

## The 2022 Edition is Available of *A Trademark is Not a Copyright or a Patent* by William M. Borchard

We are pleased to announce that Bill Borchard has produced the 2022 edition of his popular publication [A Trademark is Not a Copyright or a Patent](#). This is its 48<sup>th</sup> year. We invite you to download as many copies as you wish from our [website](#).

The main changes in this edition:

### Trademarks

- The three new procedures for validity challenges to trademark applications and registrations are now in effect.
- The EU Trademark registrations were automatically extended to the UK after it left the EU.

### Copyrights

- For the first time, pre-1923 sound recordings are in the public domain.
- The different copyright terms applicable to sound recordings are summarized.
- Works other than sound recordings created pre-1926 are now in the public domain.
- The new Copyright Claims Board to adjudicate some copyright small claims is scheduled to open June 25, 2022.

Although not mentioned in this publication, you should note that a **new** three-month deadline will become *effective December 1, 2022* to respond to a Trademark Office action instead of the current six-month deadline. Trademark applicants will be given the option to request one three-month extension for a fee of \$125. If the applicant does not respond by the deadline, the application will be deemed abandoned. This new rule will *not* apply Madrid Protocol applicants.

For further information, please contact [William M. Borchard](#) or your CLL attorney.

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Bill advises on domestic and international trademark matters at the highest level. His practice consists of counseling clients and handling domestic and international trademark and copyright matters including clearance, registration, proper use, licensing, contested administrative proceedings and infringement claims.