

From: ACUS Information nfo@acus.gov
Subject: FW: Small Claims Patent Court Comments
Date: August 26, 2022 at 1:30 PM
To: [REDACTED]

From: David Breed [REDACTED]
Sent: Friday, August 26, 2022 1:28 PM
To: ACUS Information <info@acus.gov>
Subject: Small Claims Patent Court Comments

Hello,

I am the inventor of approximately 500 pending and granted US patents and patent applications. 11 of my patents were declared invalid by the PTAB. Approximately 200 of my patents were sold to a patent enforcement firm, Acacia Research, where we were to share any recovery that they received. They initially valued the portfolio at up to \$500 million. After the AIA was passed and PTAB was created that valuation gradually went to \$0.

We are now developing and marketing our new products in China where we expect better legal protection against infringers. Due to the law requiring filing patents first in the US where the idea was invented, we do so but I have no confidence in ever receiving royalties from infringers in the US and thus I will continue to concentrate our efforts on developing and selling our products in China and other countries where patents are still respected.

I support the creation of the Small Entities Court with the following caveats:

- The Focus Should be Small Entities, not Small Claims.
- It must be an Article III court, not an Administrative Tribunal
- Motion Practice Limits
- Injunction is the Default Remedy

Sincerely,

David S. Breed, PhD