#### UNITED STATES PATENT AND TRADEMARK OFFICE



### **USPTO Hour: combating** trademark fraud and threats

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## **FY25 RPO priorities**

#### Clear invalid inventory

- Sanctions orders
  - Reopen registrations
  - Signature policy
- Misassignments

#### Enhance filing security

- Form authentication
- Role-based access controls

#### Increasing efficiency

- Case management
- Sanctions attorney user platform and automated workflow
- Predictive analytics



## **Reopening registrations for reconsideration**

#### Sellergrowth orders and notices

- Show Cause Order
- Notice of proposed reopening for reconsideration

#### What's significant here?

- We have launched a new process whereby we are reopening registrations for reconsideration of the registration decision based on evidence of widespread rule violations and fraud
  - In previous sanction orders, registrations found to be invalid were identified as "sanctioned" but not actually removed from the register

# What do the Rules say about signatures?

#### All documents must be personally signed by the named signatory

- A person cannot delegate authority to sign trademark-related submissions
- A person cannot sign for another or enter the name of another on their behalf

#### **Defective signatures**

- Ability to perfect defective signature if signatory truthfully identified themselves; can follow procedure provided in Trademark Manual of Examining Procedure (TMEP) 712.03
- Cannot correct signature if:
  - Serious defect
  - Not born out of exercise of reasonable care



## **Stelcore Order for Sanctions**

#### Stelcore orders

- Show cause order
- Order for sanctions
  - Engaged in unauthorized practice of law
  - Submitted documents with invalid signatures that cannot be corrected or perfected

#### What's significant here?

• Improper signatures made with the intent to circumvent the USPTO rules invalidate the submission and may result in termination of ongoing application and registration proceedings.

## **USPTO response to hijacking attorney credentials**

#### Get declaration from hijacked attorney

Remove attorney name from records

## Suspend accounts

#### Block credit cards

Misassign applications

## Administrative orders

## **USPTO response to hijacking applications and registrations**

Hostile change of correspondence address or representative (CAR) forms

Slow bulk CAR form uploads

Suspend accounts and implement name filter

Remove hostile data from records Pilot program to authenticate forms

## **Additional authorization**



Forms \_\_\_\_\_\_ Withdrawal of Attorney

Section 7 Surrender

**Request for Express Abandonment** 

Change of Address or Representation

Voluntary Amendment



# The road to role-based access controls



## June's testing design

Key tasks and guided form tools drive the design



### **Positive results from June's tests**

 Customers easily found the "Actions" column and intuitively understood how to access a form or guided tool



#### New workflow for sanctions transactions Application examination Case management Pre-exam and **Sanctions** ITU TRM application database Reexamination Petitions to and the Director Expungement Maintenance examination and audit 13

## We are hiring!

Trademarks is hiring examining attorneys. You can hear more about this exciting opportunity by joining the information webinar that follows this USPTO Hour. Please use the QR codes to access the vacancy announcement and to join the webinar.



Webinar link





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