Software patents are unfair to small business. The costs of creating and defending software patents are prohibitive to innovation, especially since the cost of innovation is and development of software is so low. Because it costs so little in comparison to research software than other fields like, it is unreasonable to allow wealthier companies the ability to prevent use of said ideas since they need not spend an exorbitant amount on research. In other words, lack of patent protection will not result in ant less software innovation, but the presence of patents will, by giving an upper hand to those who can afford to cover the costs of patent creation and litigation.

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