



## **Overview of Trademark and Copyright Legal Services**

Attached are our fee schedules for the various trademark and copyright legal services that Hynak & Associates provides.

We would like to take this opportunity to highlight our unique pricing structure for handling all trademark and copyright matters in the United States.

- Flat Fees for filing Trademark Applications
- Flat Fees for handling Post Registration Actions
- Flat Fees for responding to Madrid Refusals
- Flat Fees for Trademark Searches and Opinions
- Flat Fees for filing Copyright Applications
- Free Estimates
- Reasonable email communications included in the Flat Fees
- Disclosure of costs up front. No surprise bills.

Please see our attached Fee Schedules for complete details.

Hynak & Associates provides quality cost effective legal assistance for the prosecution of US Trademark applications and renewals.

	Official Fees	Hynak & Associates' Fees	Total Fees
<b>Filing of a National Application in the US</b>			
<i>For the first class</i>	350.00	560.00	910.00
<i>Each additional class</i>	350.00	275.00	625.00
<b>Filing a Statement of Use/Amendment to Alleged Use</b>			
<i>For the first class</i>	100.00	340.00	440.00
<i>Each additional class</i>	100.00	230.00	330.00
<b>Filing a Request for Six-Month Extension to File a Statement of Use</b>			
<i>For the first class</i>	125.00	225.00	350.00
<i>Each additional class</i>	125.00	195.00	320.00
<b>Filing a Declaration of Use Under Section 8/71 Between the 5<sup>th</sup> and 6<sup>th</sup> Year of Registration</b>			
<i>For the first class</i>	225.00	560.00	785.00
<i>Each additional class</i>	225.00	275.00	500.00
<b>Filing a Combined Declaration of Use Under Section 8/71 and Affidavit of Incontestability Under Section 15</b>			
<i>For the first class</i>	425.00	560.00	985.00
<i>Each additional class</i>	425.00	275.00	700.00
<b>Filing a Combined Declaration of Use In Commerce under Sections 8 &amp; 9 (Renewal)</b>			
<i>For the first class</i>	525.00	560.00	1085.00
<i>Each additional class</i>	525.00	275.00	800.00
<b>Filing a Combined Declaration of Use Under Section 71 Between the 9<sup>th</sup> and 10<sup>th</sup> (Renewal)</b>			
<i>For the first class</i>	225.00	560.00	785.00
<i>Each additional class</i>	225.00	275.00	500.00
<b>Receipt of the Trademark Registration Certificate and docketing for Section 8/71 and Renewal. Courier charges are extra.</b>			
		145.00	145.00
<b>Preparation and filing of a basic U.S. Copyright Application.</b>			
	45.00	475.00	520.00
<b>Hourly Rate</b>			
		395.00	395.00

USPTO fees are subject to change.

All fees quoted are in US Dollars.

Payment Methods include Wire Transfers, Credit Cards, and checks.

All invoices are NET 15 DAYS.

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## Filing of a National Application in the US based on Use\*

### Filing of a National Application in the US

Our fee for filing a one class application in the US is \$560.00 plus the US Patent and Trademark Office (USPTO) fee. Our fee for an additional class in the same application is \$275.00 plus the USPTO fee.

The following are included in our fixed fee for filing a single class application based on use:

- Preparation of the trademark application.
- Filing the application electronically.  
(Additional fees apply for a paper filing)
- Creation and opening of a file.
- Monthly status checks and reports sent periodically as agreed upon.
- Transmittal of the Notice of Publication.
- Transmittal of Requests for Extension of Time to file a Notice of Opposition. This is limited to a maximum of four requests up to 120 days.

We will respond to Office Actions at our hourly rate of \$395.00 per hour.

The following are **NOT** included in our fixed fee to file the application:

- US Patent & Trademark Office Fees
- Notice of Appeal from a Final Decision
- Review of USPTO Office Action and providing recommendations
- Notice of Opposition
- Notice of Cancellation
- Transmittal of Certificate of Registration

## Flat Fees for US Applications Based On Use

### Obtaining the Trademark Registration Certificate

Obtaining the Trademark Registration Certificate and docketing for Section 8 and Renewal requirements and sending said Registration Certificate by courier is \$145.00 and is invoiced when the Registration Certificate is sent. Courier charges are extra.

These fees must be paid in advance of the work being performed. All monies must be paid to Hynak & Associates Trust Account.

### Federal Search & Opinion

Prior to filing a US Application, it is recommended that at least a Federal Search be conducted, and an opinion rendered. Our flat fee for conducting a Federal Search for a word mark and providing an opinion on use and registrability is \$525.00. Fees for design marks will be provided upon request. In addition, we obtain full federal, state and common law trademark searches. Our opinion for a full search is based on our hourly rate.

### Hourly Rate

Our hourly rate for legal services is \$395.00.

USPTO fees are subject to change.

All fees are quoted in US Dollars.

Payment Methods include Wire Transfers, Credit Cards, Western Union and checks.

\*These fees also apply to applications claiming priority based on a Home Country application or registration.



## Filing of a National Application in the US based on Intent to Use

### Filing of a National Application in the US

Our fee for filing a one class application in the US is \$560.00 plus the US Patent and Trademark Office (USPTO) fee. Our fee for an additional class in the same application is \$275.00 plus the USPTO fee.

The following are included in our fixed fee for filing a single class application based on use:

- Preparation of the trademark application.
- Filing the application electronically. (Additional fees apply for a paper filing)
- Creation and opening of a file.
- Monthly status checks and reports sent periodically as agreed upon.
- Transmittal of the Notice of Publication.
- Transmittal of Requests for Extension of Time to file a Notice of Opposition. This is limited to a maximum of four requests up to 120 days.

We will respond to Office Actions at our hourly rate of \$395.00 per hour.

The following are **NOT** included in our fixed fee to file the application:

- US Patent & Trademark Office Fees
- Filing an Extension of Time to file an SOU
- Review of USPTO Office Action and providing recommendations
- Filing a Statement of Use
- Notice of Appeal from a Final Decision
- Notice of Opposition
- Notice of Cancellation
- Transmittal of Certificate of Registration

### Filing an Extension to File a Statement of Use

The applicant is entitled to five (5) six (6) month extensions for a total of 36 months in which to file the Statement of Use. The USPTO fee is \$125.00 per class. Our fee is \$225.00 for the first class and \$185.00 for each additional class.

## Flat Fees for US Applications Based On Intent to Use

### Filing a Statement of Use (SOU)

The USPTO fee for filing an SOU is \$100.00 per class. Our fee for filing a Statement of Use is \$340.00 for the first class and \$230.00 for each additional class.

### Obtaining the Trademark Registration Certificate

Obtaining the Trademark Registration Certificate and docketing for Section 8 and Renewal requirements and sending said Registration Certificate by courier is \$145.00 and is invoiced when the Registration Certificate is sent. Courier charges are extra.

These fees must be paid in advance of the work being performed. All monies must be paid to Hynak & Associates Trust Account.

### Federal Search & Opinion

Prior to filing a US Application, it is recommended that at least a Federal Search be conducted and an opinion rendered. Our flat fee for conducting a Federal Search for a word mark and providing an opinion on use and registrability is \$525.00. Fees for design marks will be provided upon request. In addition, we obtain full federal, state and common law trademark searches. Our opinion for a full search is based on our hourly rate.

### Hourly Rate

Our hourly rate for legal services is \$395.00.

USPTO fees are subject to change.

All fees are quoted in US Dollars.

Payment Methods include Wire Transfers, Credit Cards, and checks.

All invoices are NET 15 DAYS.

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Arlington, VA 22204 USA  
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Hynak & Associates provides quality cost effective legal services for the prosecution of US Trademark applications filed under the Madrid Protocol.

Michael Hynak is exceptionally qualified to support international trademark professionals that have filed Madrid applications. Mr. Hynak has over 40 years of trademark practice experience, many of which were as a lawyer at the US Patent and Trademark Office, where he served as an Examining Attorney, Editor of the Trademark Manual of Examining Procedure and a Petitions and Classification Attorney.

Based on your needs, we offer the following services.

## Filing a National Application in the US

Our fee for filing a one class application in the US is US \$560.00 plus the USPTO fee. The following are included in our fixed fee:

- Preparation of the trademark application
- Filing the application
- Creation and opening of a file
- Monthly status checks and reports sent periodically as agreed upon
- Transmittal of the Notice of Publication
- No additional fee for design marks unless additional art work is required

## Madrid Protocol US Application Refusals

We will assist you in responding to USPTO actions with 2 options of service or representation.

## Flat Fees for Madrid Refusals in the United States

### Option 1 - Refusal of Identification/Classification of Goods/Services with Change of Correspondence Address

We will file the response together with a Power of Attorney and Change of Correspondent Address. For a fixed fee of US \$395.00 for one class and US \$265.00 for each additional class in the same application, we will review the refusal relating to the identification/classification of goods. In addition, we will review the file and will respond to the Office Action and file a Power of Attorney.

#### The following are included in our fixed fee:

- Creation and opening of a file
- Review of file and preparation of the response
- Submission of the response to the USPTO
- Forwarding a copy of the response sent to USPTO
- Monthly status checks and reports sent periodically as agreed upon
- Transmittal of the Notice of Allowance
- For reasonable inquires as to the status of the application, there is no charge

This option will allow us to prosecute the application and will change where correspondence is received. It changes the correspondent address to where the USPTO sends correspondence. It does not affect the address of the representative designated in the international registration to which the International Bureau sends correspondence.

### Option 2 - Refusal for Other Reasons

We will respond to Office Actions citing any cause for refusal of the trademark application. Responses other than for identification/classification (see fixed fee rate above) are billed at an hourly rate of US \$395.00.

USPTO fees are subject to change.

All fees are quoted in US Dollars.

Payment Methods include Wire Transfers, Credit Cards, and checks.

All invoices are NET 15 DAYS.

Hynak & Associates provides quality cost effective legal services for the prosecution of US Trademark applications filed under the Madrid Protocol.

### MADRID PROTOCOL APPLICATION REFUSALS

#### Option 1: Refusal of Identification/Classification of Goods/Services with Change of Correspondence Address

*One class*

*Each additional class in the same application*

#### Option2: Refusal for Other Reasons (Per Hour)

*Receipt of the Trademark Registration*

*Certificate and docketing for Section 71 and Renewal.*

*\*Courier charges are extra*

	USPTO Official Fees	Hynak & Associates' Fees	Total Fees
		395.00	395.00
		265.00.	265.00
		395.00	395.00
		145.00	145.00

USPTO fees are subject to change.

All fees are quoted in US Dollars.

Payment Methods include Wire Transfers, Credit Cards, and checks.

All invoices are NET 15 DAYS.



## Trademark Post Registration Fees

Hynak & Associates is pleased to provide quality cost effective legal assistance for the prosecution of US Trademark Section 8/71 Affidavits of Use and Renewals.

### Post Registration Fees

#### Filing a Declaration of Use in Commerce Under Section 8/71

We will file the required Declaration together with a Power of Attorney and Change of Correspondent Address, if necessary. Our fixed fee for this service is \$560.00 for one class and \$275.00 for each additional class in the same application plus the USPTO fee.

The following are included in our fixed fee:

- Review of File.
- Preparation of the required Declaration.
- Submission of the Declaration to the USPTO.
- Creation and opening a file.
- Forwarding a copy of the Declaration sent to the USPTO.
- Monthly status checks and reports sent periodically as agreed upon.
- Receipt of Notice of Acceptance and transmittal (via e-mail)
- For reasonable inquires as to the status of the Declaration there is no additional charge

#### Filing a Combined Declaration of Use in Commerce Under Section 8/71 And Affidavit of Incontestability under Section 15

We will file the required Declaration and Affidavit together with a Power of Attorney and Change of Correspondent Address, if necessary. Our fixed fee for this service is \$560.00 for one class and \$275.00 for each additional class in the same application plus the USPTO fee.

A Section 15 Affidavit of Incontestability may be filed where the registrant has use the mark in commerce in the US for 5 consecutive years.

The following are included in our fixed fee:

- Review of File.
- Preparation of the required Declaration and Affidavit.
- Submission of the Declaration and Affidavit to the USPTO.
- Creation and opening a file.
- Forwarding a copy of the Declaration and Affidavit sent to the USPTO.
- Monthly status checks and reports sent periodically as agreed upon.
- Receipt of Notice of Acceptance and transmittal (via e-mail)
- For reasonable inquires as to the status of the Declaration and Affidavit there is no additional charge.

#### Filing a Combined Declaration of Use in Commerce under Sections 8/71 & 9 (Renewal)

We will file the required Renewal together with a Power of Attorney and Change of Correspondent Address, if necessary. Our fixed fee for this service is \$560.00 for one class and \$275.00 for each additional class in the same application plus the USPTO fee.

The following are included in our fixed fee:

- Review of File.
- Preparation of the required Renewal.
- Submission of the Renewal to the USPTO.
- Creation and opening a file.
- Monthly status checks and reports sent periodically as agreed upon.
- Receipt of Notice of Acceptance and transmittal (via e-mail)
- For reasonable inquires as to the status of the Declaration there is no additional charge

These fees must be paid in advance of the work being performed. All monies must be paid to Hynak & Associates Trust Account.

Our hourly rate for legal services is \$395.00.

USPTO fees are subject to change.

All fees are quoted in US Dollars.

Payment Methods include Wire Transfers, Credit Cards, and checks.

All invoices are NET 15 DAYS.

# H Hynak & Associates A

Hynak & Associates is a professional services firm of attorneys that provides support to lawyers and legal assistants, especially intellectual property practitioners.

## Trademark

### File Histories

Application or registration file\*<sup>cc</sup> .....\$85.00

Application or registration file in the National Archives\*<sup>cc</sup> .....\$175.00

### Certified Copies (Depending on USPTO delivery times)

#### Registrations

Expedited (5-7 days) ..... \$75.00

Non-expedited (2-3 weeks) ..... \$50.00

Applications as filed (5-7 days) ..... \$50.00  
(The above include the USPTO fee)

## Legalizations

U.S. State Department (for the first document)<sup>1</sup> ..... \$115.00

Each additional document<sup>1</sup> ..... \$20.00

Embassy (for the first document)<sup>1,2</sup> ..... \$145.00

Each additional document<sup>2</sup> ..... \$20.00

<sup>1</sup>Plus State Department fee and/or Embassy fee

<sup>2</sup>Based on the Embassy fee or procedure, our fees may be higher.

## Service Fees

## Patent

### File Histories

Per page (min \$50.00) ..... \$1.15

## Miscellaneous

\*<sup>cc</sup>Copy charges, per page ..... \$0.75

Forwarding documents to a third party ..... \$55.00

Scanning, per page ..... \$0.35

### Terms and Conditions

The minimum charge for any services is \$60.00. An estimate will be provided on any service not herein identified, as requested.

### Delivery

Regular mail service is included with all services. Scanning, e-mail overnight, second day delivery and courier are extra.

### Payment

All orders are invoiced at the time the work is delivered.

All invoices are NET 15 DAYS.

All fees are quoted in US Dollars.

Payment Methods include Wire Transfers, Credit Cards, and checks.