

PUBLIC SUBMISSION

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Request for Comments on Discretion to Institute Trials Before the Patent Trial and Appeal Board

Comment On: PTO-C-2020-0055-0001

Discretion to Institute Trials Before the Patent Trial and Appeal Board

Document: PTO-C-2020-0055-0221

Comment from Arthur Gleckler.

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General Comment

Please do not make this change. A surprisingly high number of patents are granted despite the fact that they should never have qualified as patents, e.g. because they are obvious to practitioners in the art, or because there is ample prior art, or because they don't qualify as patentable at all. Inter partes review is an important means for reviewing these patents and preventing them from having drastic negative effects on innovation.

I am a software developer, and this is a big problem in my field. Strong inter partes review is essential for addressing the problem.

Thank you.