

AMENDMENT NO. _____ Calendar No. _____

Purpose: To clarify the definition of final decision with respect to the effect of decisions rendered in a civil action or by the United States International Trade Commission on future post-grant review proceedings.

IN THE SENATE OF THE UNITED STATES—110th Cong., 2d Sess.

S. 1145

To amend title 35, United States Code, to provide for patent reform.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by Mr. LEAHY

Viz:

- 1 On page 93, line 3, strike “If a final” and insert “(a)
- 2 IN GENERAL.—If a final”.

- 3 On page 93, between lines 15 and 16, insert the fol-
- 4 lowing:

- 5 “(b) FINAL DECISION DEFINED.—For purposes of
- 6 this section, the term ‘final decision’ means a final deci-
- 7 sion issued by a United States district court or by the
- 8 United States International Trade Commission.”.