

# PATEX RESEARCH AND CONSULTING LTD. TRADEMARK SEARCH REQUEST FORM

PATEX - Patent Research and Consulting Ltd.  
Ron Simmer  
5230 Patrick St.  
Burnaby B.C.  
V5J 3B3

Tel: 604 438-5935 Fax: 604 438-5945  
Email: Ron@Patex.ca

## GENERAL INFORMATION:

Requester's Name (and Company): \_\_\_\_\_

Courier Address: \_\_\_\_\_

City: \_\_\_\_\_ Prov: \_\_\_\_\_ Postal Code: \_\_\_\_\_

Phone Res: (\_\_\_\_) \_\_\_\_\_ Office: (\_\_\_\_) \_\_\_\_\_ Fax: (\_\_\_\_) \_\_\_\_\_

## PAYMENT INFORMATION:

VISA: \_\_\_\_\_ Mastercard: \_\_\_\_\_ Expiry Date: \_\_\_\_\_ (MM/YY)

Card Number: \_\_\_\_\_ Cardholder Name: \_\_\_\_\_

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

## SEARCH INFORMATION:

Trademark term to be searched: \_\_\_\_\_

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

\_\_\_\_\_

## **TYPE OF SEARCH AND APPROXIMATE COST:**

Canadian search only:

1) Corp & Trade: \_\_\_\_\_

**or**

2) Extended Corp: \_\_\_\_\_

**or**

3) Extended Trade: \_\_\_\_\_ \$95

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

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

Business starter package: \$300

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

Plus courier fees and GST.

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

Yes \_\_\_\_\_ No \_\_\_\_\_

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

Signature:

\_\_\_\_\_ Date: \_\_\_\_\_

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## **Foreign Applications for Canadian Marks**

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

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

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

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

