

# PUBLIC SUBMISSION

<b>As of:</b> 11/30/20 3:19 PM
<b>Received:</b> November 20, 2020
<b>Status:</b> Posted
<b>Posted:</b> November 24, 2020
<b>Tracking No.</b> 1k4-9k7b-y0sh
<b>Comments Due:</b> December 03, 2020
<b>Submission Type:</b> Web

**Docket:** PTO-C-2020-0055

Request for Comments on Discretion to Institute Trials Before the Patent Trial and Appeal Board

**Comment On:** PTO-C-2020-0055-0001

Discretion to Institute Trials Before the Patent Trial and Appeal Board

**Document:** PTO-C-2020-0055-0546

Comment from Chris Gebhardt

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## General Comment

What PTAB has become is unAmerican and does not fall within the guidelines our Founding Fathers established or desired. SCOTUS' decision relegating sole discretion of Patent decisions to the director is abhorrent. It disenfranchises small business and solo inventors against Patent Trolls and the like.

Everyday use of a Patent should be factored into decisions. This would significantly reduce the Patent Troll cases and restore order to the process. Just because a Troll owns a patent, does not make them immortal. And the same is said for solo inventors so this structure fits both sides equally well. Everyday use is defined as licensing by another who actively is using it or active use by the patent holder.

Thank you for your time.