

113TH CONGRESS  
1ST SESSION

# H. R. 2766

To make improvements to the transitional program for covered business method patents, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2013

Mr. ISSA (for himself and Ms. CHU) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To make improvements to the transitional program for covered business method patents, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Stopping the Offensive  
5 Use of Patents Act” or the “STOP Act”.

6 **SEC. 2. IMPROVEMENTS TO TRANSITIONAL PROGRAM FOR**  
7 **COVERED BUSINESS METHOD PATENTS.**

8 (a) IN GENERAL.—Section 18 of the Leahy-Smith  
9 America Invents Act (35 U.S.C. 321 note) is amended—

1 (1) in subsection (a), by striking paragraph (3);

2 and

3 (2) in subsection (d)(1), by striking “a financial  
4 product or” and inserting “an enterprise, a product,  
5 or a”.

6 (b) EFFECTIVE DATE.—

7 (1) REMOVAL OF SUNSET.—The amendment  
8 made by paragraph (1) of subsection (a) shall take  
9 effect on the date of the enactment of this Act.

10 (2) DEFINITION OF COVERED BUSINESS METH-  
11 OD PATENT.—The amendment made by paragraph  
12 (2) of subsection (a) shall apply as if included in the  
13 enactment of the Leahy-Smith America Invents Act.

14 **SEC. 3. EXPANSION OF PRO BONO PROGRAM AT THE**  
15 **UNITED STATES PATENT AND TRADEMARK**  
16 **OFFICE.**

17 (a) IN GENERAL.—The Director of the Office shall  
18 work with and support intellectual property law associa-  
19 tions throughout the United States, within established pro  
20 bono programs, to assist financially under-resourced re-  
21 sellers, users, implementers, distributors, or customers of  
22 an allegedly infringing product or process.

23 (b) DEFINITIONS.—In this section:

24 (1) DIRECTOR.—The term “Director” means  
25 the Under Secretary of Commerce for Intellectual

1 Property and Director of the United States Patent  
2 and Trademark Office.

3 (2) OFFICE.—The term “Office” means the  
4 United States Patent and Trademark Office.

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