

Patent Reform in the 113th Congress

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Legislation Before the 113th Congress

- Seed Availability and Competition Act
HR 193
- PARTS Act HR 1663 / S 780
- Manufacturing Innovation in America Act
HR 2605
- MODDERN Cures Act HR 3091
- Independent Innovator and Repurposing
Act HR 4287 / S 2150
- PACES Act S 1478



Post-AIA Patent Reform

Innovation Act HR 3309
Passed House 325-91

**Patent Transparency and
Improvements Act S 1720**

- **Policy Goals**
 - Specious claims
 - Volume of litigation
 - Nontraditional defendants
 - Litigation costs
 - Wasteful discovery requests
 - Dog’s Breakfast” of Caselaw



Reform Proposals

- Fee Shifting
- Transparency of Ownership
- Customer Suit Stays
- Discovery Limitations
- Enhanced Pleading
- Post-Grant Claim Construction
- Post-Grant Estoppel



Reform Proposals

- Covered Business Method Review
- Bankruptcy Protection
- Repeal of Section 145
- Double Patenting
- Federal Jurisdiction

