

109TH CONGRESS
1ST SESSION

H. R. 784

To clarify that service marks, collective marks, and certification marks are entitled to the same protections, rights, and privileges of trademarks.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 10, 2005

Mr. SIMPSON (for himself, Mr. OTTER, and Mr. JENKINS) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To clarify that service marks, collective marks, and certification marks are entitled to the same protections, rights, and privileges of trademarks.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROTECTIONS, RIGHTS, AND PRIVILEGES OF**
4 **SERVICE MARKS, COLLECTIVE MARKS, AND**
5 **CERTIFICATION MARKS.**

6 The Act entitled “An Act to provide for the registra-
7 tion and protection of trade-marks used in commerce, to
8 carry out the provisions of certain international conven-
9 tions, and for other purposes”, approved July 5, 1946

1 (commonly referred to as the Trademark Act of 1946) is
2 amended—

3 (1) in section 3 (15 U.S.C. 1053) in the first
4 sentence, by striking “protection” and inserting
5 “protections, rights, and privileges”; and

6 (2) in section 4 (15 U.S.C. 1054) in the first
7 sentence, by striking “protection” and inserting
8 “protections, rights, and privileges”.

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