

DATE: [Insert Date]

TO: [Client Name/Company Name]

FROM: [Attorney Name/Firm Name]

RE: Trademark Availability Opinion: "[Insert Proposed Mark]"

1. INTRODUCTION

This letter provides a legal opinion regarding the availability of the mark "**[Insert Proposed Mark]**" for use and registration in connection with **[Insert Description of Goods/Services]**.

2. SEARCH METHODOLOGY

We have conducted an "Exact Match" search of the following databases:

- United States Patent and Trademark Office (USPTO) TESS Database
- [Insert State Trademark Databases, if applicable]
- [Insert Common Law/Internet Search Engines, if applicable]

3. SEARCH RESULTS

Based on our search conducted on **[Insert Search Date]**, we have identified the following:

[Option A: No Conflicts Found]

No identical marks were found currently registered or pending that cover the same or closely related goods and services.

[Option B: Conflict Found]

An exact match was found: **[Insert Conflicting Mark Name]** (U.S. Reg. No. **[Number]**), owned by **[Owner Name]** for **[Listed Goods/Services]**.

4. LEGAL OPINION

Risk Level: [Low / Moderate / High]

Analysis: Under trademark law, the primary concern is "Likelihood of Confusion." Since this search was limited to exact matches, please note:

- **Direct Conflict:** [Explain if the mark is free to use or if a third party owns it].
- **Registration Potential:** [Explain the likelihood of the USPTO approving the application].

5. LIMITATIONS

This opinion is limited to **exact matches** only. It does not account for phonetic equivalents, similar spellings, translations, or marks that are visually similar. A comprehensive "Full Search" is recommended to identify potential "confusingly similar" marks that could still result in infringement claims or USPTO refusals.

6. RECOMMENDATION

Based on the above, we recommend: **[Proceed with Filing / Do Not Proceed / Conduct Full Search]**.

Sincerely,

[Signature]
[Attorney Name]
[Firm Name]