



Instructions

Please complete the upcoming questions to the best of your knowledge.

We understand some concepts might be new to you. If you're unsure about any of your responses, please checkmark "I Don't Know" and one of our lawyers will contact you to discuss and advise you directly.

If you wish to work on this form offline, please download the PDF version here and return back to complete the form when you are ready.

Please note that the Canadian Intellectual Property Office (CIPO) requires a separate application for each trademark. Therefore, please submit one (1) form per trademark that you wish to apply for registration.

Disclaimer

All legal services will be performed by Oziel Law. If you are not a client of Oziel Law, you will be asked a couple of questions relating to our engagement prior to submitting this form. Our acceptance of you as a client is subject to our review of your submission and a firm conflict check.

Canadian Trademark Application

In the next couple of questions, we will help guide you through the trademark registration process, which is essential when protecting your brand and business.

A lawyer from Oziel Law will prepare your Trademark Application and file it on your behalf with the Canadian Intellectual Property Office (CIPO). **Note that the assigned lawyer will be conducting correspondence with the Office on your behalf, and will address all relevant issues until your trademark has been registered.**

Canada is part of an international agreement that establishes an international classification ([the Nice Classification](#)) to classify goods and services when registering trademarks. The Nice Classification groups goods and services into 34 classes of goods and 11 classes of services.

This Trademark Application will only include one (1) class, in addition to our legal fees. The official fees for filing a trademark application in Canada are \$330 for the first class of goods/services covered by the application, with an additional fee of \$100 for each other class. If, upon review of your submission, the assigned lawyer advises that your registration will include multiple classes we will confirm additional charges at that time.

If you're unsure about your answers, don't worry! Complete this questionnaire and we will contact you directly to discuss your circumstance before advising how to proceed.

For additional information look over relevant resources at our [Learn Centre](#).

Please provide the full name of the person completing this form. *

First Name

Last Name

Please provide the phone number of the person completing this form. *

Area Code

Phone Number

Please provide the email address of the person completing this form. *

example@example.com

Who is our client? *

Person Completing This Form

A Corporation

Third Party

I Don't Know

Are you an existing Oziel Law client? *

YES

NO

What is the name of the client? *

Please identify the individual or corporate client.

Are we allowed to take instructions from the person completing this form? *

YES

NO

If not, who is permitted to provide us with instructions?

You can provide us with more than one permitted instructor. If you're unsure, just move on to the next question.

Select the type of Trademark. *

- A Word Mark
- A Word Mark in Stylized Text or Foreign Characters
- A Design Mark / Logo
- I Don't Know

Would you like to order a Canadian Screening Search for your Word Mark application (for word mark in plain text)?

- YES
- NO

Would you like to order a Canadian Screening Search for your stylized Word Mark or Design Mark application?

- YES
- NO

What is your brand name or your slogan? *

For both brand names and slogans, indicate the exact spacing, spelling and accents as necessary.

Indicate if you wish to make a colour claim/statement.

We typically do not recommend including a colour claim in your trademark application, unless colour forms a substantial part of your branding. If you wish to make a colour claim/statement, please describe which particular colour is being used for the trademark. When more than one colour is used in a trademark, describe which colour corresponds to which part of the Trademark. Example 1: "The upper band is yellow. The central band is green. The lower band is red." Example 2: "The letters are blue on a white background. The lower panel is red with the leaf, which is white."

Have you applied for/or registered the Trademark in another jurisdiction?

- YES
- NO

If so, please provide details of all foreign applications/registrations.

Where possible, indicate the jurisdictions, dates of application/registration, application/registration numbers and other pertinent information. E-mail copies of foreign applications and registrations will be requested.

What are the products/services being offered under the mark?

Products being offered under the mark refer to goods that (1) have the proposed mark on the goods themselves (e.g. Macbook has Apple logo on it) or on the packaging (e.g. Fruit Loops has the trademark on the box); and (2) are sold and transferred to a purchaser. Unlike goods, services being offered refer to services that you display or advertise the mark with. For example, a website advertising your home decor consulting service. Use your own words. We will adjust the language to be permitted by the Trademarks Office or request additional clarification from you.

This Trademark Application will only include [one \(1\) class](#), in addition to our legal fees.

The official fees for filing a Trademark Application in Canada are \$330 for the first class of goods/services covered by the application, with an additional fee of \$100 for each other class. If, upon review of your above response, the assigned lawyer advises that your registration will include multiple classes we will confirm additional charges at that time.

Note, your assigned lawyer will determine which classifications fit your registration and if additional classes are necessary.

Trademark Monitoring Services - Important Note

Once your mark has been registered it is important to monitor your mark, this means making sure no other business entities are using the same mark as you, or a mark that is confusingly similar to yours.

Monitoring your mark allows you to maintain the goodwill around your brand and it provides you with the ability to act against possible infringements, or oppose a mark that may be confusingly similar to yours in a timely manner, based on your legal rights as the owner of a pre-existing trademark registration.

You will be prompted to add trademark monitoring services as an add-on to your purchase. Additional fees will apply as identified.

Would you like to subscribe for our Trademark Monitoring Services? For an annual fee of \$150 + HST we will monitor your pending trademark and inform you if/when a similar mark is advertised in Canada, that may have an impact on your brand and advise you of appropriate next steps. We recommend this service in order for you to be aware of any risks related to the use of your specific trademark.

YES

NO

Comments