



November 12, 2020

Scott C. Weidenfeller
Vice Chief Administrative Patent Judge
Patent Trial and Appeal Board
US Patent and Trademark Office
PO Box 1450
Alexandria, Virginia 22314

Re: Request for Comments on Discretion to Institute Trials Before the Patent Trial and Appeal Board. Docket No. PTO-C-2020-0055.

Dear Judge Weidenfeller,

As the female Co-Founder, CEO of InvivoSciences, Inc. in Madison Wisconsin, State I am submitting comments on the above-captioned Request for Comments published in 85 Fed. Reg. 66502 (October 20, 2020), (“RFC”). We strongly support Director Iancu’s proposal to promulgate new regulations to help strengthen intellectual property in America. Our company has 7 employees and we develop and produce products for Artificial intelligence integrated 3D Human micro cardiac tissue-based screening and discovery technology platform for cost effective and safe precision medicine, biomarker and diagnostics development for heart failure, cardio-oncology and rare diseases. The Small Business Innovation Research (SBIR) program has helped fund our company. We currently have at least 11 global patent asset portfolio and pending global patent applications. Our Technology based IP portfolio and patents play a crucial role in our current and future growth, as well as to compel global partners to work with us and enable us contribute to the local and national economies regardless of our size. Without strong patents, our ability to partner and co-develop future product with corporate and other partners will be disabled as well as ability to develop new advanced technologies for unmet health needs and sustain our small organization financially for the entire team, therefore we cannot thrive and support the American economy and help make it competitive globally.

The American Invents Act (AIA) has hurt our ability to monetize our intellectual property. Proposed new regulations by the USPTO will help mitigate some of the devastation that the AIA and other US Supreme Court decisions have wreaked upon us by hurting our ability to either license our technology or compete without large company “efficient infringers.”

We strongly support the Small Business Technology Council’s (SBTC’s) position on the proposed regulations. Please see their letter dated November 10, 2020 (attached).

Please feel free to contact me with any questions at www.invivosciences.com or at 608 628 8035

Ayla Annac, InvivoSciences, Inc.

A handwritten signature in black ink, appearing to read "Ayla Annac", written in a cursive style.

Sincerely,