



September 14, 2021

Senator Mark Pacheco, Chair
Joint Committee on State Administration
And Regulatory Oversight
State House, Room 312-B
Boston, MA 02133

Representative Antonio Cabral, Chair
Joint Committee on State Administration
And Regulatory Oversight
State House, Room 466
Boston, MA 02133

Dear Chairs,

I am writing to support S.2033, *An Act making technical corrections to the state trademarks act*, offered by Senator Creem.

The bill appropriately updates the state's trademark law to more closely align with federal law. Specifically, this bill does three things:

- It reduces the required number of specimens showing how the trademark is used from three to one. The [state application](#) already requires only one sample.
- It states that the intent of the law is to make the state trademark system consistent with the federal system; and
- it makes technical corrections to two sections to correct references from Chapter 110G to Chapter 110H.

In addition to these changes, the Committee can consider further matching the state's law to federal law by allowing for "intent-to-use" applications, which means that the applicant does not have to be using the mark at the time of application but is required to show proof at a later date. Massachusetts law only allows for applications if the mark is in use at the time of application. The U.S. Patent and Trademark Office allows for [intent-to-use applications](#).

The Greater Boston Chamber urges the committee to report this bill favorably, and the Legislature to enact it, so that the state statute is correct, appropriately reflects the state's trademark applications, and clearly states the intent to align with the federal trademark system. Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "James E. Rooney".

James E. Rooney
President and CEO

CC: Members of the Joint Committee on State Administration and Regulatory Oversight