



August 31, 2023

Delivered via email

Dear Senators Coons and Tillis:

On behalf of AUTM, an association whose 3,000 members support research commercialization, we thank you for your leadership in introducing the PREVAIL Act.

This legislation addresses a number of key issues that have plagued the Patent Trial and Appeals Board (PTAB). Aligning the standards for considering patent challenges between the courts and the United States Patent and Trademark Office (USPTO) is an important step forward. We also support your legislation to block serial patent challenges. These two provisions alone are essential to bring balance back to the patent system.

We look forward to working with you and other members of the IP Subcommittee to advance this legislation.

Sincerely,

Stephen J. Susalka, PhD, CLP, RTTP
AUTM CEO