

From: [Weatherly Morgan](#)
To: [Fee.Setting](#); [TM.FR Notices](#); [Cain, Catherine](#)
Subject: Proposed LOP fee
Date: Monday, September 9, 2019 11:01:28 AM

Hello,

I have just come back from vacation and learned that today is the deadline to send my comments about a proposed fee that your office is planning to implement for filing Letters of Protest for frivolous trademark applications.

I hope you will still consider my response even though I may be late getting it to you, as I feel this fee would be very unfair.

In the olden days, people were able to trust your examiners to do their due diligence to ensure that trademarks that were applied for were not already in wide commercial use. But in recent years, I believe that this has become overwhelming for your office due to e-commerce. Now time after time we are seeing trademarks go through for common, everyday phrases that are already in wide commercial use. Now, it seems that instead of your office taking a few minutes to research online which would quickly result in a rejection of a good number of these applications, the responsibility to perform this research, provide evidence of widespread usage, and the filing of a LOP to the USPTO has been falling to the public more and more.

I for one can understand this, but I also feel that those who are taking the time and energy to do this for you are providing a service and a helping hand to the USPTO and therefore should not be penalized for their efforts. Please do NOT make this situation any worse than it already is by implementing a deterrent to the LOP process.

Thank you very much,
Weatherly Boehmer

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