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

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Discretion to Institute Trials Before the Patent Trial and Appeal Board

Document: PTO-C-2020-0055-0324

Comment from Joe Ward.

Submitter Information

Name: Joe Ward

Address:

1098 Foster City Blvd Suite 106-837

Foster City, CA, 94404

Email: joe@edgevideo.com

Phone: 6508631450

Submitter's Representative: Joe Ward

Organization: Edge Video Inc

General Comment

I'm Joe Ward. I work for Acceleration Bay and support innovation.

Our patent system must restore balance for small businesses and small inventors so they have an equal ability to protect their inventions.

I think if a patent is challenged unsuccessfully, the Patent Owner should be granted a base minimum royalty from the day that the Patent is challenged until expiry to deter large corporations from destroying our patents.

Additionally, the PTAB should ensure that patent owner's legal costs are being covered by challengers so to level the playing field.

Additionally, PTAB judges and patent examiners should have equal expertise.