



General Assembly

Amendment

February Session, 2014

LCO No. 3936

SB0025803936SD0

Offered by:

SEN. LOONEY, 11th Dist.
SEN. COLEMAN, 2nd Dist.
SEN. FASANO, 34th Dist.

To: Subst. Senate Bill No. 258

File No. 118

Cal. No. 102

**"AN ACT CONCERNING BAD FAITH CLAIMS OR ASSERTIONS
OF PATENT INFRINGEMENT."**

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- 1 In line 16, after "organization" insert "or company"
 - 2 In line 19, after "developed" insert "or owned"
 - 3 In line 55, after "deceptive", insert "or vague"
 - 4 After line 87, insert the following and reletter the remaining
 - 5 subsections accordingly:
 - 6 "(f) There shall be a rebuttable presumption that any claim or
 - 7 assertion of patent infringement made by or on behalf of an institution
 - 8 of higher education or a technology transfer organization was made in
 - 9 good faith."
 - 10 In line 101, after "brought", insert "by a target"

11 After the period in line 118, insert:

12 "(j) The provisions of this section shall not apply to an owner of the
13 patent who is using such patent in connection with the production,
14 manufacturing, processing or delivery of products or materials."