From: Karen.Lentz@icann.org
To: Karen Lentz
Subject: Adobe Connect - Chat Transcript from Trademark Clearinghouse
Date: Thursday, January 26, 2012 9:41:52 PM

Hong Xue:yes
Hong Xue:可口可乐forcocacola, for example.
John McElwaine:in use is beyond the scope of the tmch. this should be covered by the declaration.
Jeff Neuman:The determination of whether something is currently "in use" is a legal determination and should not be something for the TMCH to do
Tom Barrett:@john, what should we call this then?
Hong Xue:submission of samples or specimens is not workable to TMCH., let alone market investigation. Declaration is easier but more to be defined.
John McElwaine:I was agreeing with you. An investigation of use is beyond the TMCH.
Tom Barrett:does it matter what language the specimen is in?
Tom Barrett:for example: can a use specimen for a US trademark be in chinese?
Hong Xue:should be the language that is truthfully used in the market.
John McElwaine:I am not sure why it would. I think on a number of verification issues we will need to rely on a declaration.
Hong Xue:No, use by jurisdication.
Tom Barrett:@Hong good description!
Tom Barrett:I would continue it off-line and at future meetings
Jeff Neuman:I also think the time of this call made it difficult for a number of people to participate
Kristine Dorrain:I feel like the chat and email dialogues are almost more helpful than the phone calls. :)
John McElwaine:more time on N1 and N2
Hong Xue:well, it had all been hard from people from the East.
Kristine Dorrain:+1 Jeff
Jeff Neuman:the last several calls have had hard times for the people in the east
John McElwaine:amen
Hong Xue:this is the only call that I can see sunshine.
Jeff Neuman:what time is the feb 10th call?
Kristine Dorrain:1300UTC I think
Tom Barrett:Good bye all
Karen Lentz:feb 10th for you i think will be 8am
Jeff Neuman:much better
Karen Lentz:Thank you all