

BILL SUMMARY
2nd Session of the 54th Legislature

Bill No.:	HB2837
Version:	Introduced
Request Number:	8602
Author:	Representative McCall
Date:	2/3/2014
Impact:	\$0

Research Analysis

Introduced HB2837 states the Legislature's intent to protect businesses from abusive and bad-faith assertions of patent infringement. The measure prohibits bad faith patent infringement claims and lists the factors a court may consider as evidence of a valid claim. The measure also requires the claimant to post a bond in an amount equal to a good-faith estimate, up to \$250,000, of the target's likely cost to litigate the claim upon motion by the target and a finding by the court that the target has established a reasonable likelihood that the claimant made a bad-faith assertion of patent infringement. A court is authorized to award a prevailing plaintiff equitable relief, damages, costs and fees, including reasonable attorney fees and exemplary damages equal to \$50,000 or three times the total of damages, costs and fees, whichever is greater.

Prepared By: Quyen Do

Fiscal Analysis

HB2837 has been reviewed by fiscal staff and determined to have no fiscal impact on state revenues.

Prepared By: Marilyn Anderson

Other Considerations

None.