

TRADE NAMES - Only one name can be registered in one application.

12-9
December 5, 1933

See 14329 R.S. Mo. 1929



Hon. Dwight H. Brown
Secretary of State
Jefferson City, Missouri

Dear Sir:

We have your request of November 20, 1933, for an opinion as to whether or not Mida's Bureau of Chicago, Illinois, is entitled to register "Black Watch-Lord Nelson-Oscar Nelson and Southern Belle" in one application or whether separate applications should be filed for the registration of each name.

We call your attention to chapter 136, R. S. No. 1929, and in particular to Section 14329 R. S. No. 1929, which provides that anyone wishing to register a trade mark, trade name, or emblem,

"may write out a description of such name, term, design or device, describing the same accurately, and sign and acknowledge the same before some officer competent to take acknowledgment of deeds, and file same, together with a facsimile of the same, term, design, or device for registration, in the office of the secretary of state; said secretary shall deliver to said mechanic, manufacturer, association or union of workmen, or other persons so filing the same, a duly attested certificate of the filing of the same, for which he shall receive a fee of one dollar;"

We call your attention to the underscored portion of the above statute, wherein the four terms therein used are all singular.

#2

Hon. Dwight H. Brown

It is, therefore, the opinion of this department that the Secretary of State should accept only applications for the registration of a single name, design, etc., and that no more than one trade name, or design, can be registered in one application. Each name should be registered separately and a fee paid for each registration.

Respectfully submitted,

FRANKLIN E. REAGAN
Assistant Attorney General

APPROVED:

ROY McKITTRICK
Attorney General

FER:FE