

The Jaffe Update

Legal News Delivered

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Rule Change Requiring U.S. Attorney for Foreign Trademark Applicants and Registrants

The U.S. Patent and Trademark Office (USPTO) adopted a new rule requiring all foreign-domiciled trademark applicants, registrants, and parties to Trademark Trial and Appeal Board (TTAB) proceedings to be represented by an attorney who is licensed to practice law in the United States.

The requirement applies to all trademark applicants, registrants, and parties whose permanent legal residence or principal place of business is outside the United States. These applicants, registrants, and parties are required to have a U.S.-licensed attorney represent them at the USPTO in all trademark matters.¹

For any application pending or registration existing before the USPTO and in any proceeding pending before the TTAB as of August 3, 2019, appointment of U.S. counsel is required.

Jaffe's Intellectual Property Team has extensive experience in USPTO and TTAB practice. We would be pleased to assist you and your clients with these very important matters.

If you would like further information on this recent rule change, information about our Intellectual Property Team or information about rates and costs, then please contact Jeremy Bisdorf (jbisdorf@jaffelaw.com) or Cass Cook (ccook@jaffelaw.com).

This summary is provided as an information service to our clients and friends. This summary is not intended and should not be used as legal advice or opinion.

¹ The sole exception to this rule is that reciprocally recognized Canadian trademark attorneys and agents continue to be authorized to represent Canadian parties in U.S. trademark matters