

# Trademarks financial performance

Jay Hoffman

Chief Financial Officer

UNITED STATES  
PATENT AND TRADEMARK OFFICE



# Agenda

- FY 2021: end of year
- FY 2022
  - planning assumptions
  - status
- On the horizon
  - FY 2023 budget
  - TPAC annual report

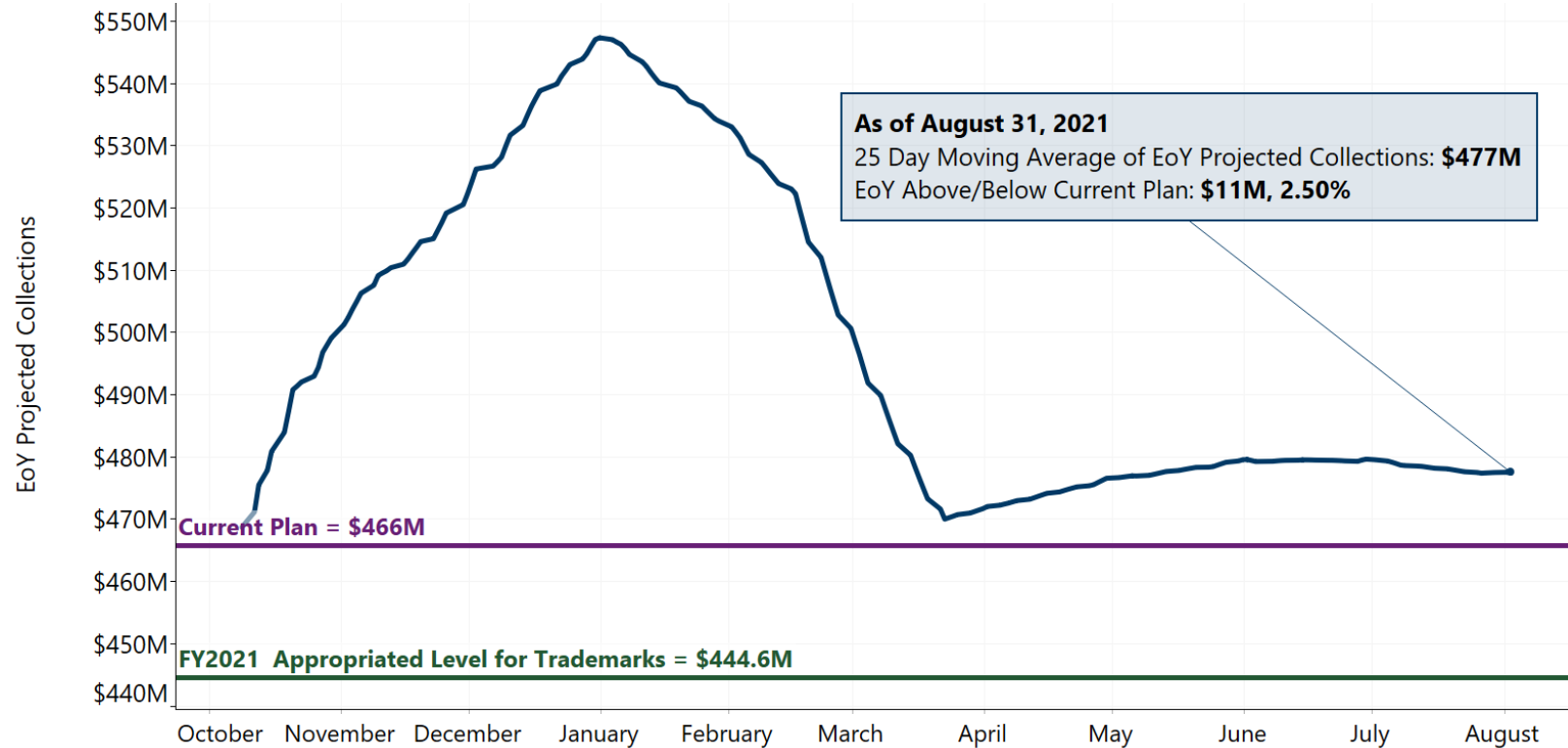
# FY 2021 status: End of Year (est.)

	<i>\$ in millions</i>	<b>USPTO</b>	<b>Trademark</b>
Appropriated Fee Collections		\$3,695.3	\$444.6
Preliminary Adjustment for End of Year Fee Collections		(131.1)	21.2
<b>FY 2021 Estimated Fee Collections</b>		<b>\$3,564.2</b>	<b>\$465.8</b>
Carryover and other income (less OIG transfer)		\$575.2	\$124.2
Patent and Trademark Fee Reserve Fund Reprogramming		231.9	16.4
<b>Total FY 2021 Projected Budget Authority</b>		<b>\$4,371.3</b>	<b>\$606.4</b>
Total Projected End of Year Spending (as of August 31, 2021)		(3,789.3)	(420.4)
<b>Projected End of Year Operating Reserve</b>		<b>\$582.0</b>	<b>\$186.0</b>

- **End of Year** Final FY 2021 data through September 30, 2021 will be shared for the FY 2021 TPAC annual report

# FY 2021 status: Trademarks

## EOY revenue projections



Current planning assumption based on the FY 2022 President's Budget.

# FY 2022 planning assumptions – FY 2022 President's budget

## Trademark Business Line Outlook\*

- Estimated fee collections: \$450.1M
  - Includes TMA related upcoming fee adjustments
  - Filings decline in FY 2022 with growth resuming in the following year
  - Expected to be lower than FY 2021 collections
- Projected spending: \$443.6M
- EOY operating reserve: \$197.3M
- PTFRF ending balance: \$7M
- EOY Examining Attorney: 687

## Spending and Operating Reserve

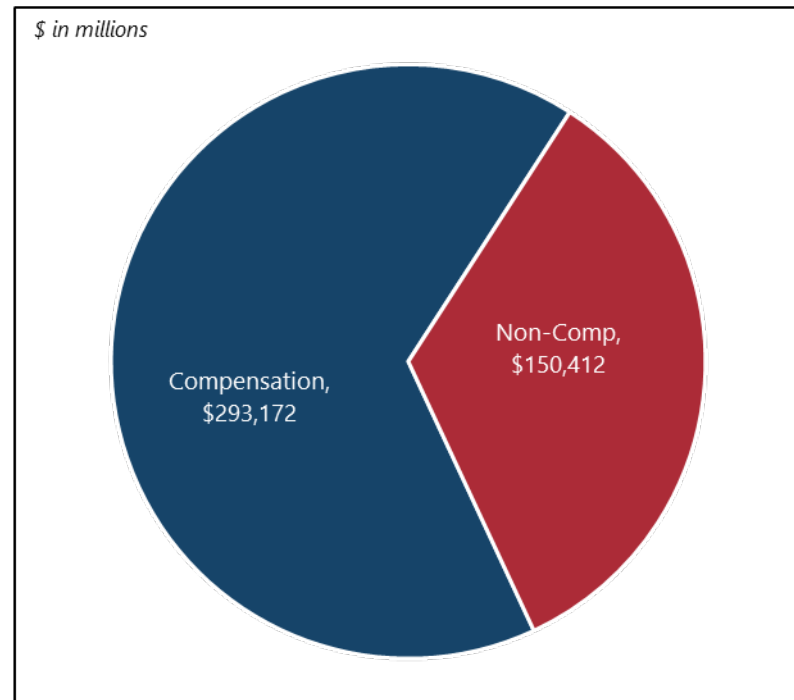
- Assumes pay raise assumption of 2.7%
- IT spending will be slightly below (\$5.5M) FY 2021 levels by focusing resources on priority areas and broader efficiency gains
- Minimum operating reserve level of \$75M for Trademarks
- Optimal operating reserve level at 6 months for Trademarks

\*FY 2022 outlook and assumptions will change during the year



# FY 2022 - President's budget total spending

- Total positions: 13,723, total spending: \$3.99B
- For the Trademark business line:
  - 66% compensation costs, 34% non-compensation costs



# FY 2022 status

- The current Continuing Resolution (CR) is through December 3, 2021
  - The USPTO is held to an adjusted spending level calculated from the FY 2021 appropriated level of \$3.695B
    - This level is \$299M lower than USPTO's requested appropriation level for FY 2022
  - USPTO is also authorized to spend carryover and other income
- The Senate Commerce, Justice, and Science (CJS) subcommittee has yet to mark-up the USPTO's budget

# On the horizon

- **FY 2023 budget**
  - USPTO’s FY 2023 budget request was submitted to the White House Office of Management and Budget (OMB) on September 13, 2021
  - The FY 2023 President’s Budget request should be submitted to Congress in early February 2022
  - USPTO expects that appropriation hearings will be held for DoC’s FY 2023 Budget by the House and Senate CJS subcommittees
- **The OCFO will provide final FY 2021 financial information for the FY 2021 TPAC annual report**





# Thank you!

**Jay Hoffman**

[jay.hoffman@uspto.gov](mailto:jay.hoffman@uspto.gov)

(571) 272-9200

[www.uspto.gov](http://www.uspto.gov)