

AMENDMENT TO H.R. 1249
OFFERED BY MR. SMITH OF TEXAS AND MR.
GOODLATTE OF VIRGINIA

Page 46, strike line 7, strike "If any party" and all that follows through line 12 and insert the following: "At the request of a party to the proceeding, the agreement or shall be treated as business confidential information, shall be kept separate from the file of the involved patents, and shall be made available only to the Government agencies on written request, or to any person on a showing of good cause."

Page 47, insert between lines 3 and 4 the following and redesignate the succeeding subsection accordingly:

1 “(c) AMENDED OR NEW CLAIM.—Any proposed
2 amended or new claim determined to be patentable and
3 incorporated into a patent following an inter partes reex-
4 amination proceeding shall have the same effect as that
5 specified in section 252 for reissued patents on the right
6 of any person who made, purchased, or used within the
7 United States, or imported into the United States, any-
8 thing patented by such proposed amended or new claim,

passed
V/V