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**Sent:** Wednesday, May 11, 2022 09:53  
**To:** Kazia Nowacki <knowacki@acus.gov>  
**Subject:** Small Claims Patent Court Study; Comment Request

As a Patent owner and developer, also elderly and disabled under Ca. Law, strongly urge>>

1. Whether there is need for a small claims patent court;

Absolutely. It is overdue.

2. The policy and practical considerations in establishing a small claims patent court;

To allow a small entity certification form and fast, streamlined process. Determine the entity is a small entity and not a front, so as not to create yet another pathway for abusing the Legal System of the USA. Once established, allow that proven status to force the matter to this new jurisdiction without question. Apply penalty of Perjury and Felony Charges to those who would dare game the system, precisely as FED CIV. FED CIV and Bankruptcy FED CIV should apply. Those in Bankruptcy or Reorganization should have heightened access.

3. The institutional placement, structure, and internal organization of a potential small claims patent court, including whether it should be established within the Article III federal courts, as or within an Article I court, or as an administrative tribunal;

A smart move, let Federal Judges apply for their own under the Chief Judge in each Circuit. The logic is, those Judges schooled and comfortable with IP Law can apply and receive Federal Funding to expand their domain, locally, and host a rocket docket, Fed Civ driven court process, complete with appeal at their higher court.

4. The selection, appointment, management, and oversight of officials who preside over proceedings in a potential small claims patent court;

Answer to 3 above, provides the highest possible oversight. Renew Canons regarding NO FINANCIAL CONFLICTS OF INTEREST.

5. The subject-matter jurisdiction of a potential small claims patent court, whether participation in such proceedings would be mandatory or voluntary, and whether parties can remove cases to another administrative tribunal or federal court;

Since its a small entity who has proven and attested to their status, their home base or location is attested to under Penalty as stated in 1) above. Forum should be local to the Small Entity. "Gaming" this provision, forum shopping should be barred and include penalties for all parties, unilaterally.

6. The procedures and rules of practice for a potential small claims patent court, including, as relevant, pleadings, discovery, and alternative dispute resolution;

FED CIV and Bankruptcy FED CIV.

7. The remedies that a potential small claims patent court would be able to provide;

INJUNCTIVE RELIEF for this program, in all circuits. You cannot help a small entity without this. Full, unfettered authority, or you DO NOT HELP THE SMALL ENTITY in the most dire of settings. One example is IP theft. (Trade Secret versus published Patent info)

8. The legal effect of decisions of a potential small claims patent court; and

Identical to our District Courts and if the above is adopted, it would be our District Courts, hence these issues are already worked out. Each District Court and Court of Appeals should be instructed to simplify their forms to help the small entity.

9. Opportunities for administrative and/or judicial review of small claims patent court decisions.

Fed Circuit Court of Appeals and Supreme Court, as is now the case in each jurisdiction.

Key to the above for success, create a rocket docket in all Circuits. It is a small entity. Help them. Large entities will think twice before trying legal tactics to make it take the 10 years it takes now. (and force all the costs involved)

*Lawrence F. Glaser*

