

H.R. 1908 – Patent Reform Act of 2007

*Floor Debate Schedule for
September 6, 2007*

SUMMARY OF AMENDMENTS MADE IN ORDER

- 1. Conyers (MI)/Smith (TX)/Berman (CA)/Coble (NC): Manager's amendment.** The amendment incorporates a number of revisions. They include revisions to the sections on damages, willful infringement, prior user rights, post-grant review, venue, inequitable conduct, applicant disclosure information, inventor's oath requirements, among others. (20 minutes)
- 2. Issa (CA):** The bill eliminates provisions in the law permitting certain applicants to delay or prevent publication of their applications. This amendment would strike that provision and permit applicants to delay publication until the later of (1) three months after a second PTO decision or (2) 18 months after the filing date. (10 minutes)
- 3. Issa (CA):** Amends the section relating to United States Patent and Trademark Office regulatory authority by adding the requirement that Congress be provided 60 days to review regulations before they take effect. Congress may bar implementation of the regulation by enactment of a joint resolution of disapproval. (10 minutes)
- 4. Jackson-Lee (TX):** This amendment requires the Director of the United States Patent and Trademark Office to conduct a study of patent damage awards in cases from at least 1990 to the present where such awards have been based on a reasonable royalty under Section 284 of Title 35 of the United States Code. The Director the PTO would be required to submit the findings to Congress no later than one year after the Act's enactment. (10 minutes)
- 5. Pence (IN):** Amends the provisions governing post-grant review proceedings to prohibit a post-grant review from being instituted based upon the best mode requirement of patent law. (10 minutes)