

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.

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## 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

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## 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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