
Intellectual Property Law Practice Exam

Questions With Correct Answers 2023

Intellectual Property - Answer Any product or result of mental processes that is given legal protection against unauthorized use

4 Types of Intellectual Property - Answer Patents

Copyrights

Trademarks, service marks, or trade dress

Trade secrets

Trademark - Answer Designed to signal the source of the product

Requirements of a Trademark - Answer Must be distinctive and used in commerce

Inherently Distinctive marks - Answer Fanciful and arbitrary marks

Suggestive Marks - Answer Suggest a characteristic of the good, indirectly describes the product (coppertone, jaguar)

Descriptive Marks - Answer Directly describes the product, no trademark protection unless owners have created a secondary meaning (Holiday Inn)

Determining Secondary Meaning - Answer Amount and manner of advertising

Volume of Sales

Length and manner of use

Results of consumer surveys

Generic Terms - Answer Not distinctive, has lost trademark protection

Band aid

Aspirin

Thermos

Service Marks - Answer Mark used to distinguish services rather than goods

Trade Dress - Answer Image and appearance of a product or service, trademarkable (goldfish)

Obtaining a Trademark - Answer Be the first to use the mark in commerce, only protection in the geographic area of use

Register with USPTO, file an application and show it is or will be used in commerce within 6 months, nationwide rights

Advantages of Registering - Answer Right to use nationwide

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Natasha Tusikov



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MCQ of UGC NET Law Unit 9 INTELLECTUAL PROPERTY RIGHTS AND INFORMATION TECHNOLOGY LAW

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transition with respect to intellectual property training and education to define the different goals and objectives of such training and to facilitate the development of a core curriculum and innovative methodologies for teaching IP in countries in transition

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