

JUSTIFICATION FOR NONMATERIAL/NONSUBSTANTIVE CHANGE
Applications for Trademark Registration
OMB Control Number 0651-0009

Background

The United States Patent and Trademark Office (USPTO) administers the Trademark Act, 15 U.S.C. § 1051 et seq., which provides for the Federal registration of trademarks, service marks, collective trademarks and service marks, collective membership marks, and certification marks. Individuals and businesses who use their marks, or intend to use their marks, in commerce regulated by Congress, may file an application with the USPTO to register their marks. Registered marks remain on the register indefinitely, so long as the owner of the registration files the necessary maintenance documents.

The request is to update the fees in this collection that are affected by the rulemaking NPRM 0651-AD08. Respondent numbers are also changing due to agency discretion in conjunction with the rule.

Fees

Item	Currently Approved Fee	Proposed Fee	Fee Increase
Filing an Application on Paper, per Class	\$375	\$600	\$225
Filing and Application through TEAS, per Class	\$325	\$400	\$75

Respondents

Item	Currently Approved Respondents	Proposed Respondents	Respondent Increase
Filing an Application on Paper, per Class	214	1,142	928
Filing and Application through TEAS, per Class	5,783	41,996	36,213
Totals	---	---	37,141

Fee Total Increases

Item	Currently Approved Estimate	Proposed Estimate	Fee Increases
Filing an Application on Paper, per Class	\$80,250	\$685,200	\$604,950
Filing and Application through TEAS, per Class	\$1,879,475	\$16,798,400	\$14,918,925
Totals	---	---	\$15,523,875

Summary of Changes

The addition of \$15,523,875 in fees and 37,141 responses to collection 0651-0009 is to account for the changes following the rulemaking action NPRM 0651-AD08.

Changes in Burden

Burden Type	Currently Approved	Proposed Change	New Estimate
Respondents	387,981	37,141	425,122
Non-hour costs	\$103,001,414	\$15,523,875	\$118,525,289

Consequently, this collection takes a net burden increase of \$15,523,875 in annual (non-hour) costs as a program change.

The 0651-0009 revised total burden is as follows:

- 425,122 respondents
- \$118, 525,289 in annual (non-hour) fees