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

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Discretion to Institute Trials Before the Patent Trial and Appeal Board

Document: PTO-C-2020-0055-0237

Comment from Alan White.

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General Comment

Inventors are a unique group of people that need to have what they developed protected to the nth degree. Allowing companies that have unlimited resources to overwhelm small companies and individual patent holders is not in the best interest of the patent system. Intellectual property is just that, a persons mental energy that was transformed into creative thought.

All patent holders should have the availability of a trial by a jury of their peers on any sort of attack on their property. Small boards are not the best venue for protection. The percentage of patents nullified by the current situation is not sustainable and counter productive to the goal of having a patent office. The fact that it is in the Constitution means that it is as important as any other item in it and thus needs to be preserved as best as possible.

Many times a try at reform goes the wrong direction and in this case there needs to be a reevaluation of its direction.

The little guy is the one protected by patents, the big guys need to innovate better going forward instead of going after patents of small fish. As an individual patent holder myself with a patent

for the next generation in wind energy I do not want to get overrun because some large connected companies think they can. It makes things appear less than on the up and up and that is never a good thing.

A balance of the reforms that are being requested by US Inventors and all the respondents are for the betterment of the process going forward and so that American inventors can have confidence in its USPTO.