"Licensing Your Trademark at the Two-year College Level? Yes ... No ... Maybe,"

The pros and cons of having your logo and other items licensed.

Maria C. Aguirre, Executive Director of Compliance, Texas State Technical College

Pamela Rathbun, Creative Services Manager, Tyler Junior College





What is Licensing?

Licensing is the granting of permission to use intellectual property rights, such as trademarks, patents or technology under defined conditions.

Okay, what's that really mean?

No more phenomenally ugly shirts being worn by students, faculty and staff with a backwards, skewed, misspelled logo.

Example of Licensing Partner

- ✓ Both TSTC and Tyler Junior College use Learfield Licensing.
- ✓ Learfield is a licensed partner with more than 570 institutions throughout the country.
- ✓ Multiple offices throughout country including Texas
- ✓ You can view their info at: www.learfieldlicensing.com

Formerly used Strategic Marketing Affiliates (SMA). Bought by Learfield in late 2014.

Other Collegiate Licensing

- ✓ The Collegiate Licensing Company
 - ✓ Mostly used by large athletic groups/teams

The other company available in Texas was also purchased by Learfield.

Learfield handles the "middle dogs" including NJCAA

National Junior College Athletic Association

Different types of licenses

There are two (2) license types:

Internal Usage License – this license grants you permission to produce your college branded items and sell them back to the University for internal, promotional and or departmental use. Sales of such items are exempt from royalty payments.

Standard License – this license grants you permission to produce your college branded items and sell them to and for retail for resale. If your customer will be re-selling an item you are producing, a standard license is required. All sales are subject to the 10% royalty fee.

Cost to Institution

* TJC

- * Learfield takes their cut out of the 10% royalties collected
- * There is no out-of-pocket expense to TJC

* TSTC

- * First \$4,000 of Gross Revenues- Learfield keeps 100%
- * Gross Revenues in excess of \$4,000 Learfield keeps 40%
- * Royalties 8%(Bookstore)

Cost to Vendors

First time applying for a license, the application fee is \$250.00.

The annual renewal fee is \$150.00.

This is an annual license.

If the vendor already has a license with Learfield there is an \$100 cost for each additional institution added.

HUB vendors may find the cost a bit steep and each vendor is required to carry a minimum \$1 million liability insurance.

Pros & Cons

PROS

- ✓ Protects your brand
- ✓ No more skewing of your logo
- ✓ Learfield deals directly with the vendors
- ✓ Logos available online to vendors
- ✓ Use only licensed vendors
- ✓ Proofing is online through Trademarx, and you see every design (as long as the vendor submits it)
- ✓ Their legal department handles infringement claims (material and cyber)
- Quarterly revenue checks
- Annual Report each year

Pros & Cons

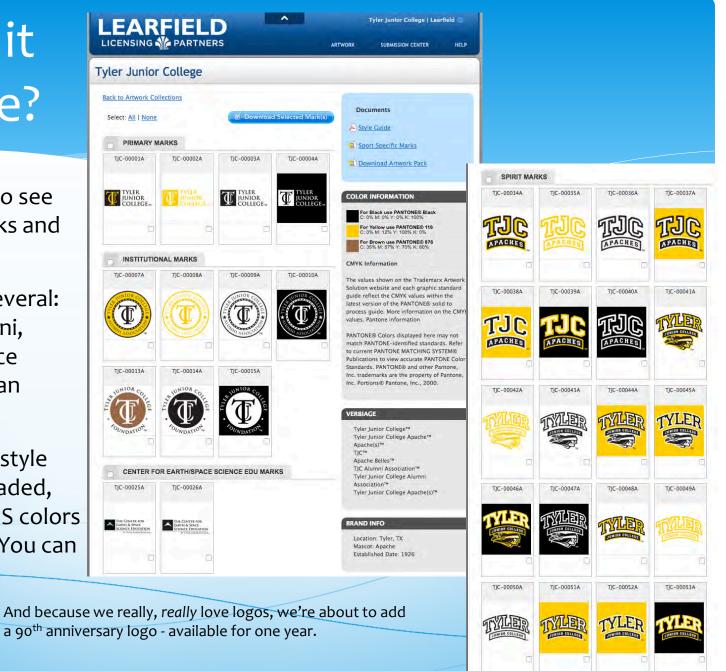
CONS

- ✓ Your responsibility to track down infringements, contact Leafield and followup that action happened
- ✓ Promise of bringing big vendors like Walmart to carry our products didn't happen
- ✓ Learfield requires a minimum \$1 million insurance policy
- ✓ Learfield has only 1 license (used to be restricted or full)
- ✓ There is sometimes a slow response time from Learfield on meeting the institution's needs.
- ✓ Implementation with faculty and staff can be interesting.

Vendors are able to see your licensed marks and download them.

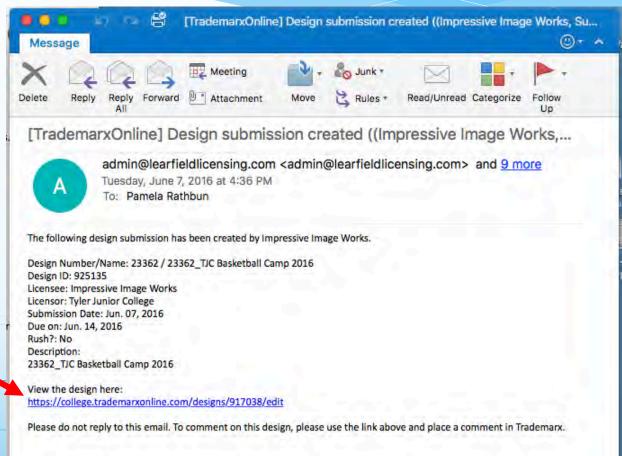
At TJC, we have several: institutional, alumni, foundation, Science Center, spirit and an Athletic pack.

Additionally, your style guide can be uploaded, designation of PMS colors and TM verbiage. You can separate out the downloads.



What's proofing look like?

First, you receive an email:

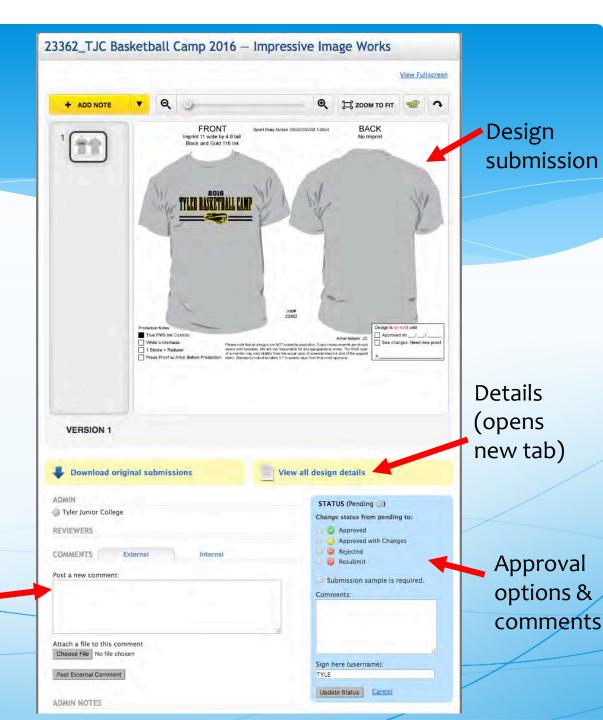


Click on the hyperlink

The hyperlink takes you to the Trademarx site:

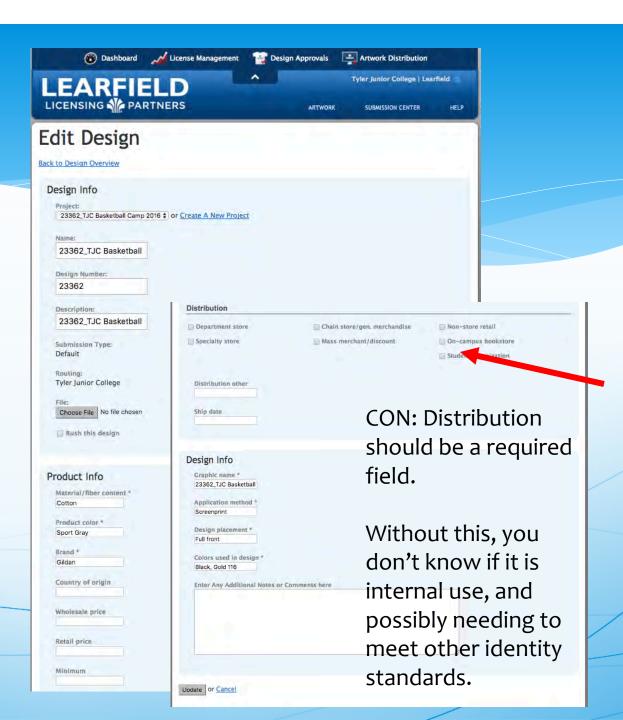
Dialog box: e.g. Why are you using "Tyler" instead of "TJC"?

These then post (externally) to the vendor, and they are notified by email.



Design Details View

Vendor is suppose to fill out this information & it should help you with your proofing process.



Approved Design

