TTAB Proposed Rule Changes

Please disregard the comment I submitted on May 31, 2016, found at 1k0-8pxq-5sae, which should be replaced with the following:

1) The option to submit testimony by declaration or affidavit subject to cross-examination provides that the party seeking cross-examination “bear the expense of oral cross-examination of that witness.” § 2.123. It is unclear what expense is contemplated.

2) The shortening of the discovery period designed to lead to a quicker determination may not have the desired result. A party can thwart the objective by refusing to answer, thus forcing the adversary to bring a motion to compel.

3) It is questionable whether speeding up proceedings is an advantage. As previous statistics show, well over 90% of TTAB cases are withdrawn, defaulted, or settled and do not require a final decision. A major advantage of the slower paced proceedings is the time provided to permit resolution of the dispute without significant financial investment.

Hope these comments are helpful,

Siegrun D Kane
Kane Advisors LLP
PO Box 2564
Briarcliff Manor, NY 10510

Phone: 914 762 4155
Email: siegrundkane@gmail.com