

HR 1886

To amend title 35, United States Code, to provide for appeals by third parties in certain patent reexamination proceedings.

**Congress:** 107 (2001–2003, Ended)

**Chamber:** House

**Policy Area:** Commerce

**Introduced:** May 17, 2001

**Current Status:** For Further Action See H.R.2215.

**Latest Action:** For Further Action See H.R.2215. (Oct 3, 2002)

**Official Text:** <https://www.congress.gov/bill/107th-congress/house-bill/1886>

Sponsor

**Name:** Rep. Coble, Howard [R-NC-6]

**Party:** Republican • **State:** NC • **Chamber:** House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Reported by	May 22, 2001
Judiciary Committee	Senate	Reported By	Jun 20, 2002

Subjects & Policy Tags

**Policy Area:**

Commerce

Related Bills

Bill	Relationship	Last Action
107 HR 2215	Procedurally related	Nov 2, 2002: Became Public Law No: 107-273.

Amends Federal patent law with respect to appeals in inter partes reexamination proceedings to allow a third-party requester to: (1) appeal to the U.S. Court of Appeals for the Federal Circuit, with respect to any final decision favorable to the patentability of any original or proposed amended or new claim of the patent; and (2) be a party to any appeal taken by the patent owner, subject to the estoppel to assert at a later time in any civil action the invalidity of any claim finally determined to be valid and patentable on any ground which he or she raised or could have raised during such proceeding.

Allows a third-party requester to appeal a decision of the Board of Patent Appeals and Interferences.

Provides that a third-party requester in an inter partes reexamination proceeding dissatisfied with the final decision in an appeal to the Board may appeal the decision only to the U.S. Court of Appeals for the Federal Circuit.

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### **Actions Timeline**

- **Oct 3, 2002:** For Further Action See H.R.2215.
- **Jun 20, 2002:** Committee on the Judiciary. Ordered to be reported without amendment favorably.
- **Jun 20, 2002:** Committee on the Judiciary. Reported by Senator Leahy without amendment. Without written report.
- **Jun 20, 2002:** Committee on the Judiciary. Reported by Senator Leahy without amendment. Without written report.
- **Jun 20, 2002:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 428.
- **Sep 6, 2001:** Received in the Senate and Read twice and referred to the Committee on the Judiciary.
- **Sep 5, 2001:** Mr. Sensenbrenner moved to suspend the rules and pass the bill.
- **Sep 5, 2001:** Considered under suspension of the rules. (consideration: CR H5359-5362)
- **Sep 5, 2001:** DEBATE - The House proceeded with forty minutes of debate on H.R. 1886.
- **Sep 5, 2001:** Passed/agreed to in House: On motion to suspend the rules and pass the bill Agreed to by voice vote.(text: CR H5359-5360)
- **Sep 5, 2001:** On motion to suspend the rules and pass the bill Agreed to by voice vote. (text: CR H5359-5360)
- **Sep 5, 2001:** Motion to reconsider laid on the table Agreed to without objection.
- **Jun 28, 2001:** Reported by the Committee on Judiciary. H. Rept. 107-121.
- **Jun 28, 2001:** Reported by the Committee on Judiciary. H. Rept. 107-121.
- **Jun 28, 2001:** Placed on the Union Calendar, Calendar No. 65.
- **Jun 20, 2001:** Committee Consideration and Mark-up Session Held.
- **Jun 20, 2001:** Ordered to be Reported by Voice Vote.
- **May 22, 2001:** Subcommittee Consideration and Mark-up Session Held.
- **May 22, 2001:** Forwarded by Subcommittee to Full Committee by Voice Vote.
- **May 18, 2001:** Referred to the Subcommittee on Courts, the Internet, and Intellectual Property.
- **May 17, 2001:** Introduced in House
- **May 17, 2001:** Introduced in House
- **May 17, 2001:** Referred to the House Committee on the Judiciary.