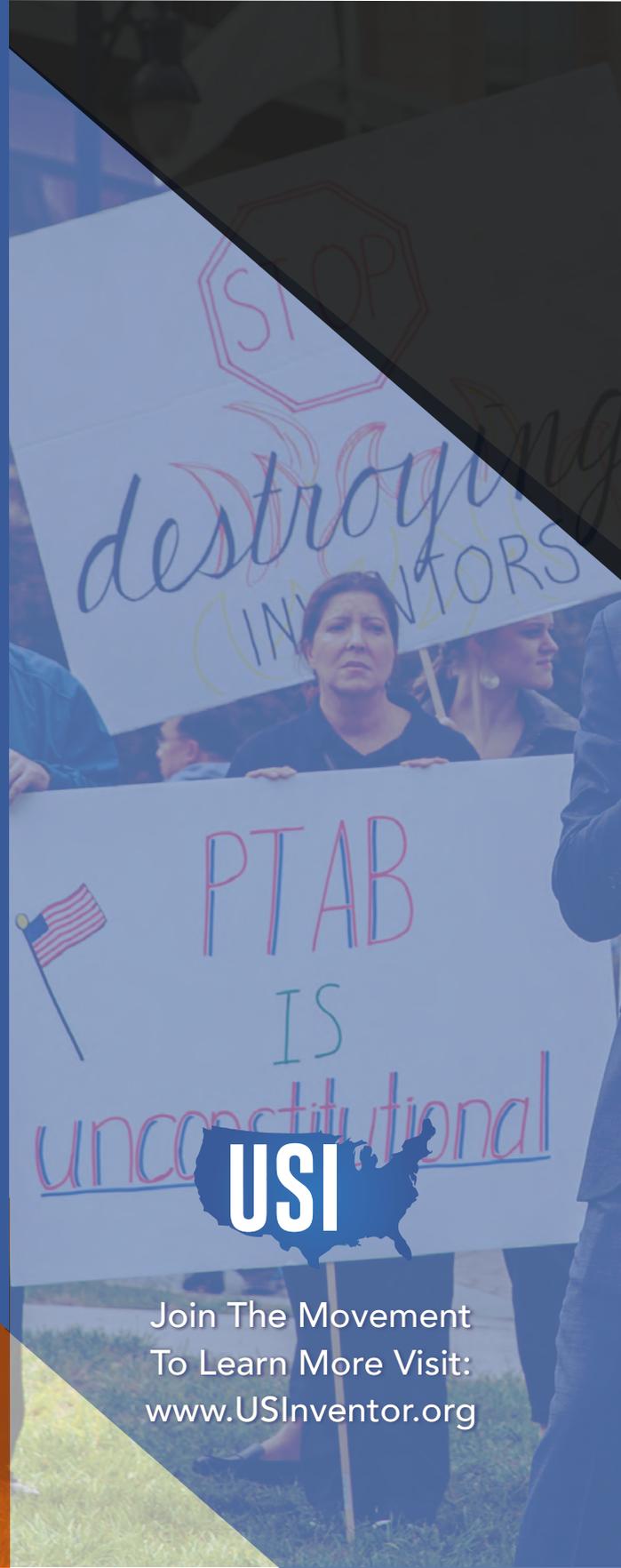


## Inventor Rights Act - H.R. 5478

This legislation restores patent protection for inventors. It mitigates a generation of laws, regulations and court decisions that have discouraged innovation in the United States, by failing to secure to inventors the exclusive rights to their discoveries.

### Problems Faced By Today's Inventors:

- They must risk hundreds of thousands of dollars in legal expense and annihilation of their patent rights in unlimited third-party patent validity challenges at the Patent Trial and Appeal Board (PTAB).
- Must endure up to a decade of legal proceedings, while spending tens of millions of dollars to obtain a final judgment in court against infringers.
- Are denied standing to file suit in their own home district under the 2018 TC Heartland decision.
- Are denied the basic right to exclude others from using their invention under the 2006 eBay decision.
- Are not compensated fairly or sufficiently to prevent 'efficient infringement' of their patent rights.
- Are denied meaningful participation in the patent system, thereby stifling the main source of American innovation.



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**Corporations Are Stealing  
Patented Inventions.  
Yours Could Be Next.**

*Help Us Restore Inventor Rights.  
Let's Save The American Dream Now.*

## Which Factors Have Led To Invention Theft?

The America Invents Act was passed in 2011, to stop alleged 'Patent Trolls' from attacking large wealthy multinational corporations, by way of patent infringement. This Act led to the formation of the Patent Trial & Appeal Board (PTAB).

Large multinational corporations began to use this new law to their advantage.

Corporations started gaming the system, willfully infringing and employing the PTAB to eliminate the patents of small US inventors. Ironically, after receiving a US patent, many US inventors found themselves in a position where they had to defend the same patent rights, previously granted by the United States Patent & Trademark Office.

With court costs that exceed a half-million dollars, most inventors are unable to fight infringers.

The PTAB 'trial' is often stacked with government employees, or 'judges', who, in many cases have worked for the infringers. Most inventors are either destroyed, or lose their patent, or both, before they ever get to a real court with a jury (Article III Court).

## Alarming Facts:

- The PTAB eliminates up to 85% of US patents. Thousands of US patents have been eliminated, investments lost and the American dream shattered in the past 7 years.
- Many investors in Silicon Valley and outside this country now will only invest in companies that have patents filed in Europe and China.
- The administration is trying to protect US IP from theft by China, yet ignores theft by US multinational corporations, thereby giving a green light to those corporations that steal US inventors' ideas without penalty.

## Benefits of H.R. 5478 For The Community:

- Helps shield local Business Owners with new ideas, from theft by large corporations (domestic and foreign), helping them focus on growing their business and not fighting infringers.
- Attracts venture capital & private equity funds to invest in US small companies.
  - Helps secure the futures of employees and their families working for small US businesses.

## Goals Of The Bill - H.R. 5478

1) An infringer seeking to invalidate a patent will not be able to force an inventor into an unfair administrative court action at the Patent Trial and Appeal Board (PTAB). Under this bill inventors who have controlling interest in their own patents will be permitted to opt to have validity challenged in a regular court of law.

2) Infringers must not profit by using an invention without permission.

This bill disgorges all of the profits from willful infringers who knew or should have known of their violation of a patent owned by the original inventor. This remedy is consistent with other forms of intellectual property including design patents, copyrights, and trademarks.

3) Other protections for inventors that own their own patent will include:

- Injunctions to prohibit unauthorized use of the invention.
- The right to file suit in their home district.
- Recovery of attorney fees that substantially exceed the amount of damages awarded.

**VISIT:**

**[usinventor.org/inventor-rights-act](http://usinventor.org/inventor-rights-act)**