15-1293 LEE V. TAM

DECISION BELOW: 808 F.3d 1321

LOWER COURT CASE NUMBER: 14-1203

QUESTION PRESENTED:

Section 2(a) of the Lanham Act, 15 U.S.C. 1052(a), provides that no trademark shall be refused registration on account of its nature unless*, inter alia*, it "[c]onsists of * * * matter which may disparage * * * persons, living or dead, institutions, beliefs, or national symbols, or bring them into contempt, or disrepute." The question presented is as follows:

Whether the disparagement provision in 15 U.S.C. 1052(a) is facially invalid under the Free Speech Clause of the First Amendment.

CERT. GRANTED 9/29/2016