

# Operations update

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Deputy Commissioner for Trademark Operations

April 28, 2023



UNITED STATES  
PATENT AND TRADEMARK OFFICE ®

# FY 2023 Trademark organization targets

## Pendency:

First action pendency — 8.5 months  
Disposal pendency — 14.5 months

## Quality:

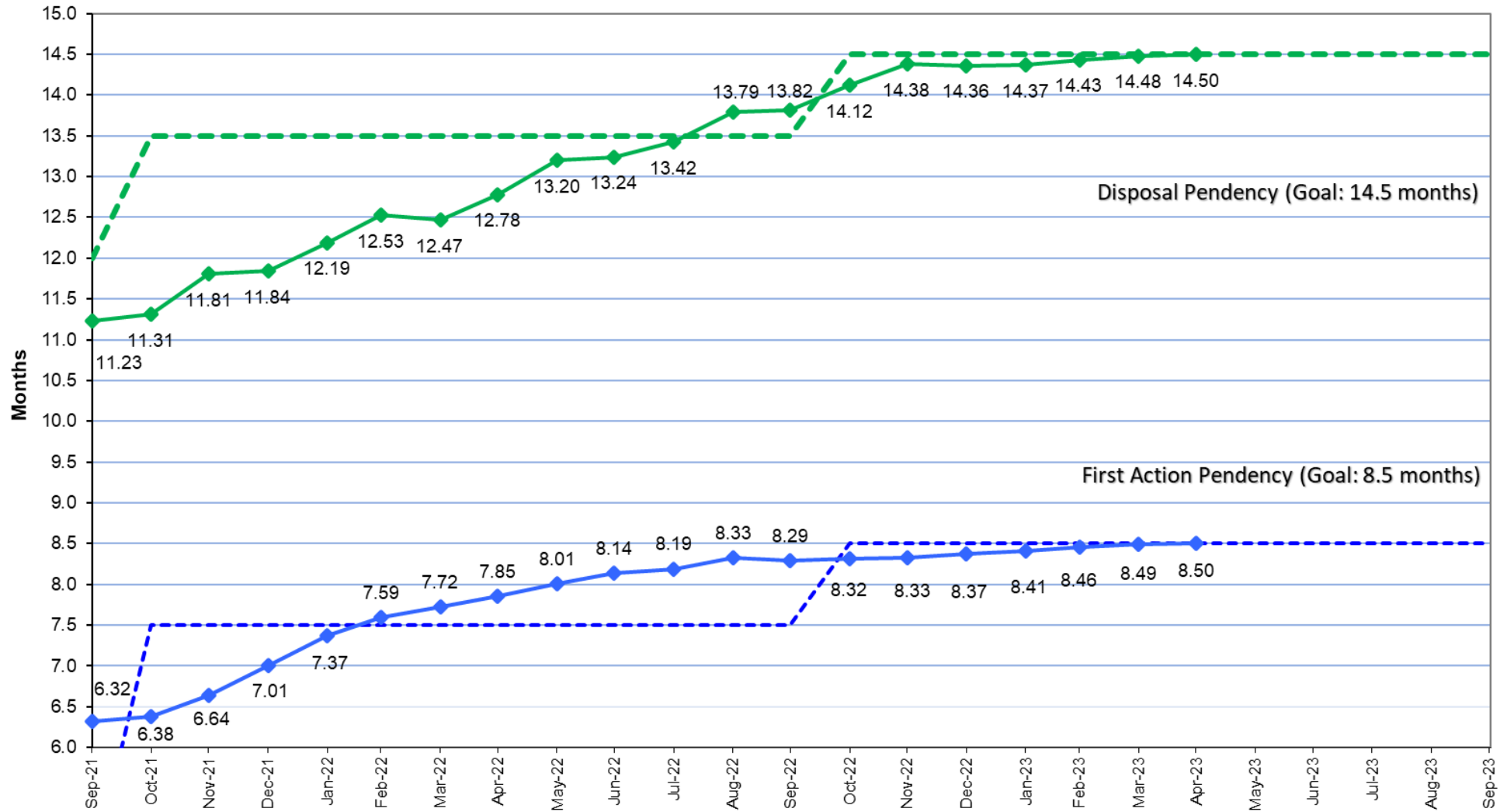
First action compliance — 95.5%  
Disposal compliance — 97.0%  
Exceptional Office actions — 50.0%



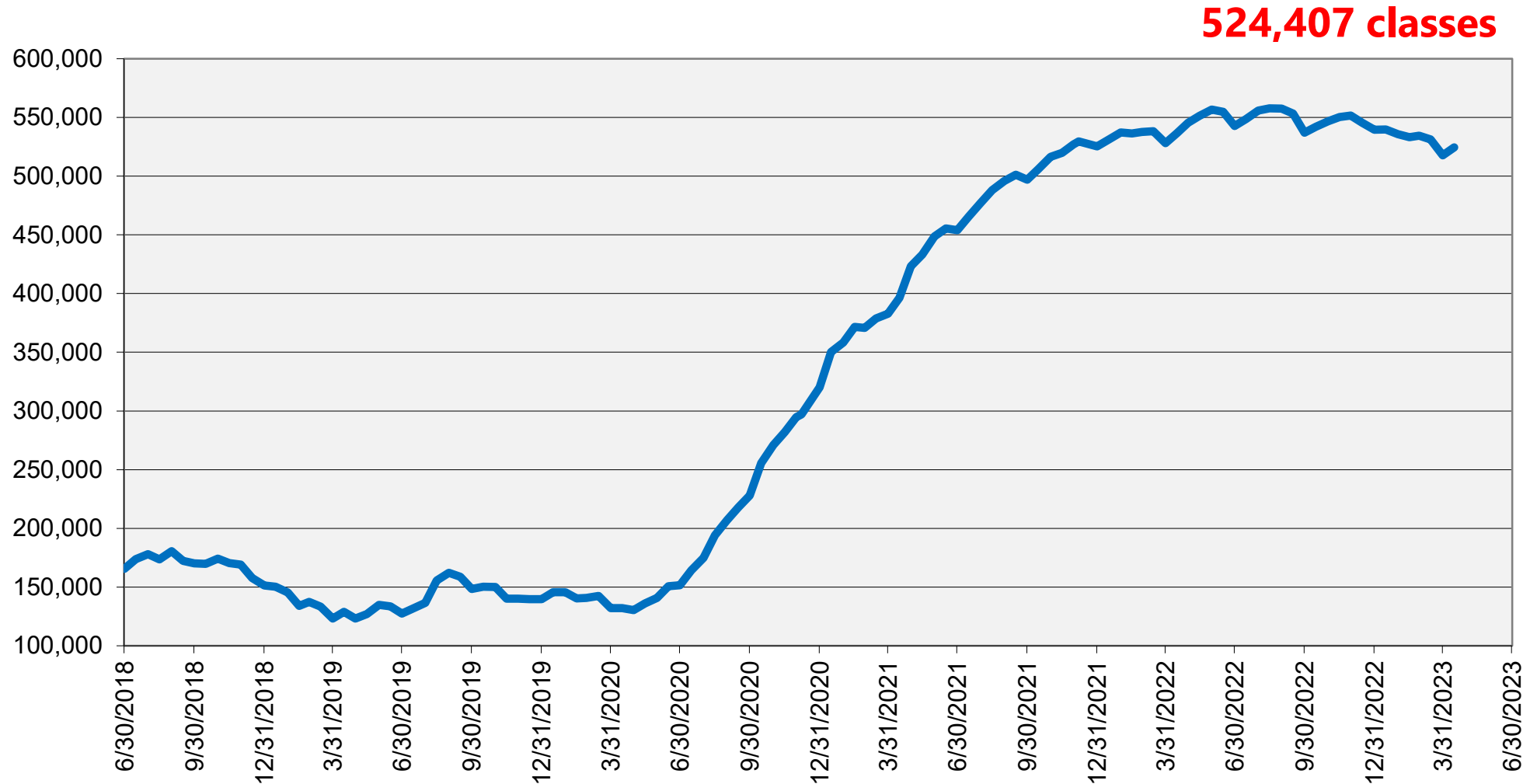
# Trademarks performance: Quality

Trademarks performance measures	FY 2023 targets	FY 2023 Q2 Results
<p><b>First action compliance</b>                      In-process review evaluation of the statutory bases for which the USPTO raises issues and/or refuses marks for registration based on the first office action</p>	<p><b>95.5%</b></p>	<p><b>97.0%</b></p>
<p><b>Final action compliance</b>                      In-process review evaluation of the statutory bases for which the USPTO raises issues and/or refuses marks for registration based on the examining attorney's approval or denial of the application</p>	<p><b>97.0%</b></p>	<p><b>98.6%</b></p>
<p><b>Exceptional office action</b>                      Measure indicating the comprehensive quality of the first office action search, evidence, writing, and decision making</p>	<p><b>50.0%</b></p>	<p><b>57.5%</b></p>

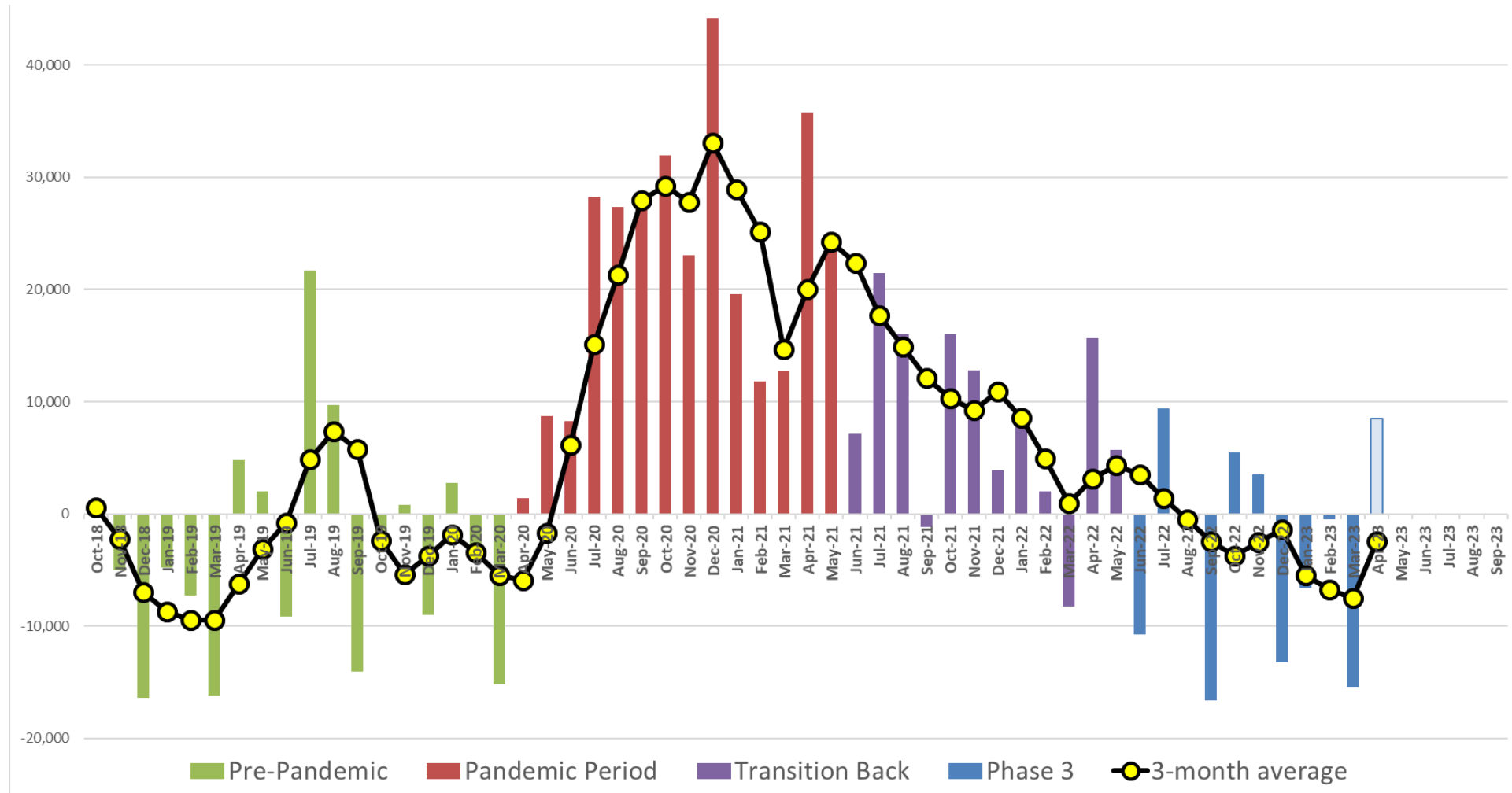
# FY 2022-2023 pendency



# Unexamined application inventory



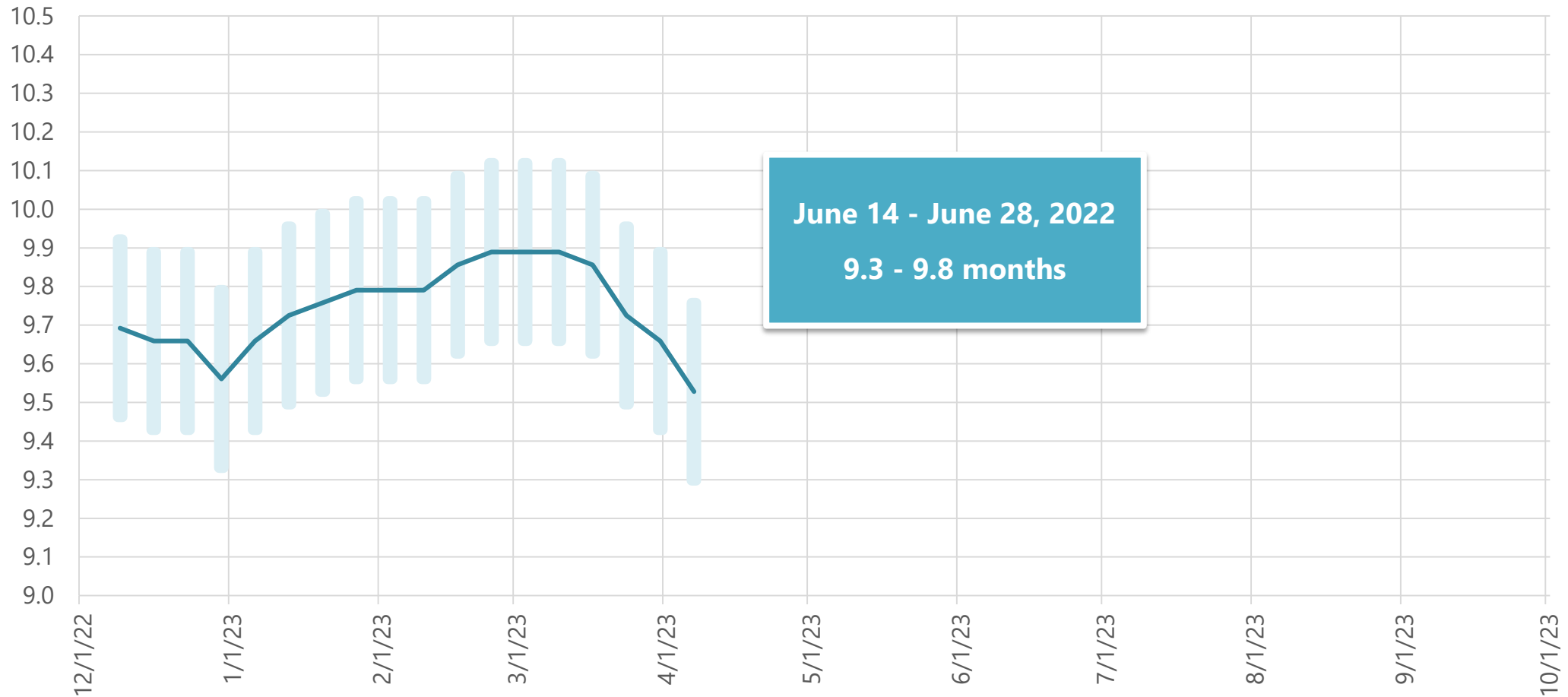
# Monthly inventory increase/decrease (filings minus filings not produced) FY 2019 - 2023



# Current processing timelines

- First actions: 8.5 months; Disposal: 14.5 months
- Current internal processing times viewable on [uspto.gov](https://www.uspto.gov)
  - Developing new first action tracker for website
    - Two week timeframe of new applications being examined

# Currently processing age in months





# Staffing and process

- **Examining attorney hiring**
  - FY 2023: 87 examining attorneys
  - TM Academy
- **Trademark Modernization Act (TMA)**
  - Pre-registration responses to office actions – December 2022
  - Post-registration responses – October 2023

# Pendency ideation

- Collaboration on ideas for examination efficiency
  - Examination process and IT tools
- Balance with pendency and quality expectations
- First action examination
- Identification process
- Searching
- Specimens



# Thank you!

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Trademark Operations

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