

PUBLIC SUBMISSION

As of: 2/26/19 11:38 AM
Received: February 25, 2019
Status: Posted
Posted: February 26, 2019
Tracking No. 1k3-98gl-1est
Comments Due: March 18, 2019
Submission Type: API

Docket: PTO-T-2018-0021

Requirement of U.S. Licensed Attorney for Trademark Applicants and Registrants Not Domiciled in the United States

Comment On: PTO-T-2018-0021-0001

Requirement of U.S. Licensed Attorney for Foreign Trademark Applicants and Registrants

Document: PTO-T-2018-0021-0015

Comment-Replogle

Submitter Information

Name: Cynthia Replogle

Address:

1330 Monterey St

San Luis Obispo, CA, 93401

Email: cynthia@ifixit.com

Phone: 8053210073

Submitter's Representative: Cynthia Replogle

General Comment

I support requiring foreign applicants to have a US representative. Often foreign entities are not cognizant of USPTO requirements.

For example, I recently had to obtain a consent agreement in order to register a mark which allegedly conflicted with an international mark filed by a German representative. The foreign trademark, which registered in the US under 66(a), covers hundreds of goods and services across 19 classes. In fact, the mark is not in use, or intended to be used, with most of the goods and services for which it is registered, and there was no actual conflict with the mark I sought to register. Likely the German representative did understand US requirements concerning use. Had a US representative been involved in filing the application, the mark would have been registered appropriately instead of improperly.

Please enact a rule requiring US representation of foreign applicants.