

**From:** Seth M. Nehrbass, Patent Attorney  
**Sent:** Friday, March 8, 2019 10:33 PM  
**To:** Eligibility2019  
**Cc:** Seth M. Nehrbass, Patent Attorney  
**Subject:** Thank you for attempting to bring some order to the chaos created by the courts

Andrei Iancu,  
Under Secretary of Commerce for Intellectual Property and  
Director of the United States Patent and Trademark Office

Dear Director Iancu:

Thank you for helping to improve the US patent system.

I applaud you for attempting to bring some order to the Section 101 chaos created by the courts. Your guidelines are helpful and should significantly reduce Section 101 rejections at the USPTO ("2019 Revised Patent Subject Matter Eligibility Guidance", 84 FR 50, 7 January 2019).

Most of this chaos could have been avoided had the courts simply used Section 102 to reject claims drawn to well known business methods, or Section 103 to reject claims drawn to known methods formerly done manually and now claimed to be novel simply because they are done by a computer. Section 101 should have been reserved for perpetual motion machines and divining rods.

I have been in the patent business since 1982 when I was hired to work as an Assistant Patent Examiner in Art Unit 253. The current Section 101 chaos is the most harmful threat to our patent system I have seen in my work lifetime.

Thank you again for attempting to bring some order to the Section 101 chaos. I am sure that there are many others who also appreciate your efforts.

Best regards,

*Seth*

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