

Annotated Code of Maryland
(1992 Volume and 1993 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Business Regulation

1-407.

(a) Before denying registration of a mark, the Secretary of State shall give the applicant an opportunity for [a] AN INFORMAL hearing BEFORE THE SECRETARY OF STATE OR THE SECRETARY'S DESIGNEE.

[(b) The Secretary of State shall give notice and hold the hearing in accordance with Title 10, Subtitle 2 of the State Government Article.

(c) The Secretary of State may administer oaths in a proceeding under this section.

(d) If, after due notice, the applicant does not appear, nevertheless the Secretary of State may hear and determine the matter.]

(B) THE DENIAL OF REGISTRATION OF A MARK IS NOT A CONTESTED CASE UNDER TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

[1-408.

A party to a proceeding before the Secretary of State who is aggrieved by a final decision of the Secretary of State in a contested case, as defined in § 10-201 of the State Government Article, may take an appeal as allowed in §§ 10-215 and 10-216 of the State Government Article.]

1-409.

(b) The Secretary of State shall include on each certificate of registration:

(1) the signature of the Secretary of State, under the seal of the SECRETARY OF State;

(2) the name of the registrant;

(3) the business of the registrant;

(4) the address of the registrant;

(5) for a registrant that is a corporation, the state of incorporation;

(6) the date that the registrant claims to have first used the mark anywhere;

(7) the date that the registrant claims to have first used the mark in the State;

(8) a description of the goods or services with which the registrant uses the mark;