From: [e-mail redacted]
Sent: Tuesday, September 28, 2010 12:47 PM
To: Bilski_Guidance
Cc: [e-mail redacted]
Subject: Software Patents

Hello,

I am writing to support abolishing software patents, or strongly narrowing the guidance under which they might be allowed.

The Supreme Court of the United States has never ruled in favor of the patentability of software. Their decision in Bilski v. Kappos further demonstrates that they expect the boundaries of patent eligibility to be drawn more narrowly than they commonly were at the case's outset.
The primary point of the decision is that the machine-or-transformation test should not be the sole test for drawing those boundaries. The USPTO can, and should, exclude software from patent eligibility on other legal grounds: because software consists only of mathematics, which is not patentable, and the combination of such software with a general-purpose computer is obvious. In this latter matter, I speak from personal experience: I am the sole named inventor of a software patent. My software patent is nothing other than some mathematical models, expressed in algorithmic format rather than in formulaic format.

Thank you for your time,
Lee Short
Seattle WA