From: ACUS Information nfo@acus.gov

Subject: FW: Pub c Comment on Ex st ng Patent Inva dat on

Date: August 29, 2022 at 12:47 PM

To

From: Damian Gallina

**Sent:** Monday, August 29, 2022 12:07 PM **To:** ACUS Information <info@acus.gov>

Subject: Public Comment on Existing Patent Invalidation

First Name: \* Damian

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Subject: \* Patent Process, Numbers and Invalidation

Comment: \* In 2020, there were about 388,900 patent grants, 300,000 new applications and 3.34 million patents in force in the United States while patent life is 20 years from date of filing. 95%-97% of these issued patents and patent applications will never make enough money to pay for their filing and execution. This is profound information that makes a powerful statement which says that either too many frivolous patents are granted and/or there is one hell of a lot of potential money-making patented technology that is not being capitalized on. Probably, both views are true and obviously the entire patent system is in need of some tweaking. However, invalidating already issued patents is not the answer. Nullifying a previously issued legal right is a dangerous practice. This exercise further harms an over-burdened USPTO and the fragile independent inventor population. Perhaps, a better approach might be to improve the training and education of Patent Examiners and create some type of final <u>unbiased</u> peer review process before patents are granted. This final patent review before issue would not impact contested patent infringement and/or the appeal process.

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