AN ACT

ENTITLED, An Act to permit the secretary of state to cancel a trademark or service mark registration under certain conditions.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 37-6-18 be amended to read as follows:

37-6-18. The secretary of state shall cancel from the register any registration for which the secretary of state has received a voluntary request for cancellation from the registrant or the assignee of record. The secretary of state, upon notice to the registrant, may cancel from the register any registration that the secretary of state granted in the previous one hundred eighty days upon a finding that:

(1) The registration was granted improperly or in error; or

(2) The registration was obtained fraudulently.

If the registrant objects, a hearing shall be conducted pursuant to chapter 1-26.

An Act to permit the secretary of state to cancel a trademark or service mark registration under certain conditions.

==========

I certify that the attached Act originated in the

SENATE as Bill No. 139

_____
Secretary of the Senate

==========

_____
President of the Senate

Attest:

_____
Secretary of the Senate

_____
Speaker of the House

Attest:

_____
Chief Clerk

Senate Bill No. 139
File No. ____
Chapter No. _____

==========

Received at this Executive Office this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

==========

The attached Act is hereby approved this _____ day of _____ , A.D., 20___

_____
Governor

==========

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____ , 20___
at _____ o'clock __ M.

_____
Secretary of State

By _____
Asst. Secretary of State