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Discretion to Institute Trials Before the Patent Trial and Appeal Board

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Comment from Marty Arant

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General Comment

Our patent system currently allows patents to be approved with little or no investigation by the patent office as to the validity of the patent. This has resulted in thousands of patents being issued to companies whose sole purpose in existing is to sue technology companies for infringing on a patent that should never had been issued in the first place. This is why it is important to keep PTAB, so that entrepreneurs can develop and market their work without fear of being victimized by patent trolls.