

The TTAB Addresses Issue Preclusion and *Ex Parte* Appeals

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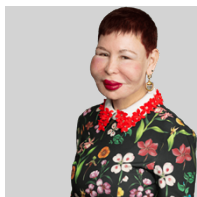
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This article discusses the recent decision made by the US Patent and Trademark Office's Trademark Trial and Appeal Board (TTAB) in *In re FCA US LLC* in which the TTAB confirmed that while courts must give preclusive effect to decisions made by the TTAB if the ordinary elements of issue preclusion are met, the reverse is not always required. The decision serves as a reminder that just because a court finds no likelihood of confusion between an applicant's mark and a registered mark, it does not mean that the registered mark will not serve as a bar to the availability of the applied-for mark for registration.

Read "[The TTAB Address Issue Preclusion and Ex Parte Appeals](#)" in its entirety.

CONTACTS

For more information, contact your Katten attorney or any of the following attorneys.



Karen Artz Ash

+1.212.940.8554

karen.ash@katten.com



Bret J. Danow

+1.212.940.6365

bret.danow@katten.com

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