

PATEX RESEARCH AND CONSULTING LTD. TRADEMARK SEARCH REQUEST FORM

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GENERAL INFORMATION:

Requester's Name (and Company): _____

Courier Address: _____

City: _____ Prov: _____ Postal Code: _____

Phone Res: (____) _____ Office: (____) _____ Fax: (____) _____

PAYMENT INFORMATION:

VISA: _____ Mastercard: _____ Expiry Date: _____ (MM/YY)

Card Number: _____ Cardholder Name: _____

\$100 Deposit Enclosed: Money Order _____ Cheque with ID _____

SEARCH INFORMATION:

Trademark term to be searched: _____

Services and/or Wares (product) to be used for this proposed trademark:

TYPE OF SEARCH AND APPROXIMATE COST:

Canadian search only:

1) Corp & Trade: _____

or

2) Extended Corp: _____

or

3) Extended Trade: _____ \$95

Canadian and U.S. combined search: \$150

U.K. and European combined search: \$300

Business starter package: \$300

(Canadian, U.S. federal and state trademark plus
Canadian federal corporate name search)

Plus courier fees and GST.

Are you interested in receiving a general information package with
your completed search?

Yes _____ No _____

Please note that the PATEX service does not search for Logos or Designs, only English language words or phrases. PATEX does not register trademark applications, please contact a registered trademark agent.

Signature:

_____ Date: _____

Foreign Applications for Canadian Marks

The results of any Canadian trademark search must be interpreted with the understanding that an applicant in a foreign country may file application for a Canadian mark based on their deemed date of use in Canada, equivalent to their date of trademark registration in their home country. Also, foreign applicants can file marks in Canada and obtain the priority date of their application in their home country.

The upshot is that a Canadian search may be conducted, a potential trademark indicated as free from conflict, a Canadian trademark application filed, and then the application turned down because of a foreign application which suddenly appears with a prior date.

A better understanding may be gained by reading "Register Your Trade-mark In Canada" by A.M. Coates (Self Counsel Press, 1992).

For this reason it is recommended that a US and Canadian search be undertaken at the same time in order to see what marks are registered in the US market. An owner of a US mark can legally file a Canadian application to defeat a recent conflicting Canadian application, or commence a court case to restrain use of "their" US mark by others in Canada, if they can claim prior use in Canada.

