalo and a private-label beer known as "Buffalo Brew," and Sizzler has a family-style restaurant virtually identical to those that have performed well in the other 49 states.

"This is an exciting market niche that has worked everywhere it's been," ...

LEVEL 1 - 16 OF 19 STORIES

Copyright 1992 The Seattle Times Company  
The Seattle Times

November 6, 1992, Friday, Final Edition

SECTION: EAST BUSINESS; EAST REPORT; Pg. C8

LENGTH: 142 words

HEADLINE: BRANDEVOR UNIT PURCHASES HISTORIC IOWA BREWERY

DATELINE: REDMOND

BODY:

... a year. Eventually, capacity could be doubled to 1.5 million cases.

Brandevor produces Wild Boar Special Amber Beer, private-label beers for TGI Friday's restaurants and a Florida restaurant chain, and imports Simpatico beer from Mexico.

LEVEL 1 - 17 OF 19 STORIES

Copyright 1992 The Seattle Times Company  
The Seattle Times

June 11, 1992, Thursday, Final Edition

SECTION: EAST BUSINESS; EAST REPORT; Pg. H3

LENGTH: 79 words

HEADLINE: REDMOND BREWER TO TAKE HALF OF SPECIALTY BEER

The Seattle Times, June 11, 1992

DATELINE: REDMOND

BODY:

... 250,000 to promote the beer worldwide.

The beer is produced at Brandevor's Dubuque, Iowa, brewery. The company also produces Simpatico beers and private label beers for TGI Friday's restaurants and a Florida chain of restaurants.

LEVEL 1 - 18 OF 19 STORIES

Copyright 1989 Chicago Tribune Company  
Chicago Tribune

March 23, 1989, Thursday, NORTH SPORTS FINAL EDITION

SECTION: FOOD GUIDE; Pg. 15A; ZONE: C

LENGTH: 736 words

HEADLINE: A tale of two breweries

Huber expands Berghoff brand while former policeman starts making an old-style beer

BYLINE: By Steven Pratt

BODY:

... establishments, he says.

Huber, on the other hand has 90,000 barrels of beer on hand and says he has had inquires from about 20 restaurants and hotels to supply private label beer. "Beer drinkers are becoming more concerned with taste and less with just the alcohol content," he says. "That's one reason we also are going to come ...

LEVEL 1 - 19 OF 19 STORIES

Copyright 1986 Chicago Tribune Company  
Chicago Tribune

July 14, 1986 Monday, SPORTS FINAL EDITION

SECTION: NEWS; Pg. 10; ZONE: C

LENGTH: 853 words

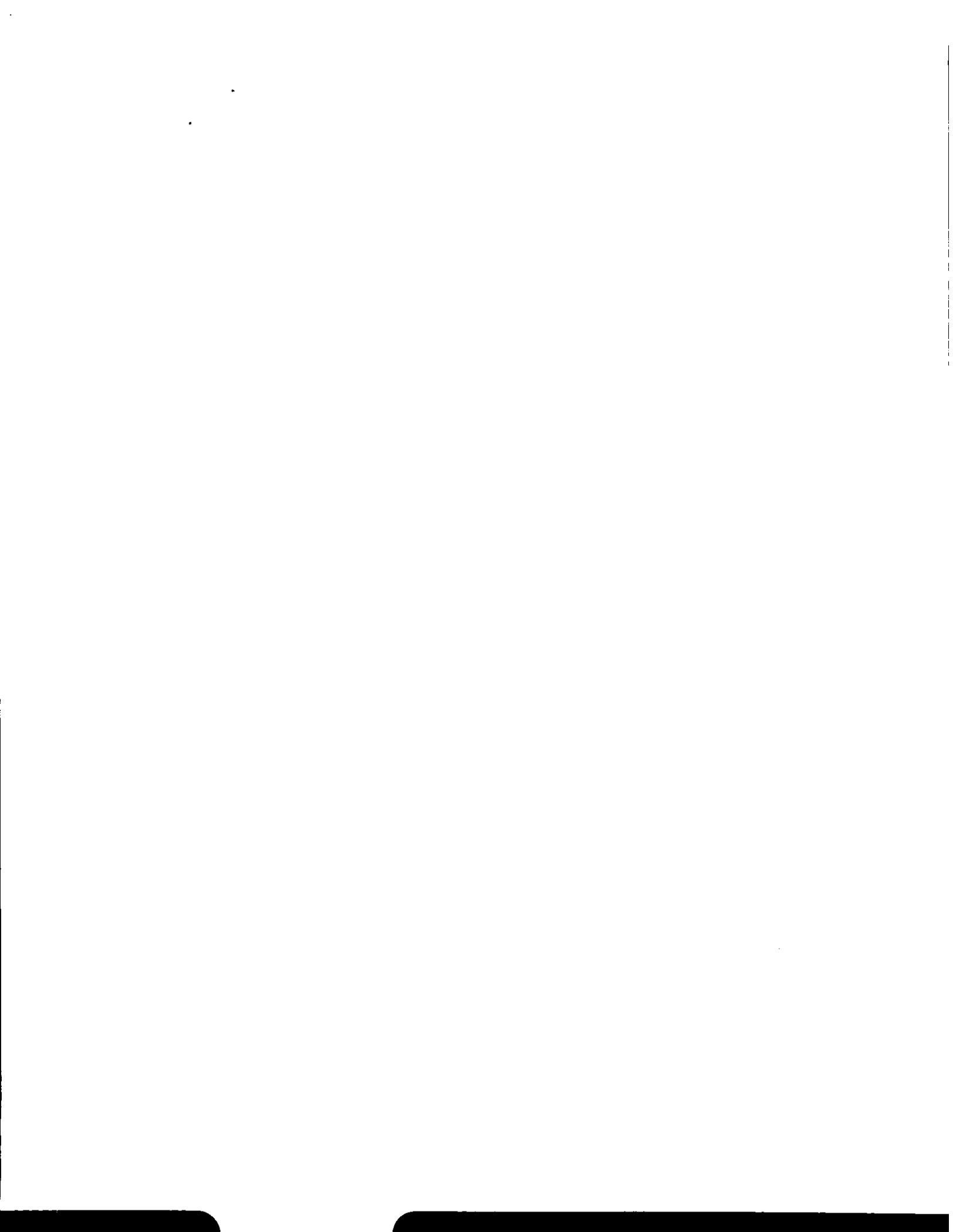
HEADLINE: THINGS ARE AD-ING UP . . .

BYLINE: (By Michael Sneed and Kathy O'Malley.)

BODY:

... beer-drinking Bear fans who'll be arriving next month. He has just introduced Chicago Old Gold, a new "private label" beer, at his five London area restaurants. The beer is brewed in London. . . . Stomil, the Polish sailboat that arrived in New York Harbor four days late ...






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*(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)*

**Typed Drawing**

<b>Word Mark</b>	PULLMAN
<b>Goods and Services</b>	(CANCELLED) IC 032. US 045 046 048. G & S: beer. FIRST USE: 19930819. FIRST USE IN COMMERCE: 19930819
<b>Mark Drawing Code</b>	(1) TYPED DRAWING
<b>Serial Number</b>	74660039
<b>Filing Date</b>	April 13, 1995
<b>Current Filing Basis</b>	1A
<b>Original Filing Basis</b>	1A
<b>Published for Opposition</b>	January 23, 1996
<b>Registration Number</b>	1968311
<b>Registration Date</b>	April 16, 1996
<b>Owner</b>	(REGISTRANT) RIVERSIDE BREWING CO. CORPORATION CALIFORNIA 1229 Columbia Ave., Suite C4 Riverside CALIFORNIA 92507
<b>Type of Mark</b>	TRADEMARK
<b>Register</b>	PRINCIPAL
<b>Live/Dead Indicator</b>	DEAD
<b>Cancellation Date</b>	January 23, 2003

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This page was generated by the TARR system on 2004-01-21 18:38:42 ET

**Serial Number:** 74660039

**Registration Number:** 1968311

**Mark (words only):** PULLMAN

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 2003-01-23

**Filing Date:** 1995-04-13

**Transformed into a National Application:** No

**Registration Date:** 1996-04-16

**Register:** Principal

**Law Office Assigned:** TMEG Law Office 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

**Current Location:** 900 -Warehouse (Newington)

**Date In Location:** 1996-09-05

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. RIVERSIDE BREWING CO.

**Address:**

RIVERSIDE BREWING CO.  
1229 Columbia Ave., Suite C4  
Riverside, CA 92507

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** California

---

**GOODS AND/OR SERVICES**

---

beer

**International Class:** 032

**First Use Date:** 1993-08-19

**First Use in Commerce Date:** 1993-08-19

**Basis:** 1(a)

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2003-01-23 - Canceled Section 8 (6-year)

1996-04-16 - Registered - Principal Register

1996-01-23 - Published for opposition

1995-12-22 - Notice of publication

1995-11-09 - Approved for Pub - Principal Register (Initial exam)

1995-11-03 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**  
RIVERSIDE BREWING CO.  
1229 COLUMBIA AVE., SUITE C4  
RIVERSIDE, CA 92507  
United States

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