Trademarks organization performance

David Gooder
Commissioner for Trademarks
Agenda

• Trademarks update
  - Personnel
  - Business operations metrics
• Trademarks financial performance
• Trademarks FY 2021 priorities
• Trademark Modernization Act
• Boosting register protection
• IT modernization
• Questions and wrap-up
Trademarks staffing

1014 employees (7% of USPTO)
674 examining attorneys (66% of Trademarks)
100% of employees have the option to telework during the pandemic
Trademark application filing levels

FY 2020 actual
- 738,112 classes (9.5% increase)

FY 2021 projected
- 956,000 (29.5% increase)
- Currently:
  - 220k
  - +57%
Monthly growth rates – still growing!
USPTO application filings origins: U.S., China, European Union, and rest of the world
FY 2021 first action pendency

Disposal Pendency (Goal = 12.0 months)

First Action Pendency (Goal = 2.5 - 4.5 months)
# Trademarks performance: quality

<table>
<thead>
<tr>
<th>FY 2020 Trademarks performance measures</th>
<th>FY 2021 targets</th>
<th>FY 2021 Results*</th>
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</thead>
<tbody>
<tr>
<td>First action compliance</td>
<td>95.5%</td>
<td>96.2</td>
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<tr>
<td>In-process review evaluation of the statutory bases for which the USPTO raises issues and/or refuses marks for registration based on the first office action</td>
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<tr>
<td>Final action compliance</td>
<td>97.0%</td>
<td>98.8%</td>
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<tr>
<td>In-process review evaluation of the statutory bases for which the USPTO raises issues and/or refuses marks for registration based on the examining attorney’s approval or denial of the application</td>
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<tr>
<td>Exceptional office action</td>
<td>50.0%</td>
<td>52.0%</td>
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<td>Measure indicating the comprehensive quality of the first office action search, evidence, writing, and decision making</td>
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*through May 18, 2021*