

Trademark Public Advisory Committee Meeting

Legislative Update



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Congressional Hearings:

Highlight on IP-related hearings (USPTO not testifying) :

Copyrights

- “Hearing on Satellite Television Laws in Title 17” – September 10, 2013, *House Judiciary Committee, Subcommittee on Courts, Intellectual Property and the Internet*
- “Innovation Versus Regulation in the Video Marketplace” – September 11, 2013, *House Committee on Energy and Commerce, Subcommittee on Communications and Technology*
- “The Role of Voluntary Agreements in the U.S. Intellectual Property System” – September 18, 2013, *House Judiciary Committee, Subcommittee on Courts, Intellectual Property and the Internet*
- *Additional Hearings expected in calendar year*



113th Congress (“Patent Troll”/NPE/PAE Proposals)

Various proposals/approaches to address abusive litigation:

White House Announcement - June 4, 2013, announcement:

- ↪ 5 Executive Actions (*4 of which USPTO is implementing*)
- ↪ 7 legislative recommendations

USPTO Activity

- ↪ Meetings with various stakeholders
- ↪ Software partnership roundtables

Congressional Activity - Various Introduced bills or Circulated Drafts

- ↪ Chairman Goodlatte released 2nd discussion draft Sept. 23, 2013
- ↪ House and Senate legislation to officially be introduced shortly
- ↪ Hearings expected on these issues this fall



113th Congress (*Miscellaneous IP Legislation*)

Performance Rights

- **H.R. 3219**, “Free Market Royalty Act” (Rep. Watt, D-NC-12) – introduced: 9/30/2013

Trade Status

- **H.R. 3167**, “Playing Fair on Trade and Innovation Act” (Rep. Terry, R-NE-2) – introduced: 9/20/2013

Public Access Policy

- **H.R. 3157**, “Public Access to Public Science Act” (Rep. Sensenbrenner, R-WI-5)(Rep. Johnson, D-TX-30) – introduced: 9/20/2013

Advanced Communications for Emergency Services

- **S. 1478**, “Protect Advanced Communications for Emergency Services (PACES) Act” (Sen. Cardin, D-MD) – introduced: 8/1/2013



Other Considerations for the 113th Congress

- **Required Reports to Congress (AIA requirement)** – report submitted to Congress on September 30, 2013 on substantial evidence of misconduct before the office made known to an employee of the USPTO
- **Satellite Offices**
 - ↪ Continued interest from Capitol Hill
 - ↪ Local support for outreach and education (in Silicon Valley, Denver and elsewhere)
- **Partnership with the Smithsonian Institution**
 - ↪ The Innovation Pavilion at the Arts and Industry Building
- **USPTO Outreach to Hill Staff**
 - ↪ Individual Staff Meetings with Judiciary and Other Members
 - ↪ Preparing for Telework meetings with Oversight Committees
 - ↪ Other Committee and Caucus Briefings



Thank you!

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