97TH CONGRESS
1ST SESSION

H. R. 1078

To amend the Lanham Act to provide that the Federal Trade Commission shall not have any authority to apply for the cancellation of a registered trademark under such Act solely on the ground that the trademark has become the common descriptive name of an article or substance.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 22, 1981

Mr. HINSON introduced the following bill; which was referred to the Committee on the Judiciary

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A BILL

To amend the Lanham Act to provide that the Federal Trade Commission shall not have any authority to apply for the cancellation of a registered trademark under such Act solely on the ground that the trademark has become the common descriptive name of an article or substance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 14 of the Act entitled "An Act to provide for the registration and protection of trademarks used in commerce, to carry out the provisions of certain international conventions, and for other purposes" (15 U.S.C. 1064), com-

monly referred to as the Lanham Act, is amended by inserting before the period at the end thereof the following: ", except that the Federal Trade Commission shall not have any authority to make such an application to cancel solely on the ground that any registered mark has become the common descriptive name of an article or substance".

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