

JUSTIFICATION FOR NONMATERIAL/NONSUBSTANTIVE CHANGE
Response to Office Action and Voluntary Amendment Forms
OMB Control Number 0651-0050

Background

This collection of information is required by the Trademark Act (Act), 15 U.S.C. 1051 *et seq.*, which provides for the registration of trademarks, service marks, collective trademark and service marks, collective membership marks, and certification marks. Individuals and businesses that use or intend to use such marks in commerce may file an application to register their marks with the United States Patent and Trademark Office (USPTO). This information collection generally contains information that is not submitted with the initial trademark application but is associated with, or required for, the USPTO review of applications for registration.

The USPTO is consolidating and streamlining several of its forms. Changes to the information systems allow the Petition to the Director to collect requests to make special, petitions to make special, requests to restore filing dates, and petitions to change filing basis, which were previously stand-alone forms, into a single petition form. However, each petition must be submitted separately, even if they use the same basic format and form request instrument (PTO-2301).

The USPTO is moving the respondents associated with the Petition to Amend Basis Post-Publication (PTO-1772) from this information collection and moving them into 0651-0061 (Trademark Petitions) to consolidate similar petition actions. The respondents will be included in the Petition to Director form (PTO-2301).

Summary of Changes

The removal of the PTO-1772 form from information collection 0651-0050 results in a decrease in the associated annual responses, hourly burden estimates, and filing fees.

Changes in Burden

The removal of the PTO-1772 form results in the following burden changes for this information collection:

Table 1: Changes in Burden

Burden Type	Currently Approved	Proposed Changes	New Estimates
Responses	522,160	-590	521,570
Hours	420,992	-342	420,650
Non-hourly costs (\$)	5,638,425	-236,000	5,402,425

Therefore, the revised burden for 0651-0050 is as follows:

- 521,570 annual responses
- 420,650 annual burden hours

- \$5,402,425 in annual non-hourly cost burdens