



**United States Patent and Trademark Office
Fiscal Year 2026 Congressional Submission**

June 2025

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**DEPARTMENT OF COMMERCE
UNITED STATES PATENT AND TRADEMARK OFFICE
Budget Estimates, Fiscal Year 2026
Congressional Submission
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Description/Scope of Responsibilities

The United States Patent and Trademark Office (USPTO) is an agency within the U.S. Department of Commerce (DOC). The Under Secretary of Commerce for Intellectual Property and Director of the USPTO leads the agency and consults the Patent Public Advisory Committee (PPAC) and the Trademark Public Advisory Committee (TPAC) on agency policies, goals, performance, budgets, and user fees. The Commissioner for Patents oversees the Patents organization, and the Commissioner for Trademarks oversees the Trademarks organization. The Commissioners, whom the Secretary of Commerce appoints, enter into annual performance agreements with the Secretary that describe their measurable organizational goals.

The USPTO's interim strategic mission is to grant timely and durable patents, register timely and reliable trademarks, and advance intellectual property (IP) policies that foster innovation and creativity to promote the progress of science and useful arts. The USPTO will deliver on its mission through two distinct programs—Patents and Trademarks—that administer patent and trademark laws to enable and protect IP. The USPTO is a demand-driven, fee-funded, performance-based agency committed to delivering balanced IP protection and information to all its stakeholders, including inventors, entrepreneurs, businesses, IP organizations, and international entities.

The USPTO estimates that it will employ 15,363 (14,451 FTE) federal employees, including patent examiners, trademark examining attorneys, information technology (IT) specialists, attorneys, and other administrative staff, in fiscal year (FY) 2026. The USPTO's employees perform the inherently governmental functions of issuing patents and registering trademarks, as well as providing domestic and global leadership on IP issues. Third-party contractors perform several mission-support activities that are not inherently governmental.

The USPTO is headquartered in Alexandria, Virginia, and has five regional outreach offices: the Northeast Regional Outreach Office (Northeast Office) in Alexandria, Virginia; the Elijah J. McCoy Midwest Regional Outreach Office (Midwest Office) in Detroit, Michigan; the Southwest Regional Outreach Office (Southwest Office) in Dallas, Texas; the Rocky Mountain Regional Outreach Office (Rocky Mountain Office) in Denver, Colorado; and the Western Regional Outreach Office (Western Office) in San Jose, California. The USPTO is implementing the provisions of the [Unleashing American Innovators Act of 2022](#) (UAIA) (Pub. L. 117-328), enacted on December 29, 2022, including opening a new Southeast Regional Outreach Office (Southeast Office) and a new Community Outreach Office in Strafford County, New Hampshire, to serve innovators in New England. The USPTO continues to evaluate locations for three additional Community Outreach Offices across the United States, as directed by the UAIA.

Exhibits 32 and 33 contain the USPTO's legislative authorities.

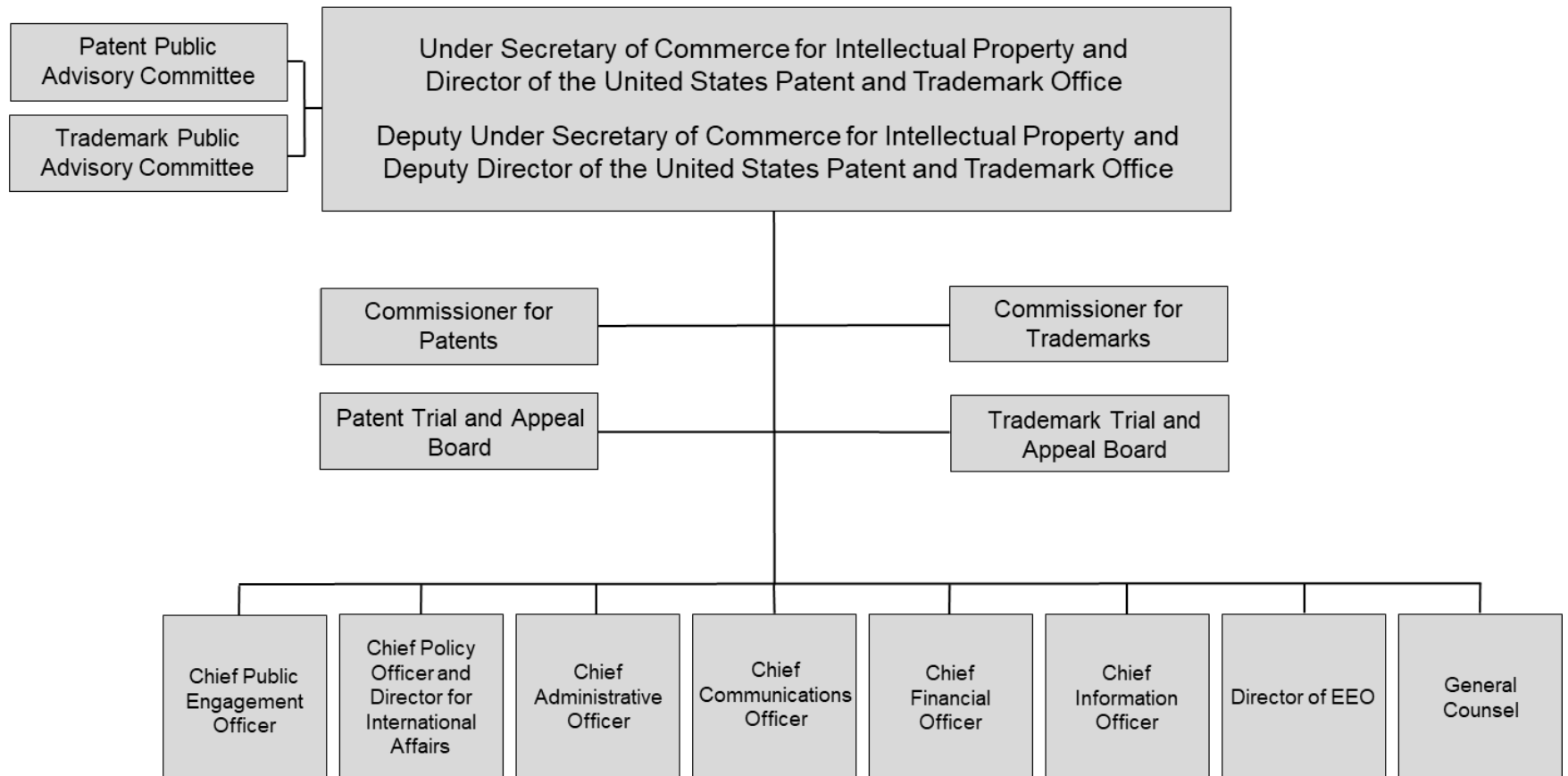
Disclaimer

Due to rounding, the numbers presented in tables throughout this document may not add up precisely to the totals provided, and percentages may not precisely reflect absolute figures.

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**Department of Commerce
United States Patent and Trademark Office**

UNITED STATES PATENT AND TRADEMARK OFFICE



**Department of Commerce
U.S. Patent and Trademark Office
Budget Estimates, FY 2026
Executive Summary**

The USPTO's FY 2026 Budget (Budget) estimates agency fee collections of \$4,996 million, consisting of \$4,326 million in patent fees and \$670 million in trademark fees. The USPTO also expects to collect \$76 million in other income (i.e., reimbursements). Estimated spending is \$4,680 million (including the \$2.45 million requested as a transfer to the Department of Commerce Office of Inspector General)—consisting of \$4,080 million for the Patent Program and \$601 million for the Trademark Program—which supports 15,363 positions (14,451 FTE). During FY 2026, the USPTO will add \$761 million to the combined operating reserves (ORs). The USPTO projects \$369 million to accrue in the PTFRF. Subject to reprogramming guidelines, these funds will be transferred to the operating reserves, resulting in a net increase of \$602 million in the patent OR and \$159 million in the trademark OR. The agency requests appropriation authority to spend the full fee collection estimate of \$4,996 million to offset budgetary requirements (estimated spending and OR deposits). Under this request, the USPTO's FY 2026 net appropriation is \$0.

USPTO Operating Levels for FY 2026			
<i>Dollars in millions</i>	Patents	Trademarks	Total
			\$4,996
Other income	\$69	\$7	\$76
Operating reserve, beginning of year	\$763	\$94	\$857
Total estimated funds available	\$5,158	\$771	\$5,929
Estimated spending	(\$4,080)	(\$601)	(\$4,680)
Operating Reserve EOY Balance	\$1,078	\$170	\$1,249
Transfer (to)/from PTFRF	\$286	\$83	\$369
Total operating reserve and Patent and Trademark Fee Reserve Fund (PTFRF), end of year	\$1,364	\$253	\$1,617
Authorized positions	13,596	1,767	15,363
<i>*Transfer from PTFRF recoups prior year fee collections in excess of appropriations estimate.</i>			
<i>Due to rounding, the numbers presented above may not add up exactly to the totals provided.</i>			

The USPTO predicated this Budget on workload and fee collection estimates derived from agency production and workload models, as well as relevant indicators of economic and IP activity. In FY 2026, the USPTO estimates that serialized (original) patent applications will increase by 1.5% over projected prior year application filing levels, and trademark applications will increase by 4.9%. These forecasts are inherently uncertain; actual demand for patent and trademark services could be higher or lower than projected based on changing economic conditions. The USPTO must spend fee collections to meet the actual demand for services.

The patent and trademark fee collection estimates included in this Budget reflect current fee rates which were implemented on January 19, 2025, and January 18, 2025, respectively. Aggregate fee collections will meet budgetary requirements and address the current pendency emergency, driven by an unexamined patent application inventory exceeding 800,000 applications. The Budget supports using collections to fund additional examination capacity, including through a targeted expansion of the patent examiner corps (plans to hire 1500 patent examiners, which is partially offset by an estimated 655 attritions in FY 2026), and supports using collections to fund production incentives. The USPTO expects improving examination capacity will reduce the unexamined inventory and improve year-over-year pendency. Fee

collections will also allow the USPTO to continue to implement its trademark pendency reduction plan, increase trademark examination capacity (plans to hire 75 trademark examiners, which is partially offset by an estimated 48 attritions in FY 2026), and maintain focus on reducing pendency to achieve its first action pendency goal of 4.5 months by FY 2028. Additionally, this Budget will provide funding for the USPTO to modernize and streamline examination processes, identify and prevent fraudulent and abusive practices, cultivate evidence-based information, promote the use of artificial intelligence (AI), implement technological innovations to promote automation and innovation, and resource administration and other mission-critical agency priorities.

To mitigate the risk of uncertain demand, the USPTO maintains two ORs (i.e., a patent OR and a trademark OR). The ORs are a U.S. Government Accountability Office (GAO) best practice for user fee-funded government agencies like the USPTO. The ORs enable the USPTO to align fees and costs over a longer horizon and to improve the agency's preparation for, and adjustment to, fluctuations in actual fee collections, demand, and spending. Depositing a portion of annual fee collections into the ORs, such that the balances are available to finance USPTO operations in the event of unexpected economic fluctuations, is a USPTO budgetary requirement.

In accordance with presidential executive orders (EOs) related to finding efficiencies and streamlining operations, the USPTO Budget finances a cost-effective, aggressive strategy for reducing patent and trademark pendency and application inventory. Additionally, this Budget funds resources designed to improve patent durability, trademark quality, and the agency's ability to combat fraud. The agency projects year-over-year improvements in unexamined patent inventory, with a 26% reduction in unexamined inventory by FY 2030. The USPTO expects unexamined utility, plant, and reissue (UPR) inventory to decline as patent production output exceeds incoming application filings beginning in FY 2026. Through concentrated efforts to reduce trademark pendency and expand examining attorney capacity, the USPTO projects it will achieve its first action trademark pendency goal of 4.5 months by FY 2028. In addition, the agency projects that trademark unexamined inventory will decline annually through FY 2027 and that inventory-to-examiner ratios will reach targeted levels by FY 2027. The Budget funds staffing increases in both the Patent Program and Trademark Program to meet these performance targets. For Patents, the agency plans to increase patent examination capacity through aggressive annual hiring goals and higher overall examiner staffing levels.

The USPTO is committed to fiscal responsibility and makes prudent decisions to align spending priorities with projected fee collections while meeting workload requirements and maintaining sufficient OR levels. Fee setting authority, included in the 2011 Leahy-Smith America Invents Act (AIA) (Pub. L. 112-29) and extended in the Study of Underrepresented Classes Chasing Engineering and Science Success (SUCCESS) Act of 2018 (Pub. L. 115-273), enables the USPTO to set and adjust fees to align with costs. The AIA also created a successful framework to provide the USPTO full access to all fee collections. This authority to adjust both patent and trademark user fees via the regulatory rulemaking process enables the USPTO to set fees at an appropriate level to recover the aggregate costs of its operations, including investments in strategic agency goals, and to respond to changing legislative requirements and market needs. Absent congressional action, the agency's AIA fee setting authority will expire on September 15, 2026.

Performance

For current Government Performance and Results Act targets, please see [Appendix II](#).

TOTAL BUDGET AND FINANCING

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Department of Commerce
U.S. Patent and Trademark Office
FY 2026 PROGRAM INCREASES / DECREASES / TERMINATIONS
(Dollar amounts in thousands)
(By Appropriation, Largest to Smallest)

Increases

Page No. In CJ	Appropriations	Budget Program	Title of Increase	Positions	Budget Authority
20	Salaries and Expenses	Patent Program	Patent Examining	910	339,370
27	Salaries and Expenses	Trademark Program	Trademark Examining	106	69,834
39	Salaries and Expenses	Cross-Cutting Functions	IT Infrastructure and IT Support Services	(59)	20,430
38	Salaries and Expenses	Cross-Cutting Functions	Human Resources Management and Administrative Services	(28)	14,710
39	Salaries and Expenses	Cross-Cutting Functions	Cross-Cutting Functions Information Resources	(1)	12,741
38	Salaries and Expenses	Cross-Cutting Functions	IPR Attaché Program	3	12,375
20	Salaries and Expenses	Patent Program	Patent Information Resources	29	10,119
38	Salaries and Expenses	Cross-Cutting Functions	Financial Management Services	15	8,495
20	Salaries and Expenses	Patent Program	Patent Trial and Appeals	(63)	7,397

Exhibit 4A

38	Salaries and Expenses	Cross-Cutting Functions	Policy, International Engagement, and Operational Support	7	6,301
27	Salaries and Expenses	Trademark Program	Trademark Trial and Appeals	(4)	5,107
38	Salaries and Expenses	Cross-Cutting Functions	Legal Services	(4)	4,907
38	Salaries and Expenses	Cross-Cutting Functions	Executive Direction and Communications	(104)	4,305
38	Salaries and Expenses	Cross-Cutting Functions	Global Intellectual Property Academy (GIPA)	(2)	453
Total, Increases				805	516,544

Decreases

Page No. In CJ	Appropriations	Budget Program	Title of Increase	Positions	Budget Authority
27	Salaries and Expenses	Trademark Program	Trademark Information Resources	6	(6,799)
39	Salaries and Expenses	Cross-Cutting Functions	Miscellaneous General Expense (MGE)	-	(24,813)
Total, Decreases				6	(31,611)

**Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
SUMMARY OF RESOURCE REQUIREMENTS**
(Dollar amounts in thousands)

		Positions		FTE		Budget Authority	Direct Obligations
Appropriation Available, 2024		14,552		12,561			4,193,368
Plus: Program changes		811		1,890			484,933
FY 2026 Estimate		15,363		14,451			4,678,301

		2024		2026 Estimate		Increase/(Decrease)	
		Personnel	Amount	Personnel	Amount	Personnel	Amount
Patents	Pos./Obl.	12,867	3,675,586	13,597	4,077,678	730	402,092
	FTE	11,112		12,705		1,593	
Trademarks	Pos./Obl.	1,685	517,782	1,767	600,622	82	82,840
	FTE	1,449		1,746		297	
Total	Pos./Obl.	14,552	4,193,368	15,363	4,678,301	811	484,933
	FTE	12,561		14,451		1,890	
Adjustments for:							
Offsetting Fee Collections			(4,128,559)		(4,996,122)		
Other Income / Recoveries			(66,868)		(76,226)		
Unobligated balance, start of year:							
Operating Reserve Balance			(1,145,459)		(1,594,803)		
PTFRF Balance			-		368,919		
Unobligated balance, end of year:							
Operating Reserve Balance			1,145,057		1,617,482		(484,933)
PTFRF Balance			-		-		-
Total Budget Authority			(2,461)		(2,450)		-
Financing from transfers							
Transfer from other accounts (-)			-		-		-
Transfer to other accounts (+)			2,461		2,450		-
Appropriation			0		0		0

PATENT PROGRAM

**Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
JUSTIFICATION OF PROGRAM AND PERFORMANCE**
(Dollar amounts in thousands)

Activity: Patent Program

Goal Statement

The Patent Program carries out the USPTO's mission by optimizing patent quality and timeliness in accordance with laws, regulations, and practices.

Program Description

The Patent Program consists of the activities of the Patent Examining function and the Patent Trial and Appeal Board (PTAB), with support from the Patent Information Resources function, which provides the tools and resources to carry out the Patent Program's mission-critical activities. The functions of the Patent Program are primarily demand driven. Thus, the USPTO derived most of the requirements for the FY 2026 program from production-based workload modeling. The resources needed to carry out the agency's mission include training, production incentive programs, and investments in IT solutions. The patent examination process drives most of the Patent Program requirements.

Statement of Operating Objectives

The objectives of the Patent Program align with the USPTO's focus on enhancing the country's innovation ecosystem and providing strong, reliable, and predictable IP rights. Patents and the PTAB are meeting the USPTO's strategic goals by achieving the following objectives and corresponding initiatives. The Patent Program's objectives include:

- Improve pendency by reducing the size and age of the unexamined patent application inventory.
- Issue durable patents.
- Identify and address fraudulent and abusive practices.
- Modernize and streamline examination processes.
- Enhance the policies and procedures of the PTAB.

Explanation and Justification

Patent Examining

The USPTO prioritizes investment in patent examination and employs nearly 9,500 patent examiners and other patent employees to address the pendency emergency driven by the unexamined patent application inventory. The Budget funds compensation investments in patent examination to help the USPTO to meet hiring goals; retain the tenured examination workforce necessary to make measurable improvements to meet performance demands; and continue to attract and retain qualified candidates in the highly competitive science, technology, engineering, and mathematics (STEM) job market.

The agency's investments in patent examination also include funding for application readiness, continuation practice, prior art and searching, new examiner training, prosecution changes, and enhancements to improve patent durability. Budgeted requirements for FY 2026 comprise necessary funding for the Patent Program's mission-critical priorities.

The patent application process begins when the USPTO receives the application. This step marks the onset of the pre-examination stage. Patents anticipates receiving 634,000 UPR applications in FY 2026, including 483,000 serialized applications. These estimates represent a 4.2% growth in UPR applications and a 1.5% growth in serialized applications over the previous year. Resources for the pre-examination function allow the agency to conduct an administrative review to determine whether applications comply with requirements related to form, content, adequacy, and the payment of appropriate fees for paper and electronic filings. Paper filings, which represent about 1% of new applications, require the agency to use additional resources to convert the files into electronic images. This process includes assigning the official filing date and patent application tracking number and entering the patent bibliographic data (e.g., filing date, priority date, and inventor(s) title(s)) into the Patent Data Portal (PDP). Patent pre-examination resources also support the pre-grant publication process for applicable filings.

The examination stage is critical to the USPTO's achievement of many of its strategic and performance goals. Patents uses funding to support a highly educated and specialized workforce that produces the office actions needed to process patent applications. The USPTO will require resources to support the 641,600 UPR production units estimated for FY 2026. A staff of over 9,000 patent examiners—supported by management and contractors, IT tools, legal and policy resources, and training and quality investments—generates UPR production units to maintain the USPTO's standards of excellence in patent examination.

Patents needs resources to continue the activities involved in post-examination processing, which takes place after examiners have allowed applications and issue fees have been paid. These resources will support the 386,000 patents the USPTO will prepare for issuance, printing, and publication in a weekly edition of the electronic Official Gazette for dissemination to the public, based on the agency's current FY 2026 estimate. Post-issue activities include reissues, reexaminations, certificates of correction, the processing of application withdrawals, and assignments.

Patent Trials and Appeals

The USPTO's PTAB manages dual jurisdictions: adjudicating ex parte appeals of examiners' final rejections and conducting AIA trial proceedings (inter partes reviews, post-grant reviews, the transitional program for covered business method patents, and derivation proceedings). The PTAB is an administrative tribunal that consists of administrative patent judges (APJs) whose work contributes significantly to the agency issuing durable patents. The PTAB projects it will receive approximately 4,300 appeals in FY 2026. The FY 2026 resources fund legal staffing and support the PTAB in meeting statutory requirements, aligning capacity with projected workloads to meet objectives continuously. These resources enable the PTAB to reach and maintain pendency for three activities:

- The AIA trials which, by statute, must reach a decision on whether to institute trial within three months of the patent owner filing a preliminary response and which the PTAB must adjudicate within one year of instituting a trial;
- Reexamination appeals which, by statute, must be completed with "special dispatch"; and
- Ex parte appeals.

Although ex parte appeals do not have a timeliness requirement, the PTAB remains committed to maintaining strategic pendency and inventory levels, hiring APJs as needed to support workload projections, clearing the oldest cases, and reassigning judges according to the greatest need.

The PTAB strives to issue reliable and timely decisions by using resources for judicial and legal staff, systematic training, data analytics, and trial-related studies. The PTAB is focused on enhancing decisional quality, policies, and procedures. The program also supports the PTAB Pro Bono Program, which the PTAB Bar Association administers, and which matches financially under resourced inventors with volunteer patent practitioners for free legal assistance with ex-parte appeal matters.

Patent Information Resources

This activity includes funding for the Patent Information Resources function, which supports the USPTO's enterprise technology objective of modernizing and efficiently operating secure and scalable technology. Patent Information Resources also supports the following Patents product line key objectives:

- Enhance employee experience;
- Improve the patent filing experience;
- Increase patent data quality;
- Increase access to prior art; and
- Provide a highly available and resilient unified case management system for the PTAB that enhances both employee experiences and customer experiences (CXs).

Cross-Cutting Functions – Allocated

This sub-activity represents cross-cutting management and support activities that enable the Patent Program to accomplish its goals. These activities can be directly related to Patents, such as Office of Human Resources activities dedicated to recruiting patent examiners and APJs, or they can be cross-cutting functions dedicated to overall USPTO activities, such as IP policy activities or financial management. The Budget describes these activities in the Cross-Cutting Functions section. The USPTO allocates these costs to the Patent Program based on the agency's Activity Based Information (ABI) analysis and results.

Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
PATENT PROGRAM
PROGRAM CHANGES FOR 2026
(Dollar amounts in thousands)

		2024		2026 Estimate		Increase/(Decrease)	
		Personnel	Amount	Personnel	Amount	Personnel	Amount
Patent Examining	Pos./Obl.	10,904	2,584,640	11,814	2,924,011	910	339,370
	FTE	9,636		10,995		1,358	
Patent Trial and Appeals	Pos./Obl.	411	86,729	348	94,126	(63)	7,397
	FTE	315		344		29	
Patent Information Resources	Pos./Obl.	167	156,967	196	167,085	29	10,119
	FTE	161		175		14	
Direct Total, Patent Program	Pos./Obl.	11,482	2,828,336	12,358	3,185,222	876	356,886
	FTE	10,113		11,514		1,401	

**Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
PATENT PROGRAM
PROGRAM CHANGES FOR 2026–2030
(Dollar amounts in thousands)**

Sub-Activity: Patent Examining

In FY 2026, the Patent Examining program change and resources will provide funding to ensure the high-quality and timely examination of patent applications, leading to the USPTO issuing durable patents. The program's requirements will also enhance the CX by ensuring the accuracy, consistency, and reliability of patent examination, thereby increasing the value of the patent to the inventor.

Sub-Activity: Patent Trials and Appeals

The Patent Trials and Appeals change and resources will provide funding to efficiently conduct trials regarding the patentability of issued patents and hear appeals on patent examiner decisions.

Sub-Activity: Patent Information Resources

The Patents product line will focus on the following objectives:

- **Enhance User Experience:** Improving cross-product-line communications and increasing automation for patent tool sets.
- **Improve the Patent Filing Experience:** Based on customer feedback, modernizing the USPTO's patent filing system by using new technologies, new filing capabilities (e.g., DOCX application types), and filing assistance.
- **Increase Patent Data Quality:** Improving patent data quality through the full patent application life cycle.
- **Increase Access to Prior Art:** Providing search stakeholders with new technologies, including AI, increased prior art collections, and automation efficiencies.
- **Provide a Highly Available and Resilient Unified Case Management System for the PTAB that Enhances Both Employee Experiences and CXs:** Providing improved access to complete, accurate case data will address employees' needs, promote case decision transparency and consistency.

Additional information regarding schedules, milestones, and deliverables can be found in the USPTO's Exhibit 300 submissions located on the [Federal IT Dashboard](#).

TRADEMARK PROGRAM

**Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
JUSTIFICATION OF PROGRAM AND PERFORMANCE**
(Dollar amounts in thousands)

Activity: Trademark Program

Goal Statement

The USPTO's Trademark Program carries out the USPTO's mission by optimizing trademark quality and timeliness in accordance with laws, regulations, and practices.

Program Description

The Trademark Program performs a valuable function by identifying the source of products and services and serving as a reliable indicator of quality to the consumer. By registering trademarks, the USPTO has a significant role in protecting consumers, as well as in providing important benefits to American businesses by allowing them to strengthen and safeguard their brands and related investments. Examining trademark applications involves the activities shown in the following schematic and the major functions described below.

Statement of Operating Objectives

Some of the Trademark Program's major objectives are:

- Improve pendency by reducing the size and age of the unexamined trademark application inventory.
- Register reliable trademarks.
- Identify and address fraudulent and abusive practices.
- Modernize and streamline examination processes.
- Enhance the policies and procedures of the Trademark Trial and Appeal Board (TTAB).

Explanation and Justification

Trademark Examining

The USPTO plays a critical role in notifying the public of marks currently in use and marks applicants plan to use in the future through the agency's online databases of registered and pending trademarks. Prior to filing a registration application or establishing or investing in a mark, business owners can survey marks currently in use or proposed for use by using support services or online resources available to customers who are preparing to file their applications with the USPTO. These support services consist of the public search rooms

located at the USPTO's facilities in Alexandria, Virginia; the Patent and Trademark Resource Centers (formerly Depository Libraries) located across the country; the USPTO's online information about trademark basics and how-to videos; frequently asked questions, manuals, search systems, and electronic filings; and a customer service call center operated by the Trademark Assistance Center (TAC).

The USPTO electronically files and processes trademark applications to register a mark. When the USPTO receives an application, it subjects the proposed mark to a quality review process. During that process, Trademarks reviews the electronically tagged application data to add the international classification and to add design search codes that facilitate searching and examination. Trademark electronic automated systems automatically transfer the tagged data in a trademark application to the appropriate data fields. Trademark automated systems are the source of the application and registration data the USPTO uses while processing, examining, and maintaining registered trademarks; the information the agency makes available to the public through www.uspto.gov; and the information in the Official Gazette. The USPTO publishes the Official Gazette, which provides notice of marks examining attorneys have approved, marks registered following commencement of use, and registrations that registrants maintain, electronically. Input processing also encompasses the processing of international applications filed under the Madrid Protocol.

One of the USPTO's more than 800 trademark examining attorneys determines whether the mark in each newly filed application is entitled to registration under the provisions of the Trademark Act of 1946, as amended. As part of this process, the examining attorney searches previously filed and registered marks to evaluate whether a conflict exists between the mark in the application and a previously filed application or registration. Examining attorneys evaluate many types of marks—such as trademarks, service marks, certification marks, and collective membership marks—against the criteria for registrability set out in the Trademark Act of 1946, as amended. The examining attorney searches a database of more than 3 million registered marks and 1.2 million pending marks to determine whether the mark in the subject application is confusingly similar to an existing mark. Based upon their evaluation, examining attorneys decide to approve or deny an application for registration.

Trademarks publishes approved applications prior to registration to notify interested parties who may file an opposition to the registration. Trademarks registers marks if their use in commerce is unopposed or if they survive any filed opposition. Marks filed based on intent to use receive a notice of allowance following the opposition period if they are unopposed or if they survive any filed opposition. Registration occurs after the USPTO issues a notice of allowance and the applicant subsequently files, and the USPTO accepts, a Statement of Use.

Quality and training are important components of the examination process. Trademarks integrates the resources required to conduct high-quality examinations and registrations of trademark applications into the total examination costs.

Under the quality assurance program, Trademarks reviews the results of an examining attorney's first and final office actions for the quality of the substantive basis of the decision-making, search strategy, evidence, and writing. Based on the data Trademarks collects from these reviews, the USPTO has both electronic and traditional targeted training initiatives that address specific areas of

improvement. The USPTO ensures all examining attorneys possess the knowledge, skills, and abilities necessary to perform their jobs as part of the agency's commitment to improving examination quality. For example, examining attorneys can take a series of self-paced e-learning tutorials. Trademarks also implements new e-learning modules throughout the year based on topics the program identifies through quality review evaluations.

Trademarks continues its efforts to improve quality cost effectively. To raise the bar, Trademarks has instituted an Exceptional Office Action, which emphasizes comprehensive excellence in final office actions and expands upon the existing first and final action standards for correct decision-making. An Exceptional Office Action reflects correct decision-making, includes excellent evidentiary support, and is exceptionally well written.

Policy and Legal are critical components of the trademark examination process. Policy and legal processes consist of establishing trademark examination policy standards; serving as the authority on trademark laws, rules, and examining practices and procedures; implementing treaty obligations; implementing judicial and TTAB decisions; publishing rules for public comment and final rules; and maintaining the Trademark Manual of Examining Procedure. Trademarks includes the costs of performing these functions in the examination costs.

Owners can maintain trademark registrations indefinitely, as long as the registered mark is in use under the Trademark Act of 1946, as amended. Registrations for marks on the Principal and Supplemental Registers require periodic renewal every 10 years. To maintain rights to a mark, between the fifth and sixth years from the date of registration, the owner must file an affidavit attesting to the use of the registered mark. To renew a trademark registration, the owner must again file an acceptable affidavit of use and an application for renewal within one year before the end of every 10-year registration period. Owners of marks on the Principal Register can also make a claim of incontestability to claim exclusive rights after the mark has been in continuous use in commerce for five consecutive years after the registration date. The owner can also file requests to correct or amend a trademark registration.

Trademarks examines filings for completeness and compliance with statutory requirements. To ensure the accuracy of registered marks, the USPTO conducts a random audit of marks submitted for maintenance or renewal to verify that goods and services continue to be used in commerce. Failure to file the required affidavit and proof of use, or to substantiate use when audited, results in the USPTO canceling the registration. These requirements serve to remove trademarks from the register when the marks are no longer in use, which allows others to clear and select marks.

Trademark Trials and Appeals

Administrative trademark judges (ATJs) on the TTAB review examining attorneys' adverse registrability determinations (refusals of registration) when applicants appeal adverse determinations. The ATJs also conduct and decide opposition (trial) proceedings when an interested party believes it will be harmed by, and therefore challenges, the registration of a published mark, as well as when trial proceedings (cancelations) involve registrations in which a third party wishes to challenge the validity of, or restrict, a registration.

Trademark Information Resources

The Trademark Information Resources function supports the USPTO's enterprise technology objective of modernizing and efficiently operating secure and scalable technology. Trademark Information Resources also supports the following Trademarks product line key objectives:

- Reduce examination processing time;
- Improve internal user experience; and
- Improve trademark application submissions and examination quality.

Cross-Cutting Functions – Allocated

This sub-program represents cross-cutting management and support activities that enable the Trademark Program to accomplish its goals. These activities can be directly related to Trademarks (for example, Office of Human Resources activities that support recruiting trademark examining attorneys and APJs) or they can be cross-cutting functions dedicated to overall USPTO activities (for example, IP policy activities or financial management). The Budget describes these activities in the Cross-Cutting Functions section. The USPTO allocates these costs to the Trademark Program based on the agency's ABI analysis and results.

**Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
Trademark Program
PROGRAM CHANGES FOR 2026**
(Dollar amounts in thousands)

		2024 Enacted		2026 Estimate		Increase/(Decrease)	
		Personnel	Amount	Personnel	Amount	Personnel	Amount
Trademark Examining	Pos./Obl.	1,173	246,599	1,279	316,433	106	69,834
	FTE	1,048		1,275		227	
Trademark Trial and Appeals	Pos./Obl.	101	18,731	97	23,838	(4)	5,107
	FTE	77		97		19	
Trademark Information Resources	Pos./Obl.	79	66,535	86	59,736	6	(6,799)
	FTE	77		81		4	
Direct Total, Trademark Program	Pos./Obl.	1,353	331,865	1,462	400,007	108	68,142
	FTE	1,202		1,453		251	

Sub-Activity: Trademark Examining

In FY 2026, the Trademark Examining program change and resources will align the agency's capacity to examine trademark applications with estimated workloads and will enhance the quality of trademark legal services.

Sub-Activity: Trademark Appeals and Trial Proceedings

The Trademark Trials and Proceedings resources will provide funding to handle appeals of trademark application refusals and adjudicates disputes between parties over the registration of trademarks.

Sub-Activity: Trademark Information Resources

The Trademarks product line will focus on the following objectives:

- **Reduce Examination Processing Time:** Streamlining the TM Exam platform and associated components; replacing outdated legacy software with modern, common services; and migrating to the cloud.
- **Improve Internal User Experience:** Resolving defects and infrastructural issues that cause functionality problems and outages, improving inefficient workflows, and modernizing legacy systems.
- **Improve Trademark Application Quality and Examination Quality:** Streamlining the application submission process with modern systems.

Visit the USPTO's Exhibit 300 submissions located on the [Federal IT Dashboard](#) for additional information regarding schedules, milestones, and deliverables.

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CROSS-CUTTING FUNCTIONS

**Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
JUSTIFICATION OF PROGRAM AND PERFORMANCE**
(Dollar amounts in thousands)

Activity: Cross-Cutting Functions

Goal Statement

The Cross-Cutting Functions Program's goal is to promote organizational excellence, quality CXs, sound resource management, reliable workforce planning, and modernized IT systems and services.

Program Description

The Cross-Cutting Functions Program includes the USPTO support functions that are necessary to enable mission-critical operations, including IP protection and policy, executive direction, financial and legal services, human capital and facility management activities, and management of the agency's IT infrastructure.

Statement of Operating Objectives

Some of the major objectives of the Cross-Cutting Functions Program are:

- Bring education and awareness to the critical role IP plays in enhancing U.S. prosperity and security.
- Promote respect for IP at home and abroad.
- Combat IP theft.
- Advance a performance-based culture, promote excellence, and foster employee engagement.
- Manage user fees effectively by allocating resources to mission-critical services.
- Modernize and efficiently operate secure and scalable technology.
- Make data-driven decisions and leverage automation.

Explanation and Justification

Cross-Cutting Functions

The agency allocates the costs of the Cross-Cutting Functions Program activities to the Patent and Trademark Programs using the agency's ABI results.

Policy, International Engagement, and Operational Support

The Chief Policy Officer and Director for International Affairs heads the Office of Policy and International Affairs (OPIA) and serves as the principal advisor to the Under Secretary of Commerce for Intellectual Property and Director of the USPTO, on public policy matters related to IP protection, including the United States' proposed legislation and international activities. OPIA includes attorneys in various subject matter fields (trade, enforcement, patents, trademarks, and copyright) who perform policy and representation work and representation travel. OPIA also includes program analysts and several administrative support specialists who support the entire agency.

Intellectual Property Policy

OPIA participates in the World Intellectual Property Organization (WIPO), a specialized agency of the United Nations devoted to IP matters; the World Trade Organization (WTO), an international forum for liberalizing trade; and other IP-related organizations. As a WTO member, the United States has worked to include a substantial IP component known as the Agreement on Trade-Related Aspects of IP Rights (TRIPS). OPIA provides technical expertise in IP dispute settlement cases before the WTO in support of and at the request of the Office of the United States Trade Representative (USTR). OPIA has been the U.S. government's IP technical representative in several cases—most recently, in the U.S. government's successful copyright challenge to certain aspects of China's IP regime.

The USPTO's statutory obligation to provide the administration with guidance and advice on international IP policy and protection includes bilateral, regional, and multilateral IP discussions and IP office cooperation, which has led directly to patent work-sharing. Some of these initiatives include supporting free trade agreements (FTAs) and trilateral cooperative activities and working to simplify and harmonize the administrative and technical processing of patent and trademark applications.

OPIA also coordinates patent cooperative activities with the world's five leading IP offices (IP5),¹ which leads to work-sharing and Patent Prosecution Highway projects that will help to improve operational efficiency and address the patent inventory. Access the [Data Visualization Center](#) to view OPIA performance metrics.

Office of the Chief Economist

The Office of the Chief Economist (OCE) is the primary advisor to the Under Secretary regarding economic issues at the USPTO. The OCE undertakes long-term, ongoing research and policy planning that influences and guides USPTO regulatory initiatives and policy recommendations on the broad functioning of IP systems. The OCE evaluates market data and trends to assist the USPTO and other U.S. government agencies in targeting examination, enforcement, and outreach resources. The OCE also researches the causes and consequences of significant developments in U.S. markets, prevailing practices among users and producers of IP, and U.S. IP policy. Visit the [Office of the Chief Economist webpage](#) for more information.

Global Intellectual Property Academy

The Global Intellectual Property Academy (GIPA) provides web-based and on-site training, technical assistance, and capacity-building programs and activities to foreign government officials from other IP offices and other foreign government officials responsible for IP enforcement policy and law enforcement. GIPA offers subject matter experts (SMEs) throughout the United States a variety of programs, information booths, and educational materials on protecting and enforcing IP in the United States and abroad. GIPA carries out “train the trainers” programs for the Small Business Development Centers (SBDCs), the National Institute of Standards and Technology Manufacturing Extension Partnership, and others. In addition, GIPA offers specialized programs on doing business in Brazil, India, and China. Visit the [GIPA webpage](#) for more information about GIPA.

Intellectual Property Attaché Program

The USPTO formally instituted the IP Attaché Program in 2006 to promote strong IP protection and enforcement internationally for the benefit of U.S. foreign, economic, and political interests. In FY 2026, the IP Attaché Program will have 14 IP attaché positions at the following posts: Rio de Janeiro, Brazil; New Delhi, India; Beijing, Shanghai, and Guangzhou, China; Bangkok, Thailand; Lima, Peru; Brussels, Belgium; Mexico City, Mexico; Kyiv, Ukraine; Abu Dhabi, United Arab Emirates; Johannesburg, South Africa; and Geneva, Switzerland. In addition, to expand coverage and resources in the region, the agency has placed an IP specialist in Buenos Aires, Argentina, reporting to the attaché based in Rio de Janeiro. Similarly, the agency will place an IP specialist in Berlin, Germany, reporting to the attaché based in Brussels. The attaché program is exploring opportunities to open a post in East Asia and to transfer the IP Attaché for Eastern and Central Europe from Kyiv, Ukraine to Ankara, Türkiye. The IP Attaché Program is closely aligned with and

¹ IP5—The USPTO, the European Patent Office (EPO), the Japan Patent Office (JPO), the Korean Intellectual Property Office (KIPO), and the China National Intellectual Property Administration (CNIPA).

supports the achievement of the USPTO's mission, and the objectives identified in the USPTO 2022-2026 Strategic Plan. The IP attachés bring unique technical IP expertise and experience to their posts. Attachés have helped to influence laws, regulations, and intellectual property rights (IPR) practices in their host countries. Visit the [IP Attaché Program webpage](#) to access more information.

Executive Direction, Communication, and Outreach

Executive Direction, Communication, and Outreach entails determining the policies and directing the programs of the USPTO. The PPAC and the TPAC advise Under Secretary on USPTO policies, goals, performance, budget, and user fees.

As the world's leading IP agency, the USPTO relies on consistent and effective communication and outreach to achieve its policy goals. In FY 2026, the USPTO will continue to manage agency policies to ensure it meets its mission and vision while leading initiatives that focus on policies to advance competition in the U.S. economy.

The USPTO seeks to promote and protect innovation through its outreach efforts. By maintaining partnerships with the National Science & Technology Medals Foundation and the National Inventors Hall of Fame, the USPTO continues participating in and supporting educational programs that bolster innovation through invention, entrepreneurship, and creativity.

Governmental Affairs

Governmental Affairs (GA) formulates legislative and policy proposals and prepares supporting documentation for USPTO proposals. GA's mission is to provide Congress with information and technical assistance on the USPTO's initiatives and proposed IP legislation, generate goodwill, provide education and outreach, prepare for hearings and legislation, manage responses to congressional inquiries, and liaise with the DOC and other agencies.

Office of Public Engagement

The Office of Public Engagement (OPE) promotes innovation throughout the United States by strategically educating the American people about the purpose and value of IP; illuminating and explaining the USPTO, its purpose, and its initiatives to the public; providing stakeholder feedback, suggestions, and concerns to appropriate business units in the USPTO; and highlighting resources available to support the USPTO's priorities.

Financial Management Services

Financial Management Services helps to manage organizational resources effectively through activities that include budget formulation, budget execution, fee estimation, acquisitions, cost accounting, and vendor payments, among other financial management services. As of FY 2024, the USPTO has earned an unmodified audit opinion on its annual financial statements for 32 consecutive years. The Association of Government Accountants (AGA) awarded the USPTO the Certificate of Excellence in Accountability Reporting for the 23rd consecutive year for its FY 2024 Agency Financial Report (AFR).

Human Resource Management and Administrative Services

In FY 2026, the Chief Administrative Officer will be responsible for effectively managing human resources and providing administrative services, including:

- Analyzing organizational capacity through workforce assessments to align workload demand with direct capacity in human resources;
- Supporting efforts to plan and implement the return to in-person work;
- Supporting the recruitment, development, and retention of a high-performing and highly skilled workforce necessary for mission success;
- Promoting an engaged and evolving workforce through succession planning and fostering the next generation of USPTO leaders;
- Overseeing a broad range of administrative and employee service programs (e.g., occupational, safety, and health services; printing and graphics services; mail center operations; office move services; transportation services; conference services; cafeteria and food services; personnel property management services; the Insider Threat Program; and records management services) that are responsive to the needs of the USPTO workforce;
- Providing real property services (e.g., lease and facilities management, space planning and design, and the coordination of building renovations); and
- Protecting personnel, facilities, and property and coordinating the USPTO's Occupant Emergency, Emergency Preparedness, and Continuity of Operations programs' planning efforts.

Office of Equal Employment Opportunity

The Office of Equal Employment Opportunity (OEEO) partners with each USPTO business unit to ensure legal compliance with federal anti-discrimination statutes and regulatory reporting requirements. OEEO promotes equal employment opportunity (EEO) by:

- Ensuring EEO for USPTO employees and applicants by providing legally required training and ad hoc advice to managers and employees regarding federal anti-discrimination statutes, providing EEO counseling services to aggrieved persons, and overseeing the investigation of EEO complaints.
- Improving accessibility for users of facilities, programs, and services the USPTO operates or funds. OEEO supports the USPTO's commitment to providing reasonable accommodations for employees and job applicants with disabilities, including sign language interpretation and Communication Access Real-time Translation services.
- Compiling and assessing data required by the agency's regulatory reporting obligations (MD 715, 462 Report, and the No FEAR Act Report).

- Providing Senior Executive Service Executive Core Qualifications training to employees and supervisors to address knowledge gaps and, when applicable, enhance supervisory skills or prepare employees for employment opportunities.
- Managing EEO complaint processing, including through alternative dispute resolution.

Ombudsman Program

The Ombudsman Program helps USPTO employees and managers explore options for preventing, addressing, and resolving workplace issues.

Legal Services

Offices under the General Counsel provide the following legal services:

- The Office of the Solicitor (SO) serves as legal counsel to the USPTO on IP law matters. The SO also collaborates with the DOC on interagency IP law matters; defends PTAB and TTAB decisions before the United States Court of Appeals for the Federal Circuit and the federal district courts; represents the Under Secretary in district court actions filed against the USPTO pursuant to the Administrative Procedure Act; provides legal advice on IP law, policy, and regulation; prosecutes attorneys and agents who practice before the agency for alleged ethical violations; and defends USPTO employees at deposition.
- The Office of General Law (OGL) represents the USPTO in matters that do not involve IP issues. The Deputy General Counsel's office provides advice and written legal opinions on areas concerning the administration and management of the USPTO. The OGL also represents the USPTO in various administrative proceedings.
- The Office of Enrollment and Discipline (OED) investigates information related to attorney and registered patent agent misconduct; determines the appropriate disciplinary proceedings; and suspends or excludes from practice before the USPTO any person, attorney, or registered patent agent shown to be incompetent or disreputable or found culpable of unethical, unprofessional, or gross misconduct. This includes cases where patent and trademark fraud are perpetrated. In addition, the OED maintains a roster of individuals who are registered to practice before the USPTO in patent matters; this entails reviewing the legal, technical, and moral character qualifications of individuals seeking recognition to practice before the USPTO in patent matters. Furthermore, the OED administers and oversees the USPTO Patent Pro Bono Program and the USPTO Law School Clinic Certification Program. The USPTO's Patent Pro Bono Program supports 21 regional programs, and the Law School Clinic Certification Program includes over 60 participating law school clinics.

Cross-Cutting Functions Information Resources

The Cross-Cutting Functions Information Resources program supports the USPTO's key IT objective of modernizing and efficiently operating secure and scalable technology. The program also supports the following Enterprise Business Product Line (EBPL) key objectives:

- Increase employee engagement and improve CX with streamlined tools;

- Collect, store, and distribute authoritative data; and
- Leverage technology to gain business efficiencies.

Information Technology Infrastructure and Information Technology Support Services

The mission of IT Infrastructure and IT Support Services, or the Enterprise Infrastructure Product Line (EIPL), is to provide USPTO staff and customers progressively better, faster, and cheaper essential technologies and services while supporting the agency's key IT objective of modernizing and efficiently operating secure and scalable technology. The product line achieves its mission by conducting exceptional research, design, testing, procurement, implementation, integration, operations, maintenance, and support for the USPTO's internal and external products. Additionally, the EIPL continually advances customer service and user experience by measuring, anticipating, and addressing enterprise needs and leading rapid change to support dynamic business requirements, statutory obligations, and USPTO priorities. In addition to prioritizing business units' needs, the EIPL prioritizes the continuous, sustainable replacement and improvement of desktop equipment, network hardware, and storage and server services. The EIPL's key objectives are:

- Security
- Resiliency
- Emerging technology

Cross-Cutting Management Services: Miscellaneous General Expense

This sub-program entails cross-cutting services that affect all USPTO employees and operations, such as space rentals, utilities, lease management, security, transportation, postage, and the agency's participation in the DOC Working Capital Fund. This sub-program also includes funding for post-retirement benefits, whereby the USPTO funds the Federal Employees Health Benefits (FEHB) Program, Federal Employees' Group Life Insurance (FGLI) Program, and CSRS and FERS pension liabilities. The USPTO pays these funds to OPM. These funds also include \$10,000 to purchase uniforms that USPTO personnel wear at recruitment events and outreach events, consistent with common recruiting practices.

Department of Commerce
U.S. Patent and Trademark Office
CROSS-CUTTING FUNCTIONS PROGRAM
PROGRAM CHANGES FOR 2026
(Dollar amounts in thousands)

		2024 Enacted		2026 Estimate		Increase/(Decrease)	
		Personnel	Amount	Personnel	Amount	Personnel	Amount
Policy, International Engagement, and Operational Support	Pos./Obl.	102	28,163	109	34,464	7	6,301
	FTE	84		109		25	
Global Intellectual Property Academy (GIPA)	Pos./Obl.	20	4,868	18	5,321	(2)	453
	FTE	18		18		-	
IPR Attaché Program	Pos./Obl.	3	16,065	6	28,441	3	12,375
	FTE	3		6		3	
Executive Direction and Communications	Pos./Obl.	262	39,419	158	43,724	(104)	4,305
	FTE	98		141		43	
Financial Management Services	Pos./Obl.	189	49,561	204	58,056	15	8,495
	FTE	161		203		42	
Human Resources Management and Administrative	Pos./Obl.	389	71,272	361	85,981	(28)	14,710
	FTE	297		361		64	
Legal Services	Pos./Obl.	143	34,848	139	39,755	(4)	4,907
	FTE	122		139		17	
Cross-Cutting Functions Information Resources	Pos./Obl.	110	115,539	109	128,280	(1)	12,741
	FTE	105		103		(2)	
IT Infrastructure and IT Support Services	Pos./Obl.	499	406,632	440	427,062	(59)	20,430
	FTE	358		404		46	
Miscellaneous General Expense (MGE)	Pos./Obl.	-	266,801	-	241,988	-	(24,813)
	FTE	-		-		-	
Direct Total, Cross-Cutting Functions	Pos./Obl.	1,717	1,033,167	1,544	1,093,071	(173)	59,904
	FTE	1,246		1,484		237	

Sub-Activity: Policy, International Engagement, and Operational Support

This funding will support the continued development of IP policy by allowing the agency to improve the international legal framework for IP protection, provide expert advice on domestic IP legislation, conduct research to guide USPTO initiatives and policy recommendations on the functioning of the IP system, and expand research on domestic and international IP issues and developments to inform policy formulation.

Sub-Activity: Global Intellectual Property Academy

This funding for GIPA programs helps to provide both foreign and U.S. government officials with educational programs on the protection, use, and enforcement of IP to improve IP protection systems worldwide for the benefit of U.S. stakeholders.

Sub-Activity: IP Attaché Program

This funding will continue to support operations for 14 IP Attaché Program offices abroad in FY 2026; this funding also represents a one-time increase to change the funding cycle to two-year increments. Additionally, this funding will enable the USPTO to strengthen the worldwide network of IP attachés who conduct outreach to foreign governments to improve IP laws and policies and support U.S. stakeholders with IP issues.

Sub-Activity: Executive Direction, Communication, and Outreach

Office of the Under Secretary and Director, Office of the Chief Communications Officer, and Office of Public Engagement: This funding supports the agency's leadership, policy development, and public engagement efforts to ensure the USPTO operates effectively and maintains strong relationships with the public and global IP community.

Sub-Activity: Financial Management Services

This funding supports the USPTO's financial planning, budgeting, accounting, and fee collection operations, which will allow the agency to effectively manage its resources and complies with federal financial standards.

Sub-Activity: Human Resource Management and Administrative Services

This funding will enable the USPTO to augment capacity and improve the delivery of the USPTO's human capital management program, which includes mission-critical positions that must be filled to meet DOC requirements and OPM regulatory changes

Sub-Activity: Legal Services

This funding supports the USPTO's internal legal counsel and regulatory functions, ensuring the agency operates within the bounds of law and sound legal policy.

Sub-Activity: Cross-Cutting Functions Information Resources

This request will fund the following EBPL objectives:

- Increase employee engagement and improve CX with streamlined tools: Modernizing and streamlining EBPL's existing tools and public-facing components will increase employee engagement and customer satisfaction.
- Collect, store, and distribute authoritative data: Ingesting, warehousing, and distributing data will lead to greater data maturity and the use of data as an enterprise asset.
- Leverage technology to gain business efficiencies: Reducing repetitive manual processes through automation and centralizing tools will save time and costs and increase productivity.

Visit the USPTO's Exhibit 300 submissions located on the [Federal IT Dashboard](#) for additional information regarding schedules, milestones, and deliverables.

Sub-Activity: Information Technology Infrastructure and Information Technology Support Services

This request will fund the EIPL's key objectives and provide the infrastructure and IT support all USPTO business units need to meet their missions.

- **Security** – Protect USPTO systems and data against ever-increasing levels of digital attack, which helps ensure the agency's continuity of operations and facilitates trust in the integrity of the IP data it's entrusted with protecting.
- **Resiliency** – Provide continuous operations to customers and to USPTO employees in support of the agency's mission by maintaining highly available and resilient systems that enable agility and adaptability in delivering business value.
- **Emerging Technology** – Explore and deliver new capabilities, including cloud, AI, and other solutions to keep pace with customer and USPTO workforce needs, which is paramount in advancing timely decision-making and action to prevent threat actions from negatively impacting the USPTO's mission.

Sub-Activity: Cross-Cutting Services/MGE

This request will support the USPTO's efforts to invest in cost-effective improvements to corporate support services that affect all employees and operations. Additionally, this sub-activity funds the following:

- Opening a Southeast Regional Office by December 2025.
- Establishing the New England Community Outreach Office in Durham, NH.
- Opening three additional Community Outreach Offices by December 2027, as mandated by UAIA.

EXHIBITS: 32–42

**Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
JUSTIFICATION OF PROPOSED LANGUAGE CHANGES**

1. [\$4,195,799,000] \$4,996,100,000
[2025] 2026
[2026] 2027

**Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
APPROPRIATIONS LANGUAGE AND CODE CITATION**

FY 2026

Salaries and Expenses

For necessary expenses of the United States Patent and Trademark Office (USPTO) provided for by law, including defense of suits instituted against the Under Secretary of Commerce for Intellectual Property and Director of the USPTO, \$4,996,100,000, to remain available until expended: Provided, That the sum herein appropriated from the general fund shall be reduced as offsetting collections of fees and surcharges assessed and collected by the USPTO under any law are received during fiscal year 2026, so as to result in a fiscal year 2026 appropriation from the general fund estimated at \$0: Provided further, That during fiscal year 2026, should the total amount of such offsetting collections be less than \$4,996,100,000, this amount shall be reduced accordingly: Provided further, That any amount received in excess of \$4,996,100,000 in fiscal year 2026 and deposited in the Patent and Trademark Fee Reserve Fund shall remain available until expended: Provided further, That the Director of USPTO shall submit a spending plan to the Committees on Appropriations of the House of Representatives and the Senate for any amounts made available by the preceding proviso and such spending plan shall be treated as a reprogramming under section 504 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section: Provided further, That any amounts reprogrammed in accordance with the preceding proviso shall be transferred to the United States Patent and Trademark Office "Salaries and Expenses" account: Provided further, That the budget of the President submitted for fiscal year 2027 under section 1105 of title 31, United States Code, shall include within amounts provided under this heading for necessary expenses of the USPTO any increases that are expected to result from an increase promulgated through rule or regulation in offsetting collections of fees and surcharges assessed and collected by the USPTO under any law in either fiscal year 2026 or fiscal year 2027: Provided further, That from amounts provided herein, not to exceed \$13,500 shall be made available in fiscal year 2026 for official reception and representation expenses: Provided further, That in fiscal year 2026 from the amounts made available for "Salaries and Expenses" for the USPTO, the amounts necessary to pay (1) the difference between the percentage of basic pay contributed by the USPTO and employees under section 8334(a) of title 5, United States Code, and the normal cost percentage (as defined by section 8331(17) of that title) as provided by the Office of Personnel Management (OPM) for USPTO's specific use, of basic pay, of employees subject to subchapter III of chapter 83 of that title, and (2) the present value of the otherwise unfunded accruing costs, as determined by OPM for USPTO's specific use of post-retirement life insurance and post-retirement health benefits coverage for all USPTO employees who are enrolled in Federal Employees Health Benefits (FEHB) and Federal Employees Group Life Insurance (FEGLI), shall be transferred to the Civil Service Retirement and Disability Fund, the FEGLI Fund, and the Employees FEHB Fund, as appropriate, and shall be available for the authorized purposes of those accounts: Provided further, That any differences between the present value factors published in OPM's yearly 300 series benefit letters and the factors that OPM provides for USPTO's specific use shall be recognized as an imputed cost on USPTO's financial statements, where applicable: Provided further, That, notwithstanding any other provision of law, all fees and surcharges assessed and collected by USPTO are

available for USPTO only pursuant to section 42(c) of title 35, United States Code, as amended by section 22 of the Leahy-Smith America Invents Act (Public Law 112–29): Provided further, That within the amounts appropriated, \$2,450,000 shall be transferred to the "Office of Inspector General" account for activities associated with carrying out investigations and audits related to the USPTO.

Legislative Authorities

The programs of the USPTO are conducted under the following main legislative authorities:

- 15 U.S.C. 1051-1141n contains provisions of the Trademark Act that govern the administration of the USPTO's trademark registration system, provide for administrative proceedings before the USPTO, and set forth procedures relating to international registration of trademarks pursuant to the Madrid Protocol.
- 15 U.S.C. 1511 states the USPTO is under the jurisdiction and subject to the control of the DOC.
- 35 U.S.C. 1-13, 21-26, 32-33, 100-105, 111-122, 131-135, 141-146, 151-157, 161-164, 171-173, 251-256, 261, 262, 267, 301-307, and 311-318 contain basic authorities for the administration of patent laws, derived from the Act of July 19, 1952, and subsequent enactments.
- 35 U.S.C. 41 provides for the collection of specific fees for identified services and the establishment of fees at an estimated average cost for processing, services, or materials not specified.
- 35 U.S.C. 41(i)(2) provides for the deployment of USPTO automated search systems to the public.
- 35 U.S.C. 42(d) provides that the Under Secretary may refund any fee paid by mistake or in excess of that required.
- 35 U.S.C. 181-188 provides authorities for actions related to the secrecy of certain inventions and the filing of applications in foreign countries.
- 35 U.S.C. 361-368 and 371-375 contain authorities related to Patent Cooperation Treaty (PCT) applications, national stage entry, and related procedures.
- 35 U.S.C. 376 authorizes the USPTO to charge fees for activities related to the PCT and states the Under Secretary may set fee amounts, except for international and handling fees.
- The AIA (Pub. L. No. 112-29) provides specific authority for the USPTO to collect several fees related to patent services, including a 15% surcharge on most patent fees and a prioritized examination fee.
- The SUCCESS Act of 2018 (Pub. L. No. 115-273) extends the USPTO fee setting authority granted in the AIA by eight years.
- The UAIA (Pub. L. 117-328) provides fee reductions for small and micro entity discounts, the establishment of satellite and Community Outreach Offices, updates to the Patent Pro Bono Program, and the establishment of the pre-prosecution assessment pilot program.

**Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
IMPLEMENTATION STATUS OF GAO AND OFFICE OF INSPECTOR GENERAL RECOMMENDATIONS
Department of Commerce**

31 U.S.C. 720, as amended January 3, 2019, requires the head of a federal agency to submit a written statement of the actions taken or planned in response to Government Accountability Office (GAO) recommendations to the House and Senate Committees on Appropriations, with the agency making its first request for appropriations more than 180 calendar days after the date of the report.

The Good Accounting Obligation in Government Act (GAO-IG Act), passed on January 3, 2019 (P.L. 115-414), requires each agency to include in its annual budget justification a report that identifies each public recommendation issued by GAO and the agency's OIG that has remained unimplemented for one year or more from the annual budget justification submission date. In addition, the GAO-IG Act requires a reconciliation between the agency's records and the inspector generals' Semiannual Report to Congress (SAR).

Section 1. Recommendations for which action plans were finalized since the last appropriations request.

Report Number	OIG-25-002-A
Report Title	USPTO Should Address Risks to Its Pendency Reduction Efforts for Trademark Applications
Issue Date	10/24/2024
Recommendation Number	1
Recommendation	Develop controls to ensure that pendency targets and revisions to the targets are clearly documented and included in any public materials.
Action(s) Planned	1-a) The USPTO will enhance documentation of Trademarks budget and reporting policies, to include: (1) a review of pendency-related publications by the newly created Strategic Management Division within the Trademark Office of Performance, Planning, and Financial Management (PPFM); and (2) the OCFO Office of Planning and Budget (OPB) will outline any modifications to pendency targets in budget or performance technical and policy guidance memorandums during each cycle to ensure agency-wide performance targets and subsequent revisions are clearly documented and maintained in the budget and other public documents, which will include Trademarks. 1-b) The USPTO will adjust the Trademarks public dashboard to display annual pendency targets for prior years, in addition to the current year.

Action Status (Planned, In-Progress, or Complete)	1-a) In-Progress 1-b) Complete
Target Completion Date	1-a) 9/30/25 1-b) 12/31/24
Recommendation Status (Planned, In-Progress, or Complete)	In-Progress

Report Number	OIG-25-002-A
Report Title	USPTO Should Address Risks to Its Pendency Reduction Efforts for Trademark Applications
Issue Date	10/24/2024
Recommendation Number	2
Recommendation	Adopt a long-term pendency goal that accounts for stakeholder needs to allow for timely business decisions, particularly for international trademark applications subject to the Madrid Protocol.
Action(s) Planned	2-a) The USPTO will finalize a long-term trademark application pendency goal. As of FY 2025, Trademarks has begun communicating this goal to its stakeholders as part of its five major priorities for FY 2025. In the first Trademark Public Advisory Committee (TPAC) meeting in Q1 of FY 2025, Trademarks communicated its long-term goal of 4.5 months for first action pendency and 10 months for disposal pendency by FY 2027. During FY 2025, these long-term application pendency goals will be included in all relevant performance and budget documents and regularly communicated to the agency's stakeholders.
Action Status (Planned, In-Progress, or Complete)	2-a) In-Progress
Target Completion Date	2-a) 9/30/25

Recommendation Status (Planned, In-Progress, or Complete)	In-Progress
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Report Number	OIG-25-002-A
Report Title	USPTO Should Address Risks to Its Pendency Reduction Efforts for Trademark Applications
Issue Date	10/24/2024
Recommendation Number	3
Recommendation	Set targets for the trademark pendency-related KPIs in the 2022–2026 Strategic Plan.
Action(s) Planned	3-a) Per OMB circular A-11, section 240.1, the USPTO will include pendency-related Key Performance Indicator targets in the Agency Financial Report (AFR), the USPTO's Annual Performance Plan, Annual Performance Report (APPR), and the DOC's APPR, consistent with the objectives and measures that appear in the 2022–2026 Strategic Plan.
Action Status (Planned, In-Progress, or Complete)	3-a) In-Progress
Target Completion Date	3-a) 3/31/26
Recommendation Status (Planned, In-Progress, or Complete)	In-Progress

Report Number	OIG-25-002-A
Report Title	USPTO Should Address Risks to Its Pendency Reduction Efforts for Trademark Applications
Issue Date	10/24/2024

Recommendation Number	4
Recommendation	Update the trademark production model to include supportable, data-driven estimates of overtime usage.
Action(s) Planned	4-a) The USPTO will update the trademark production model to include supportable, data-driven estimates of overtime usage.
Action Status (Planned, In-Progress, or Complete)	4-a) In-Progress
Target Completion Date	4-a) 6/30/25
Recommendation Status (Planned, In-Progress, or Complete)	In-Progress

Report Number	OIG-25-002-A
Report Title	USPTO Should Address Risks to Its Pendency Reduction Efforts for Trademark Applications
Issue Date	10/24/2024
Recommendation Number	5
Recommendation	Formalize a methodology for estimating and validating efficiency gains in the trademark production model.
Action(s) Planned	5-a) Trademarks initiated an aggressive pendency reduction plan in early FY 2024, which led to significant gains in production and lower pendency. The FY 2025 updated Trademark production model outputs do not include estimated efficiency gains; the efficiency assumptions are unchanged. The USPTO will continue to monitor pendency and production and assess whether efficiency gains should be included in future models. Prior to modeling any new efficiency gains, the USPTO will formalize a methodology for estimation and validation.

Action Status (Planned, In-Progress, or Complete)	5-a) In-Progress
Target Completion Date	5-a) 9/30/26
Recommendation Status (Planned, In-Progress, or Complete)	In-Progress

Report Number	OIG-25-002-A
Report Title	USPTO Should Address Risks to Its Pendency Reduction Efforts for Trademark Applications
Issue Date	10/24/2024
Recommendation Number	6
Recommendation	Develop and implement a Trademarks workforce action plan that includes strategies to address challenges in recruitment and retention, milestones, roles of key organization components, measures of success, and a process to continuously assess and revise the plan.
Action(s) Planned	6-a) Conduct an in-depth analysis of the current workforce's skills. 6-b) Develop a Trademarks workforce action plan that includes strategies to address challenges in recruitment and retention, milestones, roles of key organizational components, measures of success, and a process to assess and revise the plan continuously. The plan will build on the recruitment and hiring enhancements made over the past year, which successfully expanded the pool of examination attorney candidates and included updated training initiatives aimed at improving retention. 6-c) Implement the Trademarks workforce action plan.
Action Status (Planned, In-Progress, or Complete)	6-a) In-Progress 6-b) In-Progress 6-c) In-Progress

Target Completion Date	6-a) 6/30/26 6-b) 3/31/27 6-c) 3/31/27
Recommendation Status (Planned, In-Progress, or Complete)	In-Progress

Report Number	OIG-24-029-I, A
Report Title	A 3-Year Exposure of Privacy Act-Protected Data Revealed USPTO Mismanagement in Safeguarding the Sensitive PII of Trademark Filers
Issue Date	6/24/2024
Recommendation Number	1
Recommendation	Align USPTO policy with departmental requirements to have all USPTO employees report all IT security incidents, including PII exposure, immediately (within 1 hour) once an incident is suspected or confirmed.
Action(s) Planned	1-a) The USPTO updated the Office of the Chief Information Officer's Breach Notification Policy to require all USPTO employees and contractors to report all suspected or realized IT security incidents immediately to the USPTO Security Operations Center (SOC). In turn, the SOC will report the suspected or realized IT security incident to DOC's Enterprise Operations Center within one hour of its discovery.
Action Status (Planned, In-Progress, or Complete)	1-a) Complete
Target Completion Date	1-a) 5/16/24
Recommendation Status (Planned, In-Progress, or Complete)	Complete

Report Number	OIG-24-029-I, A
Report Title	A 3-Year Exposure of Privacy Act-Protected Data Revealed USPTO Mismanagement in Safeguarding the Sensitive PII of Trademark Filers
Issue Date	6/24/2024
Recommendation Number	2
Recommendation	Establish an internal control process and provide training to ensure all USPTO employees report IT security incidents immediately (within 1 hour) once an incident is suspected or confirmed.
Action(s) Planned	2-a) The USPTO will establish a “two click” ability to report IT security incidents from the myuspto.gov homepage that is prominently displayed on the IT Service Desk main page and routes all reported incidents directly to the SOC. 2-b) The USPTO will update the FY 2025 mandatory IT Security Awareness Training to include clear instructions for all employees and contractors to report any suspected or actual IT security incident immediately to the SOC. 2-c) The USPTO will update its “Rules of the Road” policy to include clear instructions for all employees and contractors to report any suspected or actual IT security incident immediately to the SOC.
Action Status (Planned, In-Progress, or Complete)	2-a) Complete 2-b) Complete 2-c) Complete
Target Completion Date	2-a) 7/30/24 2-b) 5/31/25 2-c) 2/28/25
Recommendation Status (Planned, In-Progress, or Complete)	Complete

Report Number	OIG-24-029-I, A
Report Title	A 3-Year Exposure of Privacy Act-Protected Data Revealed USPTO Mismanagement in Safeguarding the Sensitive PII of Trademark Filers
Issue Date	6/24/2024
Recommendation Number	3

Recommendation	Hold USPTO leadership accountable for reporting and notification of IT security incidents in accordance with federal and departmental requirements
Action(s) Planned	3-a) Per existing annual mandatory agency training requirements, all USPTO employees take IT Security Awareness Training each year that speaks to reporting requirements. In addition, the Chief Information Security Officer will give a small-group reminder briefing to executive leadership each year on the requirements for the reporting and notification of IT security incidents. 3-b) The USPTO created and implemented an Incident Reporting Template that designates tasks, a responsible person(s), statuses, outcomes, and a completion date(s) for the reporting and notification of IT security incidents.
Action Status (Planned, In-Progress, or Complete)	3-a) Complete 3-b) Complete
Target Completion Date	3-a) 12/31/24 3-b) 6/30/24
Recommendation Status (Planned, In-Progress, or Complete)	Complete

Report Number	OIG-24-029-I, A
Report Title	A 3-Year Exposure of Privacy Act-Protected Data Revealed USPTO Mismanagement in Safeguarding the Sensitive PII of Trademark Filers
Issue Date	6/24/2024
Recommendation Number	4
Recommendation	Hold USPTO leadership accountable to comply with USPTO risk acceptance policies and procedures.

Action(s) Planned	4-a) The Chief Information Security Officer will give a small-group briefing to executive leadership each year on USPTO risk acceptance policies and procedures. 4-b) The Chief Information Security Officer updated the SOC Notification Playbook with defined roles and actions to hold USPTO leadership accountable.
Action Status (Planned, In-Progress, or Complete)	4-a) Complete 4-b) Complete
Target Completion Date	4-a) 12/31/24 4-b) 6/30/24
Recommendation Status (Planned, In-Progress, or Complete)	Complete

Report Number	OIG-24-029-I, A
Report Title	A 3-Year Exposure of Privacy Act-Protected Data Revealed USPTO Mismanagement in Safeguarding the Sensitive PII of Trademark Filers
Issue Date	6/24/2024
Recommendation Number	5
Recommendation	Establish a requirement within USPTO risk acceptance policies and procedures to consider violations of the Privacy Act during IT security incidents
Action(s) Planned	5-a) Establish a requirement within USPTO risk acceptance policies and procedures to consider violations of the Privacy Act during IT security incidents.

Action Status (Planned, In-Progress, or Complete)	5-a) Complete
Target Completion Date	5-a) 5/16/24
Recommendation Status (Planned, In-Progress, or Complete)	Complete

Report Number	OIG-24-029-I, A
Report Title	A 3-Year Exposure of Privacy Act-Protected Data Revealed USPTO Mismanagement in Safeguarding the Sensitive PII of Trademark Filers
Issue Date	6/24/2024
Recommendation Number	6
Recommendation	Reassess the non-mission-critical designation of TSDR and other systems supporting the trademark process
Action(s) Planned	6-a) The USPTO recently evaluated all IT systems in coordination with the DOC to determine which systems constituted High Value Assets (HVAs). The USPTO has reevaluated the Trademark Status and Document Retrieval (TSDR) system against the DOC HVA checklist and has confirmed the TSDR does not meet the criteria established under OMB M-19-03, "Strengthening the Cybersecurity of Federal Agencies by Enhancing the High Value Asset Program."
Action Status (Planned, In-Progress, or Complete)	6-a) Complete

Target Completion Date	6-a) 4/18/24
Recommendation Status (Planned, In-Progress, or Complete)	Complete

Report Number	OIG-24-029-I, A
Report Title	A 3-Year Exposure of Privacy Act-Protected Data Revealed USPTO Mismanagement in Safeguarding the Sensitive PII of Trademark Filers
Issue Date	6/24/2024
Recommendation Number	7
Recommendation	Update USPTO policy to meet the federal minimum standard of 2 years and 6 months of log retention
Action(s) Planned	7-a) The USPTO updated the Office of the Chief Information Officer's Audit, Logging, and Monitoring policy to comply with log retention requirements established under OMB M-21-31.
Action Status (Planned, In-Progress, or Complete)	7-a) Complete
Target Completion Date	7-a) 5/16/24
Recommendation Status (Planned, In-Progress, or Complete)	Complete

Report Number	OIG-24-029-I, A
Report Title	A 3-Year Exposure of Privacy Act-Protected Data Revealed USPTO Mismanagement in Safeguarding the Sensitive PII of Trademark Filers
Issue Date	6/24/2024
Recommendation Number	8
Recommendation	Fully implement log retention controls for USPTO systems according to departmental requirements.
Action(s) Planned	8-a) The USPTO will fully implement the DOC's condition, identified in the Cybersecurity Standards document "Incident Response Management Standard v1.1," to collect the minimum event logging requirements outlined in OMB M-21-31.
Action Status (Planned, In-Progress, or Complete)	8-a) In-Progress
Target Completion Date	8-a) 9/30/26
Recommendation Status (Planned, In-Progress, or Complete)	In-Progress

Report Number	OIG-24-029-I, A
Report Title	A 3-Year Exposure of Privacy Act-Protected Data Revealed USPTO Mismanagement in Safeguarding the Sensitive PII of Trademark Filers
Issue Date	6/24/2024
Recommendation Number	9

Recommendation	Direct the Commissioner for Trademarks to update its applicable System of Records Notice, the Trademark Manual of Examination Procedure, and/or its public commitments so that they are all consistent regarding what data will not be publicly viewable.
Action(s) Planned	<p>9-a) As an interim measure, the USPTO amended the Trademark Manual of Examining Procedure to clarify that the owner email address and attorney bar information fields are currently masked as a courtesy to make the data harder to scrape for solicitation or other purposes and not because the data is private as well as to clarify that there should be no expectation of privacy in those data elements.</p> <p>9-b) The USPTO will issue a Federal Register Notice indicating its intent to change the courtesy masking policy and to unmask owner email addresses and attorney bar information.</p> <p>9-c) The USPTO will unmask the owner email address and attorney bar information data fields in all data systems.</p> <p>9-d) The USPTO will amend the Trademark Manual of Examining Procedure to delete references to the masking of owner email addresses and attorney bar information.</p>
Action Status (Planned, In-Progress, or Complete)	<p>9-a) Complete</p> <p>9-b) In-Progress</p> <p>9-c) In-Progress</p> <p>9-d) In-Progress</p>
Target Completion Date	<p>9-a) 5/31/24</p> <p>9-b) 9/30/25</p> <p>9-c) 6/30/25</p> <p>9-d) 6/30/25</p>
Recommendation Status (Planned, In-Progress, or Complete)	In-Progress

Report Number	GAO-24-106533
Report Title	Intellectual Property: Stronger Fraud Risk Management Could Improve the Integrity of the Trademark System
Issue Date	3/01/2024
Recommendation Number	1

Recommendation	Plan and conduct regular fraud risk assessments of the trademark register to determine a fraud risk profile that aligns with leading practices in the Fraud Risk Framework. Specifically, this process should include (1) identifying inherent fraud risks to the trademark register, (2) assessing the likelihood and impact of inherent fraud risks, (3) determining fraud risk tolerance, (4) examining the suitability of existing fraud controls, and (5) documenting the fraud risk profile.
Action(s) Planned	1) Update Trademarks fraud risk framework and conduct annual assessments.
Action Status (Planned, In-Progress, or Complete)	1-a) Complete
Target Completion Date	1-a) 9/30/24
Recommendation Status (Planned, In-Progress, or Complete)	Complete

Report Number	GAO-24-106533
Report Title	Intellectual Property: Stronger Fraud Risk Management Could Improve the Integrity of the Trademark System
Issue Date	3/01/2024
Recommendation Number	2
Recommendation	Identify and implement improvements to current data systems to strengthen trademark data analytics for stronger fraud risk management.

Action(s) Planned	2-a) Enhance the Trademarks analytics platform to support operations and data-driven management. 2-b) Ingest and catalog trademark transactional data. Determine standards to ensure integrated, high-quality data. 2-c) Curate transactional data in models that facilitate predictive modeling, accessibility, and consistent analysis by all users. 2-d) Leverage analytics within the Register Protection Office to identify and mitigate suspicious activities.
Action Status (Planned, In-Progress, or Complete)	2-a) Complete 2-b) In-Progress 2-c) In-Progress 2-d) In-Progress
Target Completion Date	2-a) 3/31/25 2-b) 12/31/26 2-c) 12/31/26 2-d) 9/30/26
Recommendation Status (Planned, In-Progress, or Complete)	In-Progress

Section 2. Implementation of GAO public recommendations issued no less than one year ago that are designated by GAO as ‘Open’ or ‘Closed-Unimplemented.’

Open Recommendation(s) the Department has decided not to implement.

Nothing to Report.

Open Recommendation(s) the Department plans to implement.

Nothing to Report.

Recommendations designated by GAO as “Closed-Unimplemented for the past 5 years (2015-2019). Future reports will cover a one-year period.

Nothing to Report.

Section 3. Implementation of OIG public recommendations issued no less than one year ago for which Final Action has not been taken or Action Not Recommended has been taken

Report Number	OIG-19-014-A
Report Title	Inadequate Management of Active Directory Puts USPTO's Mission at Significant Cyber Risk
Issue Date	6/13/2019
Recommendation Number	4
Recommendation	Ensure PIV card technology compatibility with on-going and future system development for USPTO next-generation applications, and
Target Implementation Date	9/30/2025
Reason No Final Action Taken or Action Not Recommended Taken	<p>All systems listed below are integrated using Kerberos and Active Directory; some older products must be moved to modern Okta authentication by the end of FY 2025 (retirement of Okta Access Gateway). The ICAM-IDAAS and ICAM-EDS teams will develop Rally stories for the items not currently in the integration backlog. These are the integrations that are holding back our full HSPD-12 configuration compliance.</p> <p>COOP-WB, DAV, DOSS, DOSS-SCTA, ENS, ESP-CFME, ESP-Foreman, ESP-HYPER, ESP-IDM, ESP-RHVM, ESP-Satellite, ESP-UCSCentral, ESP-Vcenter, FAST2, ICAM-SecretsService, IQS, OC, PACS, PALM-EXPO, PALM-FOS, PALM-INFRA, PALM-PCT-OPS, PALM-PreExam, PASS, P-CEDS, PFS-FLUSHOT, PFS-ROOMREZ, RFID, SCORE, SOLC, S-OPSG, STOR-SIMS, STOR-SIS, TCIM, TICRS, TM-DS, TM-TSDR, TRAM, WS-ConfigMgmt, ETBS, PS, DAT</p> <p>NOSPS, EAI-HUB, Madrid, PALM-PRS, DCFMS, STOR-DIAMOND, STOR-LSM, PSIPS, AV-INFRA, DBaaS, ERA-VPN, MSSQLDS, ODS, vDesk, WS-Backup, WS-Encrypt, XS, XS-BI, TRADEUPS</p> <p>Target date change to 9/30/25 requested from OIG on 10/2/23. OIG acknowledged target date change 4/2/24.</p>
Closure Request Pending (Yes/No)	No

Section 4. Discrepancies between this report and the semiannual reports submitted by the Commerce OIG or reports submitted by the GAO

Nothing to Report. www.oig.doc.gov/OIGPublications/SAR-2020-09.pdf

Department of Commerce
U.S. Patent and Trademark Office
Salaries and Expenses
Description of Tribal Consultations
(Dollar amounts in thousands)

		2025 Current Plan		2026 Estimate		Increase/(Decrease) from 2026 Base	
		Personnel	Amount	Personnel	Amount	Personnel	Amount
Patent Program	Pos./Obl.	-	-	-	-	-	-
	FTE						
Trademark Program	Pos./Obl.	-	-	-	-	-	-
	FTE						
IP Policy, Enforcement & Protection Program	Pos./Obl.	-	-	-	-	-	-
	FTE						
Cross-Cutting Functions Program	Pos./Obl.	-	-	-	-	-	-
	FTE						

Summary Description of Tribal Consultations: The United States Patent and Trademark Office does not have any tribal consultations to report.

Summary Description of Tribal Input: None applicable.

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APPENDICES

Appendix I: FY 2024 Fee Report

<u>Fee Code</u>	<u>Fee Title</u>	<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
	Patent Application Filing Fees	\$894,833,140	\$863,601,435
	Patent Post Allowance Fees	\$338,261,443	\$343,246,764
	Patent Maintenance Fees	\$1,988,757,095	\$1,995,720,829
	Patent Extension of Time Fees	\$95,990,296	\$97,010,767
	Patent Trial and Appeals Fees	\$70,811,169	\$62,889,387
	Post Issuance Fees	\$14,023,256	\$16,471,774
	Patent Cooperation Treaty (PCT) Fees	\$235,812,999	\$214,870,248
	Hague International Design Application Fees	\$3,459,673	\$3,889,668
	Patent Petition Fees	\$15,918,470	\$14,770,130
	Patent Service Fees	\$2,031,269	\$2,011,661
	Miscellaneous Patent Fees	\$34,946,037	\$38,720,781
	Patent Enrollment Fees	\$1,203,042	\$1,215,089
	Finance Service Fees	\$45,813	\$46,541
	Total Patents Fees	\$3,696,093,703	\$3,654,465,075
Trademarks Fee Summary:			
	Application Filings	\$274,885,627	\$250,677,250
	Maintaining Exclusive Rights	\$123,255,718	\$127,077,650
	Intent to Use/Use Fees	\$57,550,367	\$54,437,475
	Madrid Protocol Fees	\$7,538,532	\$7,678,400
	Trademark Trial and Appeal Board	\$14,908,388	\$12,508,750
	Other Trademark Fees	\$14,079,175	\$14,485,031
	Trademark Processing Fees	\$7,482,126	\$4,705,375
	Finance Service Fees	\$5,712	\$6,006
	Total Trademarks Fees	\$499,705,646	\$471,575,936
	Total United States Patent and Trademark Office	\$4,195,799,348	\$4,126,041,011

Patents

Patent Filing Fees (Large Entity):

1005	Provisional application filing fee	\$300	\$19,174,200	\$18,043,129
1011	Basic filing fee - Utility (electronic filing)	\$320	\$80,142,080	\$79,541,332
1012	Basic filing fee - Design	\$220	\$4,387,680	\$3,872,440

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
1013	Basic filing fee - Plant	\$220	\$107,360	\$96,800
1014	Basic filing fee - Reissue	\$320	\$162,240	\$141,100
1017	Basic filing fee - Design (CPA)	\$220	\$201,520	\$149,820
1019	Basic filing fee - Reissue (CPA)	\$320	\$640	-\$1,920
1051	Surcharge - Late filing fee, search fee, examination fee or oath or declaration, or application filed without at least one claim or by reference	\$160	\$12,511,520	\$11,972,960
1052	Surcharge - Late provisional filing fee or cover sheet	\$60	\$102,240	\$71,760
1053	Non-English translation	\$140	\$263,620	\$196,420
1054	Non-DOCX Filing Surcharge Fee	\$400	\$10,017,600	\$4,688,400
1081	Utility Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$420	\$8,656,620	\$8,305,920
1082	Design Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$420	\$67,200	\$65,520
1084	Reissue Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$420	\$18,900	\$8,400
1085	Provisional Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$420	\$4,695,180	\$3,744,300
1091	Submission of sequence listings of 300MB to 800MB	\$1,060	\$9,540	\$31,800
1092	Submission of sequence listings of more than 800MB	\$10,500	\$10,500	\$0
1111	Utility Search Fee	\$700	\$174,113,100	\$172,450,260
1112	Design Search Fee	\$160	\$3,292,640	\$2,922,400
1113	Plant Search Fee	\$440	\$214,280	\$193,600
1114	Reissue Search Fee	\$700	\$353,500	\$301,660
1201	Independent claims in excess of three	\$480	\$20,165,760	\$14,893,480
1202	Claims in excess of 20	\$100	\$30,421,700	\$22,680,340
1203	Multiple dependent claim	\$860	\$622,640	\$436,840
1204	Reissue independent claims in excess of three	\$480	\$226,560	\$168,000
1205	Reissue claims in excess of 20	\$100	\$395,700	\$297,400
1311	Utility Examination Fee	\$800	\$199,672,800	\$198,017,360
1312	Design Examination Fee	\$640	\$13,179,520	\$11,711,360
1313	Plant Examination Fee	\$660	\$322,080	\$290,400
1314	Reissue Examination Fee	\$2,320	\$1,176,240	\$1,004,440
1801	Request for continued examination (RCE) - 1st request (see 37 CFR 1.114)	\$1,360	\$92,981,840	\$100,856,300

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
1817	Request for prioritized examination	\$4,200	\$27,220,200	\$18,971,400
1820	Request for continued examination (RCE) - 2nd and subsequent request (see 37 CFR 1.114)	\$2,000	\$57,952,000	\$53,788,000
Total Patent Filing Fees (Large Entity)			\$762,839,200	\$729,911,421

Patents

Patent Filing Fees (Small Entity):

2005	Provisional application filing fee	\$120	\$8,365,680	\$7,613,647
2011	Basic filing fee - Utility (paper filing)	\$128	\$33,024	\$27,125
2012	Basic filing fee - Design	\$88	\$1,707,992	\$1,961,190
2013	Basic filing fee - Plant	\$88	\$42,416	\$31,856
2014	Basic filing fee - Reissue	\$128	\$24,832	\$18,976
2017	Basic filing fee - Design (CPA)	\$88	\$43,472	\$36,696
2019	Basic filing fee - Reissue (CPA)	\$128	\$256	\$0
2051	Surcharge - Late filing fee, search fee, examination fee or oath or declaration, or application filed without at least one claim or by reference	\$64	\$2,112,448	\$2,034,144
2052	Surcharge - Late provisional filing fee or cover sheet	\$24	\$58,776	\$41,352
2053	Non-English translation	\$56	\$49,280	\$46,018
2054	Non-DOCX Filing Surcharge Fee	\$160	\$1,746,800	\$1,426,720
2081	Utility Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$168	\$1,951,656	\$1,734,012
2082	Design Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$168	\$14,952	\$16,296
2084	Reissue Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$168	\$1,680	\$1,008
2085	Provisional Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$168	\$1,908,480	\$1,599,864
2091	Submission of sequence listings of 300MB to 800MB	\$424	\$0	\$19,928
2092	Submission of sequence listings of more than 800MB	\$4,200	\$0	\$0
2111	Utility Search Fee	\$280	\$23,490,600	\$23,461,550
2112	Design Search Fee	\$64	\$1,255,552	\$1,447,136
2113	Plant Search Fee	\$176	\$84,832	\$63,536
2114	Reissue Search Fee	\$280	\$54,320	\$41,510
2201	Independent claims in excess of three	\$192	\$2,783,424	\$2,395,919
2202	Claims in excess of 20	\$40	\$6,331,000	\$5,677,466
2203	Multiple dependent claim	\$344	\$160,304	\$181,354
2204	Reissue independent claims in excess of three	\$192	\$31,680	\$25,825

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
2205	Reissue claims in excess of 20	\$40	\$57,520	\$45,980
2311	Utility Examination Fee	\$320	\$26,911,360	\$26,898,180
2312	Design Examination Fee	\$256	\$5,026,560	\$5,798,636
2313	Plant Examination Fee	\$264	\$127,512	\$96,096
2314	Reissue Examination Fee	\$928	\$180,960	\$137,576
2801	Request for continued examination (RCE) - 1st request (see 37 CFR 1.114)	\$544	\$10,344,160	\$12,330,440
2817	Request for prioritized examination	\$1,680	\$12,584,880	\$14,262,780
2820	Request for continued examination (RCE) - 2nd and subsequent request (see 37 CFR 1.114)	\$800	\$6,947,200	\$6,865,200
4011	Basic filing fee - Utility (electronic filing)	\$64	\$5,424,704	\$5,432,415
Total Patent Filing Fees (Small Entity)			\$119,858,312	\$121,770,431

Patents

Patent Filing Fees (Micro Entity):

3005	Provisional application filing fee	\$60	\$1,402,320	\$1,233,925
3011	Basic filing fee - Utility (electronic filing)	\$64	\$928,832	\$865,328
3012	Basic filing fee - Design	\$44	\$696,388	\$746,190
3013	Basic filing fee - Plant	\$44	\$440	\$220
3014	Basic filing fee - Reissue	\$64	\$1,856	\$1,104
3017	Basic filing fee - Design (CPA)	\$44	\$3,608	\$1,358
3019	Basic filing fee - Reissue (CPA)	\$64	\$0	\$0
3051	Surcharge - Late filing fee, search fee, examination fee or oath or declaration, or application filed without at least one claim or by reference	\$32	\$107,776	\$106,088
3052	Surcharge - Late provisional filing fee or cover sheet	\$12	\$31,020	\$23,292
3053	Non-English translation	\$28	\$1,120	\$1,260
3054	Non-DOCX Filing Surcharge Fee	\$80	\$145,100	\$67,360
3081	Utility Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$84	\$18,060	\$7,644
3082	Design Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$84	\$1,932	\$420
3085	Provisional Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$84	\$8,568	\$11,592
3091	Submission of sequence listings of 300MB to 800MB	\$212	\$0	\$2,279
3092	Submission of sequence listings of more than 800MB	\$2,100	\$0	\$4,200
3111	Utility Search Fee	\$140	\$2,005,360	\$1,848,790

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
3112	Design Search Fee	\$32	\$506,048	\$540,360
3113	Plant Search Fee	\$88	\$968	\$352
3114	Reissue Search Fee	\$140	\$3,780	\$2,100
3201	Independent claims in excess of three	\$96	\$134,112	\$128,328
3202	Claims in excess of 20	\$20	\$155,780	\$137,900
3203	Multiple dependent claim	\$172	\$10,492	\$22,317
3204	Reissue independent claims in excess of three	\$96	\$2,112	\$1,152
3205	Reissue claims in excess of 20	\$20	\$2,380	\$860
3311	Utility Examination Fee	\$160	\$2,296,160	\$2,119,100
3312	Design Examination Fee	\$128	\$2,024,448	\$2,162,058
3313	Plant Examination Fee	\$132	\$1,320	\$528
3314	Reissue Examination Fee	\$464	\$12,528	\$7,424
3801	Request for continued examination (RCE) - 1st request (see 37 CFR 1.114)	\$272	\$523,600	\$548,624
3817	Request for prioritized examination	\$840	\$863,520	\$1,092,630
3820	Request for continued examination (RCE) - 2nd and subsequent request (see 37 CFR 1.114)	\$400	\$246,000	\$234,800
Total Patent Filing Fees (Micro Entity)			\$12,135,628	\$11,919,583

Patents

Patent Post Allowance Fees (Large Entity):

1501	Utility Issue	\$1,200	\$285,582,889	\$288,253,150
1502	Design Issue	\$740	\$13,011,892	\$12,265,056
1503	Plant Issue	\$840	\$527,146	\$286,440
1505	Publication fee for republication	\$320	\$33,960	\$25,600
1506	Suspense Account for Partial Issue Payments	var	\$5,000	\$1,522
1508	Issue Fee - owed over current fee	var	\$0	\$9,630
1509	Hague Design Issue Fee	\$740	\$0	\$527,650
1511	Reissue Issue	\$1,200	\$486,071	\$422,400
Total Patent Post Allowance Fees (Large Entity)			\$299,646,958	\$301,791,448

Patents

Patent Post Allowance Fees (Small Entity):

2501	Utility Issue	\$480	\$31,376,522	\$33,343,668
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<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
2502	Design Issue	\$296	\$4,009,635	\$4,508,191
2503	Plant Issue	\$336	\$163,920	\$98,448
2505	Publication fee for republication	\$320	\$0	\$10,880
2509	Hague Design Issue Fee	\$296	\$0	\$116,732
2511	Reissue Issue	\$480	\$48,802	\$41,280
Total Patent Post Allowance Fees (Small Entity)			\$35,598,879	\$38,119,199

Patents

Patent Post Allowance Fees (Micro Entity):

3501	Utility Issue	\$240	\$1,869,239	\$1,681,260
3502	Design Issue	\$148	\$1,144,229	\$1,642,911
3503	Plant Issue	\$168	\$1,100	\$840
3505	Publication fee for republication	\$320	\$0	\$640
3509	Hague Design Issue Fee	\$148	\$0	\$8,066
3511	Reissue Issue	\$240	\$1,038	\$2,400
Total Patent Post Allowance Fees (Micro Entity)			\$3,015,606	\$3,336,117

Patents

Patent Maintenance Fees (Large Entity):

1551	Due at 3.5 years	\$2,000	\$482,737,356	\$485,701,600
1552	Due at 7.5 years	\$3,760	\$629,606,210	\$627,931,280

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
1553	Due at 11.5 years	\$7,700	\$719,192,206	\$722,290,800
1554	Surcharge - 3.5 year - Late payment within six months	\$500	\$1,977,903	\$1,729,500
1555	Surcharge - 7.5 year - Late payment within six months	\$500	\$1,782,620	\$1,238,000
1556	Surcharge - 11.5 year - Late payment within six months	\$500	\$986,069	\$838,000
1558	Petition for the delayed payment of the fee for maintaining a patent in force	\$2,100	\$1,182,147	\$1,079,400
1559	Patent Unassigned Maintenance Fees	var	\$1,500,000	\$2,090,364
Total Patent Maintenance Fees (Large Entity)			\$1,838,964,511	\$1,842,898,944

Patents

Patent Maintenance Fees (Small Entity):

2551	Due at 3.5 years	\$800	\$47,055,855	\$46,097,000
2552	Due at 7.5 years	\$1,504	\$48,253,432	\$48,586,936
2553	Due at 11.5 years	\$3,080	\$44,669,646	\$47,754,630
2554	Surcharge - 3.5 year - Late payment within six months	\$200	\$1,246,641	\$1,300,800
2555	Surcharge - 7.5 year - Late payment within six months	\$200	\$870,738	\$770,800
2556	Surcharge - 11.5 year - Late payment within six months	\$200	\$387,712	\$422,350
2558	Petition for the delayed payment of the fee for maintaining a patent in force	\$840	\$1,200,602	\$1,444,290
Total Patent Maintenance Fees (Small Entity)			\$143,684,626	\$146,376,806

Patents

Patent Maintenance Fees (Micro Entity):

3551	Due at 3.5 years	\$400	\$2,500,900	\$2,420,000
3552	Due at 7.5 years	\$752	\$1,848,263	\$2,229,264
3553	Due at 11.5 years	\$1,540	\$1,370,024	\$1,353,660
3554	Surcharge - 3.5 year - Late payment within six months	\$100	\$150,316	\$150,200

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
3555	Surcharge - 7.5 year - Late payment within six months	\$100	\$70,388	\$85,000
3556	Surcharge - 11.5 year - Late payment within six months	\$100	\$26,178	\$26,800
3558	Petition for the delayed payment of the fee for maintaining a patent in force	\$420	\$141,889	\$180,155
Total Patent Maintenance Fees (Micro Entity)			\$6,107,959	\$6,445,079

Patents

Patent Extension of Time Fees (Large Entity):

1251	Extension for response within first month	\$220	\$13,277,220	\$13,435,140
1252	Extension for response within second month	\$640	\$14,504,320	\$14,209,156
1253	Extension for response within third month	\$1,480	\$29,009,480	\$28,476,749
1254	Extension for response within fourth month	\$2,320	\$4,039,120	\$3,980,475
1255	Extension for response within fifth month	\$3,160	\$8,800,600	\$7,880,406
Total Patent Extension of Time Fees (Large Entity)			\$69,630,740	\$67,981,926

Patents

Patent Extension of Time Fees (Small Entity):

2251	Extension for response within first month	\$88	\$2,458,104	\$2,498,738
2252	Extension for response within second month	\$256	\$3,813,120	\$3,937,265
2253	Extension for response within third month	\$592	\$13,098,000	\$14,833,300
2254	Extension for response within fourth month	\$928	\$1,960,864	\$2,398,578
2255	Extension for response within fifth month	\$1,264	\$3,678,240	\$3,937,302
Total Patent Extension of Time Fees (Small Entity)			\$25,008,328	\$27,605,183

Patents

Patent Extension of Time Fees (Micro Entity):

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
3251	Extension for response within first month	\$44	\$148,500	\$142,329
3252	Extension for response within second month	\$128	\$236,672	\$226,916
3253	Extension for response within third month	\$296	\$728,456	\$741,587
3254	Extension for response within fourth month	\$464	\$118,784	\$136,879
3255	Extension for response within fifth month	\$632	\$118,816	\$175,947
Total Patent Extension of Time Fees (Micro Entity)			\$1,351,228	\$1,423,658

Patents

Patent Trial and Appeal Fees (Large Entity):

1401	Notice of appeal	\$840	\$7,638,529	\$6,604,960
1403	Request for oral hearing	\$1,360	\$401,057	\$376,720
1404	Filing a brief in support of an appeal in an inter partes reexamination proceeding	\$2,100	\$6,936	\$39,900
1405	Petitions to the Chief Administrative Patent Judge under 37 CFR 41.3	\$420	\$31,107	\$31,920
1406	Inter partes review request fee - Up to 20 claims	\$19,000	\$26,251,411	\$23,750,000
1407	Inter partes review request of each claim in excess of 20	\$375	\$1,181,643	\$1,283,625
1408	Post-grant or covered business method review request fee - Up to 20 claims	\$20,000	\$1,506,936	\$760,000
1409	Post-grant or covered business method review request of each claim in excess of 20	\$475	\$82,240	\$38,000
1412	Petition for a derivation proceeding	\$420	\$2,100	\$1,260
1413	Forwarding an appeal in an application or ex parte reexamination proceeding to the Board	\$2,360	\$8,871,034	\$7,679,440
1414	Inter partes review post-institution fee - Up to 20 claims	\$22,500	\$20,384,610	\$17,587,500
1415	Inter partes post-institution request of each claim in excess of 20	\$750	\$1,356,936	\$1,822,800

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
1416	Post-grant or covered business method review post-institution fee - Up to 20 claims	\$27,500	\$641,249	\$715,000
1417	Post-grant or covered business method review post-institution request of each claim in excess of 20	\$1,050	\$41,681	\$40,950
1418	Pro Hac Vice Admission Fee	\$250	\$254,975	\$170,000
Total Patent Trial and Appeal Fees (Large Entity)			\$68,652,445	\$60,902,075

Patents

Patent Trial and Appeals Fees (Small Entity):

2401	Notice of appeal	\$336	\$1,031,631	\$971,628
2404	Filing a brief in support of an appeal in an inter partes reexamination proceeding	\$840	\$1,285	\$10,080

Patents

Patent Trial and Appeals Fees (Micro Entity):

3401	Notice of appeal	\$168	\$50,047	\$48,216
3404	Filing a brief in support of an appeal in an inter partes reexamination proceeding	\$420	\$321	\$1,260
3413	Forwarding an appeal in an application or ex parte reexamination proceeding to the Board	\$472	\$59,701	\$52,864

Patents

Post Issuance Fees (Large Entity):

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
1811	Certificate of correction	\$160	\$1,120,960	\$1,002,720
1812	Ex Parte Reexamination (§ 1.510(a)) Non-streamlined	\$12,600	\$3,124,800	\$2,746,800
1814	Statutory disclaimer, including terminal disclaimer	\$170	\$6,137,850	\$8,049,820
1816	Processing fee for correcting inventorship in a patent	\$160	\$90,400	\$60,000
1821	Reexamination independent claims in excess of three and also in excess of the number of such claims in the patent under reexamination	\$480	\$38,400	\$19,200
1822	Reexamination claims in excess of 20 and also in excess of the number of claims in the patent under reexamination	\$100	\$46,500	\$50,800
1825	Refused Reexamination Requests	\$3,780	\$7,560	\$22,680
1826	Request for supplemental examination	\$4,620	\$32,340	\$50,820
1827	Reexamination ordered as a result of supplemental examination	\$12,700	\$50,800	\$38,100
1828	Supplemental Examination Document Size Fee - for non-patent document having between 21 and 50 sheets	\$180	\$1,620	\$900
1829	Supplemental Examination Document Size Fee - for each additional 50 sheets or a fraction thereof in a non-patent document	\$300	\$300	\$900
1831	Ex Parte Reexamination (§ 1.510(a)) Streamlined	\$6,300	\$132,300	\$107,100
Total Post Issuance Fees (Large Entity)			\$10,783,830	\$12,149,840

Patents

Post Issuance Fees (Small Entity):

2811	Certificate of correction	\$160	\$263,840	\$372,000
2812	Ex Parte Reexamination (§ 1.510(a)) Non-streamlined	\$5,040	\$216,720	\$230,580
2814	Statutory disclaimer, including terminal disclaimer	\$170	\$2,239,750	\$3,123,920
2816	Processing fee for correcting inventorship in a patent	\$160	\$28,160	\$31,040

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
2821	Reexamination independent claims in excess of three and also in excess of the number of such claims in the patent under reexamination	\$192	\$26,112	\$10,224
2822	Reexamination claims in excess of 20 and also in excess of the number of claims in the patent under reexamination	\$40	\$25,560	\$20,110
2826	Request for supplemental examination	\$1,848	\$33,264	\$14,784
2827	Reexamination ordered as a result of supplemental examination	\$5,080	\$81,280	\$35,560
2828	Supplemental Examination Document Size Fee - for non-patent document having between 21 and 50 sheets	\$72	\$1,080	\$144
2829	Supplemental Examination Document Size Fee - for each additional 50 sheets or a fraction thereof in a non-patent document	\$120	\$240	\$0
2831	Ex Parte Reexamination (§ 1.510(a)) Streamlined	\$2,520	\$196,560	\$330,120
Total Post Issuance Fees (Small Entity)			\$3,112,566	\$4,168,482

Patents

Post Issuance Fees (Micro Entity):

3811	Certificate of correction	\$160	\$10,400	\$12,960
3812	Ex Parte Reexamination (§ 1.510(a)) Non-streamlined	\$2,520	\$0	\$0
3814	Statutory disclaimer, including terminal disclaimer	\$170	\$113,900	\$136,340
3816	Processing fee for correcting inventorship in a patent	\$160	\$2,560	\$2,560
3821	Reexamination independent claims in excess of three and also in excess of the number of such claims in the patent under reexamination	\$96	\$0	\$192
3822	Reexamination claims in excess of 20 and also in excess of the number of claims in the patent under reexamination	\$20	\$0	\$140
3828	Supplemental Examination Document Size Fee - for non-patent document having between 21 and 50 sheets	\$36	\$0	\$0

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
3829	Supplemental Examination Document Size Fee - for each additional 50 sheets or a fraction thereof in a non-patent document	\$60	\$0	\$0
3831	Ex Parte Reexamination (§ 1.510(a)) Streamlined	\$1,260	\$0	\$1,260
Total Post Issuance Fees (Micro Entity)			\$126,860	\$153,452

Patents**PCT Fees - National Stage (Large Entity):**

1614	Independent claims in excess of three	\$480	\$7,239,360	\$5,894,880
1615	Claims in excess of 20	\$100	\$8,557,100	\$7,523,800
1616	Multiple dependent claim	\$860	\$515,140	\$411,940
1617	Search fee, examination fee or oath or declaration after the date of commencement of the national stage	\$160	\$4,369,371	\$3,295,380
1618	English translation after thirty months from priority date	\$140	\$245,413	\$264,740
1631	Basic National Stage Fee	\$320	\$27,391,426	\$25,088,980
1632	National Stage Search Fee - all other situations	\$700	\$2,284,970	-\$78,940
1633	National Stage Examination Fee - all other situations	\$800	\$68,199,275	\$62,509,600
1641	National Stage Search Fee - U.S. was the ISA	\$140	\$382,007	\$363,440
1642	National Stage Search Fee - search report prepared and provided to USPTO	\$540	\$42,947,547	\$40,874,720
1681	National Stage Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$420	\$3,936,660	\$3,839,640
Total PCT Fees - National Stage (Large Entity)			\$166,068,268	\$149,988,180

Patents**PCT Fees - National Stage (Small Entity):**

2614	Independent claims in excess of three	\$192	\$1,103,040	\$1,047,140
2615	Claims in excess of 20	\$40	\$2,454,640	\$2,300,920
2616	Multiple dependent claim	\$344	\$161,336	\$188,168

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
2617	Search fee, examination fee or oath or declaration after the date of commencement of the national stage	\$64	\$885,589	\$747,441
2618	English translation after thirty months from priority date	\$56	\$63,227	\$66,136
2631	Basic National Stage Fee	\$128	\$3,957,956	\$3,667,212
2632	National Stage Search Fee - all other situations	\$280	\$365,064	\$115,170
2633	National Stage Examination Fee - all other situations	\$320	\$9,738,865	\$9,031,680
2641	National Stage Search Fee - U.S. was the ISA	\$56	\$361,756	\$384,972
2642	National Stage Search Fee - search report prepared and provided to USPTO	\$216	\$4,883,474	\$4,525,106
2681	National Stage Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$168	\$1,121,568	\$1,236,922
Total PCT Fees - National Stage (Small Entity)			\$25,096,515	\$23,310,867

Patents

PCT Fees - National Stage (Micro Entity):

3614	Independent claims in excess of three	\$96	\$43,008	\$20,640
3615	Claims in excess of 20	\$20	\$46,960	\$31,620
3616	Multiple dependent claim	\$172	\$10,664	\$9,546
3617	Search fee, examination fee or oath or declaration after the date of commencement of the national stage	\$32	\$9,635	\$8,477
3618	English translation after thirty months from priority date	\$28	\$2,100	\$2,268
3631	Basic National Stage Fee	\$64	\$110,673	\$93,296
3632	National Stage Search Fee - all other situations	\$140	\$26,734	\$8,645
3633	National Stage Examination Fee - all other situations	\$160	\$268,633	\$226,400
3641	National Stage Search Fee - U.S. was the ISA	\$28	\$6,789	\$6,139

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
3642	National Stage Search Fee - search report prepared and provided to USPTO	\$108	\$139,410	\$123,093
3681	National Stage Application Size Fee - for each additional 50 sheets that exceeds 100 sheets	\$84	\$3,444	\$5,040
Total PCT Fees - National Stage (Micro Entity)			\$668,049	\$535,164

Patents

PCT Fees - International Stage (Large Entity):

1601	Transmittal fee	\$260	\$8,878,842	\$8,551,880
1602	Search fee - regardless of whether there is a corresponding application (see 35 U.S.C. 361(d) and PCT Rule 16)	\$2,180	\$17,083,717	\$15,094,220
1604	Supplemental search fee when required, per additional invention	\$2,180	\$712,260	\$915,600
1605	Preliminary examination fee - U.S. was the ISA	\$640	\$135,320	\$107,520
1606	Preliminary examination fee - U.S. was not the ISA	\$800	\$110,651	\$80,800
1607	Supplemental examination fee per additional invention	\$640	\$3,598	\$7,040
1619	Late payment fee	var	\$97,387	\$63,865
1621	Transmitting application to Intl. Bureau to act as receiving office	\$260	\$100,681	\$65,520
1624	Suspense Account for PCT Payments		\$0	\$75,627
1627	Late Furnishing Fee for Providing a Sequence Listing in Response to an Invitation Under PCT Rule 13ter	\$320	\$90,560	\$62,400
1628	Petition for the extension of the twelve-month (six-month for designs) period for filing a subsequent application	\$2,100	\$0	\$113,400
Total PCT Fees - International Stage (Large Entity)			\$27,213,016	\$25,137,872

Patents

PCT Fees - International Stage (Small Entity):

2601	Transmittal fee	\$104	\$2,058,837	\$1,947,860
2602	Search fee - regardless of whether there is a corresponding application (see 35 U.S.C. 361(d) and PCT Rule 16)	\$872	\$13,376,265	\$12,469,096

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
2604	Supplemental search fee when required, per additional invention	\$872	\$544,855	\$710,898
2605	Preliminary examination fee - U.S. was the ISA	\$256	\$110,334	\$98,196
2606	Preliminary examination fee - U.S. was not the ISA	\$320	\$18,425	\$7,380
2607	Supplemental examination fee per additional invention	\$256	\$3,418	\$9,216
2619	Late payment fee	var	\$1,032	\$31,479
2621	Transmitting application to Intl. Bureau to act as receiving office	\$104	\$29,065	\$25,402
2627	Late Furnishing Fee for Providing a Sequence Listing in Response to an Invitation Under PCT Rule 13ter	\$128	\$97,288	\$73,568
2628	Petition for the extension of the twelve-month (six-month for designs) period for filing a subsequent application	\$840	\$0	\$77,280
Total PCT Fees - International Stage (Small Entity)			\$16,239,520	\$15,450,375

Patents

PCT Fees - International Stage (Micro Entity):

3601	Transmittal fee	\$52	\$54,293	\$40,586
3602	Search fee - regardless of whether there is a corresponding application (see 35 U.S.C. 361(d) and PCT Rule 16)	\$436	\$436,296	\$354,904
3604	Supplemental search fee when required, per additional invention	\$436	\$19,376	\$22,345
3605	Preliminary examination fee - U.S. was the ISA	\$128	\$10,697	\$9,376
3606	Preliminary examination fee - U.S. was not the ISA	\$160	\$497	\$0
3607	Supplemental examination fee per additional invention	\$128	\$899	\$0
3619	Late payment fee	var	\$4,052	\$9,480
3621	Transmitting application to Intl. Bureau to act as receiving office	\$52	\$1,263	\$1,521
3627	Late Furnishing Fee for Providing a Sequence Listing in Response to an Invitation Under PCT Rule 13ter	\$64	\$256	\$128

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
		\$420	\$0	\$9,450

Patents

Hague International Design Application Fees (Large Entity):

1781	Transmittal Fee	\$120	\$9,000	\$6,600
1791	International Design Application First Part U.S. Designation Fee	\$1,020	\$2,229,720	\$2,330,700
1792	(Part II Designation Fee) Issue Fee Paid Through the International Bureau in an International Design Application	\$740	\$486,920	\$539,420
9981	Exchange Rate Gains/Losses for Hague Transactions	var	\$0	\$172,815
9989	Suspense Account for Hague Transactions	var	\$0	\$0
Total Hague International Design Application Fees (Large Entity)			\$2,725,640	\$3,049,535

Patents

Hague International Design Application Fees (Small Entity):

2781	Transmittal Fee	\$48	\$5,040	\$2,688
2791	International Design Application First Part U.S. Designation Fee	\$408	\$560,490	\$576,504
2792	(Part II Designation Fee) Issue Fee Paid Through the International Bureau in an International Design Application	\$296	\$98,050	\$180,614
Total Hague International Design Application Fees (Small Entity)			\$663,580	\$759,806

Patents

Hague International Design Application Fees (Micro Entity):

3781	Transmittal Fee	\$24	\$528	\$384
3791	International Design Application First Part U.S. Designation Fee	\$204	\$54,570	\$54,672

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
3792	(Part II Designation Fee) Issue Fee Paid Through the International Bureau in an International Design Application	\$148	\$15,355	\$25,271
Total Hague International Design Application Fees (Micro Entity)			\$70,453	\$80,327

Patents

Patent Petition Fees (Large Entity):

1453	Petition for revival of an abandoned application for a patent, for the delayed payment of the fee for issuing each patent, or for the delayed response by the patent owner in any reexamination proceeding	\$2,100	\$4,878,300	\$4,269,300
1454	Petition for the delayed submission of a priority or benefit claim, or to restore the right of priority or benefit	\$2,100	\$2,039,100	\$1,885,800
1455	Filing an application for patent term adjustment	\$210	\$92,820	\$57,120
1456	Request for reinstatement of term reduced	\$420	\$0	\$1,260
1457	Extension of term of patent	\$1,180	\$106,200	\$166,380
1458	Initial application for interim extension (see 37 CFR 1.790)	\$440	\$1,320	\$4,400
1459	Subsequent application for interim extension (see 37 CFR 1.790)	\$230	\$920	\$1,610
1462	Petitions requiring the petition fee set forth in 37 CFR 1.17(f) (Group I)	\$420	\$518,280	\$400,240
1463	Petitions requiring the petition fee set forth in 37 CFR 1.17(g) (Group II)	\$220	\$1,946,780	\$1,838,560
1464	Petitions requiring the petition fee set forth in 37 CFR 1.17(h) (Group III)	\$140	\$1,292,620	\$1,213,940

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
1784	Petition to excuse applicant's failure to act within prescribed time limits in an international design application	\$2,100	\$0	\$10,500
1824	Petitions in a reexamination proceeding, except for those specifically enumerated in 37 CFR 1.550(i) and 1.937(d)	\$2,040	\$189,720	\$112,200
Total Patent Petition Fees (Large Entity)			\$11,066,060	\$9,961,310

Patents

Patent Petition Fees (Small Entity):

2453	Petition for revival of an abandoned application for a patent, for the delayed payment of the fee for issuing each patent, or for the delayed response by the patent owner in any reexamination proceeding	\$840	\$2,845,920	\$2,778,710
2454	Petition for the delayed submission of a priority or benefit claim, or to restore the right of priority or benefit	\$840	\$788,760	\$843,990
2455	Filing an application for patent term adjustment	\$210	\$25,410	\$21,840
2456	Request for reinstatement of term reduced	\$420	\$420	\$1,260
2457	Extension of term of patent	\$1,180	\$21,240	\$22,420
2458	Initial application for interim extension (see 37 CFR 1.790)	\$440	\$1,320	\$880
2459	Subsequent application for interim extension (see 37 CFR 1.790)	\$230	\$460	\$230
2462	Petitions requiring the petition fee set forth in 37 CFR 1.17(f) (Group I)	\$168	\$156,744	\$115,416
2463	Petitions requiring the petition fee set forth in 37 CFR 1.17(g) (Group II)	\$88	\$67,760	\$63,954
2464	Petitions requiring the petition fee set forth in 37 CFR 1.17(h) (Group III)	\$56	\$229,152	\$216,314
2784	Petition to excuse applicant's failure to act within prescribed time limits in an international design application	\$840	\$840	\$840

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
2824	Petitions in a reexamination proceeding, except for those specifically enumerated in 37 CFR 1.550(i) and 1.937(d)	\$816	\$30,192	\$17,952
Total Patent Petition Fees (Small Entity)			\$4,168,218	\$4,083,806

Patents

Patent Petition Fees (Micro Entity):

3453	Petition for revival of an abandoned application for a patent, for the delayed payment of the fee for issuing each patent, or for the delayed response by the patent owner in any reexamination proceeding	\$420	\$551,460	\$596,820
3454	Petition for the delayed submission of a priority or benefit claim, or to restore the right of priority or benefit	\$420	\$108,360	\$103,005
3455	Filing an application for patent term adjustment	\$210	\$1,680	\$1,050
3456	Request for reinstatement of term reduced	\$420	\$0	\$1,680
3458	Initial application for interim extension (see 37 CFR 1.790)	\$440	\$0	\$0
3462	Petitions requiring the petition fees set forth in 37 CFR 1.17(f) (Group I)	\$84	\$14,532	\$14,952
3463	Petitions requiring the petition fees set forth in 37 CFR 1.17(g) (Group II)	\$44	\$2,420	\$2,024
3464	Petitions requiring the petition fees set forth in 37 CFR 1.17(h) (Group III)	\$28	\$5,740	\$5,075
3784	Petition to excuse applicant's failure to act within prescribed time limits in an international design application	\$420	\$0	\$0
3824	Petitions in a reexamination proceeding, except for those specifically enumerated in 37 CFR 1.550(i) and 1.937(d)	\$408	\$0	\$408
Total Patent Petition Fees (Micro Entity)			\$684,192	\$725,014

Patents

Patent Service Fees:

8001	Printed copy of patent w/o color, delivery by USPS, USPTO Box, or electronic means	\$3	\$21,774	\$51
8003	Printed copy of plant patent in color	\$15	\$2,625	\$120

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
8004	Color copy of patent (other than plant patent) containing a color drawing		\$0	\$0
8005	Patent Application Publication (PAP)	\$3	\$0	\$6
8007	Copy of patent application as filed	\$35	\$865,585	\$978,530
8010	Individual application documents, other than application as filed, per document	\$25	\$7,075	\$5,150
8013	Copy of office records, except copies of applications as filed	\$25	\$190,750	\$184,550
8014	For assignment records, abstract of title and certification, per patent	\$35	\$646,450	\$569,695
8020	International type search report	\$40	\$0	\$0
8021	Recording each patent assignment, agreement or other paper, per property - if not submitted electronically	\$50	\$11,250	\$1,500
8022	Publication in Official Gazette	\$25	\$4,950	\$3,625
8026	Handling fee for incomplete or improper application	\$140	\$43,820	\$41,300
8051	Copy Patent File Wrapper, Paper Medium, Any Number of Sheets	\$290	\$62,060	\$56,550
8052	Copy Patent File Wrapper, Electronic Medium, Any Size or Provided Electronically	\$60	\$156,720	\$154,560
8053	Additional Fee for Overnight Delivery	\$40	\$3,080	\$3,520
8054	Additional Fee for Expedited Service	\$170	\$13,430	\$12,580
8901	REPS	var	\$0	-\$76
8904	Library service	\$50	\$1,700	\$0
Total Patent Service Fees			\$2,031,269	\$2,011,661

Patents

Miscellaneous Patent Fees (Large Entity):

1802	Request for expedited examination of a design application	\$1,600	\$1,086,400	\$651,200
1803	Request for voluntary publication or republication	\$140	\$21,980	\$17,640
1806	Submission of an Information Disclosure Statement	\$260	\$22,240,400	\$22,513,880

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
1807	Processing fee for provisional applications	\$50	\$280,600	\$317,150
1808	Other publication processing fee	\$140	\$52,500	\$33,880
1809	Filing a submission after final rejection (see 37 CFR 1.129(a))	\$880	\$14,960	\$15,840
1815	Suspense Account for Patent Processing Fees	\$830	\$0	\$2,490
1818	Document fee for third-party submissions (see 37 CFR 1.290(f))	\$180	\$72,540	\$65,700
1819	Correction of inventorship after first action on merits	\$640	\$507,520	\$483,840
1830	Processing fee, except in provisional applications	\$140	\$2,507,680	\$2,604,840
1999	Patent Unassigned Fees	var	\$2,272,073	\$3,430,973
Total Miscellaneous Patent Fees (Large Entity)			\$29,056,653	\$30,137,433

Patents

Miscellaneous Patent Fees (Small Entity):

2802	Request for expedited examination of a design application	\$640	\$869,120	\$2,203,520
2803	Request for voluntary publication or republication	\$140	\$2,660	\$9,800
2806	Submission of an Information Disclosure Statement	\$104	\$2,305,992	\$2,619,620
2807	Processing fee for provisional applications	\$50	\$189,350	\$187,500
2808	Other publication processing fee	\$140	\$10,360	\$19,180
2809	Filing a submission after final rejection (see 37 CFR 1.129(a))	\$352	\$7,040	\$22,176
2810	For each additional invention to be examined (see 37 CFR 1.129(b))	\$352	\$0	\$704
2818	Document fee for third-party submissions (see 37 CFR 1.290(f))	\$72	\$11,088	\$12,240

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
2819	Correction of inventorship after first action on merits	\$256	\$157,952	\$171,924
2830	Processing fee, except in provisional applications	\$56	\$694,960	\$794,122
Total Miscellaneous Patent Fees (Small Entity)			\$4,248,522	\$6,040,786

Patents

Miscellaneous Patent Fees (Micro Entity):

3802	Request for expedited examination of a design application	\$320	\$1,550,720	\$2,438,080
3803	Request for voluntary publication or republication	\$140	\$560	\$1,120
3806	Submission of an Information Disclosure Statement	\$52	\$32,448	\$30,147
3807	Processing fee for provisional applications	\$50	\$4,550	\$5,400
3808	Other publication processing fee	\$140	\$280	\$2,240
3809	Filing a submission after final rejection (see 37 CFR 1.129(a))	\$176	\$1,056	\$2,816
3810	For each additional invention to be examined (see 37 CFR 1.129(b))	\$176	\$0	\$352
3819	Correction of inventorship after first action on merits	\$128	\$7,680	\$9,088
3830	Processing fee, except in provisional applications	\$28	\$43,568	\$53,319
Total Miscellaneous Patent Fees (Micro Entity)			\$1,640,862	\$2,542,562

Patents

Patent Enrollment Fees:

9001	Application fee (non-refundable)	\$110	\$269,720	\$318,560
9003	Registration to practice or grant of limited recognition under §11.9(b) or (c)	\$210	\$185,430	\$215,460
9004	Administrative Reinstatement Fee	\$210	\$6,510	\$7,560

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
9006	Certificate of good standing as an attorney or agent, suitable for framing	\$50	\$1,200	\$1,300
9012	Review of decision by the Director of Enrollment and Discipline under §11.2(c)	\$420	\$3,360	\$1,260
9014	Application fee for person disciplined, convicted of a felony or certain misdemeanors under §11.7(h)	\$1,680	\$20,160	\$18,480
9024	Unspecified other services, excluding labor	var	\$8,802	\$9,039
9026	On Grant of Limited Recognition Under §11.9(b)	\$210	\$5,670	\$7,980
9028	For USPTO-Assisted Change of Address Within the Office of Enrollment and Discipline Information System	\$70	\$23,870	\$15,330
9029	For USPTO-Administered Review of Registration Examination	\$470	\$0	\$940
9030	Request for extension of time in which to schedule examination for registration to practice (non-refundable)	\$115	\$172,040	\$62,330

Patents

Finance Service Fees:

9101	Processing each payment refused or charged back	\$50	\$6,650	\$8,104
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<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
9209	Partial Service Charge for Closing a Deposit Account	var	\$39,163	\$38,437
Total Finance Service Fees			\$45,813	\$46,541

Trademarks

Application Filings:

6001	Application for registration, per international class (paper filing)	\$750	\$0	\$0
6006	Dividing an application, per new application (file wrapper) created	\$200	\$7,829	\$0
6008	Additional fee for application that doesn't meet TEAS Plus or TEAS RF filing requirements, per class	\$100	\$0	\$0
7006	Dividing an application, per new application (file wrapper) created	\$100	\$460,500	\$450,300
7007	Application for registration, per international class (electronic filing, TEAS Plus application)	\$250	\$106,908,500	\$108,645,000
7008	Additional fee for application that doesn't meet TEAS Plus filing requirements, per class	\$100	\$188,159	\$495,900
7009	Application for registration, per international class (electronic filing, TEAS Standard application)	\$350	\$132,293,840	\$104,244,900
7016	Extension of time for filing a response to a pre-registration office action	\$125	\$0	\$6,807,125
7931	Application Fee Filed at WIPO	\$500	\$32,224,656	\$27,911,025
7933	Subsequent Designation Fee Filed at WIPO	\$500	\$2,802,144	\$2,123,000
Total Application Filings			\$274,885,627	\$250,677,250

Trademarks

Maintaining Exclusive Rights:

6201	Application for renewal under §9, per class	\$500	\$0	\$0
6203	Additional fee for filing renewal application during grace period, per class	\$200	\$0	\$0

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
6204	Correcting a deficiency in a renewal application	\$200	\$0	\$0
6205	Filing §8 affidavit, per class	\$325	\$0	\$0
6206	Additional fee for filing §8 affidavit during grace period, per class	\$200	\$0	\$0
6207	Correcting a deficiency in a §8 affidavit	\$200	\$0	\$0
6208	Filing §15 affidavit, per class	\$300	\$0	\$0
6210	Publication of mark under §12(c), per class	\$200	\$0	\$0
6211	Issuing new certificate of registration	\$200	\$0	\$0
6212	Certificate of correction, registrant's error	\$200	\$0	\$0
6213	Filing disclaimer to registration	\$200	\$0	\$0
6214	Filing amendment to registration	\$200	\$0	\$0
7012	Deletion of Goods or Services Under Section 8 as a Result of a Post Registration Audit, per Class	\$250	\$3,745,500	\$657,500
7201	Application for renewal under §9, per class	\$300	\$34,704,820	\$36,057,900
7203	Additional fee for filing renewal application during grace period, per class	\$100	\$1,156,827	\$1,377,700
7204	Correcting a deficiency in a renewal application	\$100	\$115,700	\$65,600
7205	Filing §8 affidavit, per class	\$225	\$56,181,355	\$61,887,150
7206	Additional fee for filing §8 affidavit during grace period, per class	\$100	\$2,496,900	\$3,405,400
7207	Correcting a deficiency in a §8 affidavit	\$100	\$249,700	\$391,400
7208	Filing §15 affidavit, per class	\$200	\$23,761,980	\$22,660,600
7210	Publication of mark under §12(c), per class	\$100	\$0	\$500
7211	Issuing new certificate of registration	\$100	\$1,000	\$100

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
7212	Certificate of correction, registrant's error	\$100	\$812,935	\$559,100
7214	Filing amendment to registration	\$100	\$29,000	\$14,700

Trademarks

Intent to Use/Use Fees:

6002	Filing an Amendment to Allege Use under §1(c), per class	\$200	\$0	\$0
6004	Filing a Request for a Six-month Extension of Time for Filing a Statement of Use under §1(d)(1), per class	\$225	\$0	\$0
7002	Filing an Amendment to Allege Use under §1(c), per class	\$100	\$332,492	\$591,300
7003	Filing a Statement of Use under §1(d)(1), per class	\$100	\$13,871,000	\$13,647,800
	Filing a Request for a Six-month Extension of Time for Filing a Statement of Use under §1(d)(1), per class	\$125	\$43,346,875	\$40,198,375

Trademarks

Madrid Protocol Fees:

6901	Certifying an international application based on single application or registration, per class	\$200	\$0	\$0
6902	Certifying an international application based on more than one basic application or registration, per class	\$250	\$0	\$0
6903	Transmitting a Request to Record an Assignment or restriction under §7.23 or §7.24	\$200	\$0	\$0

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee Collections</u>	<u>Actual Fee Collections</u>
6904	Filing a Notice of Replacement under §7.28, per class	\$200	\$0	\$0
6905	Filing an affidavit under §71 of the Act, per class	\$325	\$0	\$0
6906	Surcharge for filing affidavit under §71 of the Act during grace period, per class	\$200	\$0	\$0
6907	Transmitting a subsequent designation under §7.21	\$200	\$0	\$0
6908	Correcting a deficiency in an affidavit under §71 of the Act	\$200	\$0	\$0
7013	Deletion of Goods or Services Under Section 71 as a Result of a Post Registration Audit, per Class	\$250	\$109,803	\$192,500
7901	Certifying an international application based on single application or registration, per class	\$100	\$1,641,356	\$1,812,800
7902	Certifying an international application based on more than one basic application or registration, per class	\$150	\$412,966	\$320,100
7903	Transmitting a Request to Record an Assignment or restriction under §7.23 or §7.24	\$100	\$2,000	\$1,400
7904	Filing a Notice of Replacement under §7.28, per class	\$100	\$1,000	\$200
7905	Filing an affidavit under §71 of the Act, per class	\$225	\$4,941,124	\$4,753,800
7906	Surcharge for filing affidavit under §71 of the Act during grace period, per class	\$100	\$219,606	\$406,700
7907	Transmitting a subsequent designation under §7.21	\$100	\$208,592	\$141,100
7908	Correcting a deficiency in an affidavit under §71 of the Act	\$100	\$2,086	\$49,800
Total Madrid Protocol Fees			\$7,538,532	\$7,678,400

Trademarks

Trademark Trial and Appeal Board:

6401	Petition for cancellation, per class	\$700	\$0	\$0
6402	Notice of opposition, per class	\$700	\$0	\$0

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
6403	Ex parte appeal, per class	\$325	\$0	\$3,900
6404	Filing a request for an extension of time to file a notice of opposition under §2.102(c)(1)(ii) or (c)(2)	\$400	\$0	\$0
6405	Filing a request for an extension of time to file a notice of opposition under §2.102(c)(3)	\$500	\$0	\$0
7401	Petition for cancellation, per class	\$600	\$2,894,607	\$2,143,800
7402	Notice of opposition, per class	\$600	\$8,040,574	\$6,116,400
7403	Ex parte appeal, per class	\$225	\$1,507,608	\$1,225,350
7404	Filing a request for an extension of time to file a notice of opposition under §2.102(c)(1)(ii) or (c)(2)	\$200	\$1,472,200	\$1,743,200
7405	Filing a request for an extension of time to file a notice of opposition under §2.102(c)(3)	\$400	\$778,800	\$1,059,600
7406	Filing a Brief in an Ex Parte Appeal to the Board, per Class	\$200	\$120,600	\$142,400
7407	Filing a Second or Subsequent Request for an Extension of Time to File an Appeal Brief, per Application	\$100	\$47,000	\$45,100
7408	Request for an Oral Hearing, per Proceeding	\$500	\$47,000	\$29,000
Total Trademark Trial and Appeal Board			\$14,908,388	\$12,508,750

Trademarks

Other Trademark Fees:

6991	Recordal application fee	\$20	\$580	\$420
6992	Renewal application fee	\$20	\$680	\$460
6993	Late fee for renewal application	\$20	\$60	\$80
6994	Application fee for reactivation of insignia, per request	\$20	\$60	\$20
6999	Trademark Unassigned Fees	var	\$91	\$832
7932	Renewal Fee Filed at WIPO	\$300	\$3,499,800	\$3,973,900
8501	Printed copy of registered mark, delivery by USPS, USPTO Box, or electronic means	\$3	\$309	\$0

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
8503	Certified copy of registered mark, with title and/or status, regular service	\$15	\$49,500	\$37,620
8504	Certified copy of registered mark, with title and/or status, expedited local service	\$30	\$10,770	\$21,990
8507	Certified copy of trademark application as filed	\$15	\$209,880	\$146,430
8508	Certified or uncertified copy of trademark-related file wrapper and contents	\$50	\$50,550	\$26,950
8513	Certified or uncertified copy of trademark document, unless otherwise provided	\$25	\$10,625	\$140,400
8514	For assignment records, abstracts of title and certification per registration	\$25	\$11,850	\$7,900
8521	Recording trademark assignment, agreement or other paper, first mark per document	\$40	\$3,013,920	\$3,091,680
8522	For second and subsequent marks in the same document	\$25	\$7,204,450	\$5,720,200
8533	Additional fee for overnight delivery	\$40	\$960	\$400
8534	Additional fee for expedited service	\$160	\$12,640	\$480
8901	REPS	var	\$0	-\$2
8904	Library Service	\$50	\$2,450	\$0
9990	International Bureau Unassigned Fees	var	\$0	\$1,315,270
Total Other Trademark Fees			\$14,079,175	\$14,485,031

Trademarks

Trademark Processing Fees:

6005	Petitions to the Director (Paper Correspondence)	\$350	\$0	\$700
6010	Petition for Revival or Reinstatement on Paper	\$250	\$0	\$0
7005	Petitions to the Director (Electronic Correspondence)	\$250	\$1,722,500	\$700,800
7010	Petitions for Revival or Reinstatement Filed through TEAS	\$150	\$4,576,650	\$3,742,800
7011	Letter of Protest	\$50	\$164,500	\$190,500

<u>Fee Code</u>	<u>Fee Title</u>		<u>FY24PB Planned Fee</u>	<u>Actual Fee Collections</u>
			<u>Collections</u>	
7014	Petition for expungement and/or reexamination	\$400	\$349,945	\$67,200
7015	Extension of time for filing a response to an Office action	\$125	\$668,531	\$3,375
Total Trademark Processing Fees			\$7,482,126	\$4,705,375

Trademarks

Finance Service Fees:

9101	Processing Each Payment Refused or Charged Back	\$50	\$850	\$1,046
9209	Partial service charge for closing a deposit account	var	\$4,862	\$4,960
Total Finance Service Fees			\$5,712	\$6,006