

January 18, 2008

Senators McCain and Kyl  
United States Senate  
Washington, DC 20510

Dear Senators McCain and Kyl:

As Arizona employers, we are writing to express our concerns about patent legislation moving through the Senate. While we support efforts to update and improve our patent system, we are concerned that this well-intentioned legislation in its current form will diminish patents, undermine innovation, increase litigation, and threaten jobs and manufacturing in Arizona.

Economic growth depends upon the continued strength and reliability of the U.S. patent system, which has recognized and protected the rights of inventors for more than two centuries. We are especially concerned about the proposed changes to the well-established principles used to calculate damage awards and the addition of a costly new post-grant opposition system that would undermine a patent's enforceability potentially throughout its life. These unprecedented changes would combine to destabilize America's incentive-based system of innovation and encourage a weakening of patent rights worldwide. We also support stronger reforms to the judicially-created doctrine of inequitable conduct that will enhance the overall quality of patents issued by the USPTO and reduce excessive litigation costs.

We are hopeful that this legislation will be amended to address our concerns prior to Floor consideration. We look forward to supporting patent reform legislation that will improve patent quality without diminishing patent rights and the strength of the U.S. patent system. We stand ready to work with you to achieve that goal.

Sincerely,

AbTech Industries, Inc. (Scottsdale, AZ)  
Abbott (Casa Grande, AZ)  
Alliance TruTrus, LLC (Phoenix, AZ)  
Arizona Optics Industry Association  
Arizona Small Business Association  
(Phoenix, AZ)  
PhoenixBiopsy Sciences (Tucson, AZ)  
Breault Research Organization  
The CORE Institute (Center for Orthopedic  
Research and Education) (Phoenix,  
AZ)  
Corning  
Cummins-Allison Corporation  
Deer Valley Professionals LLC (Phoenix,  
AZ)  
Environmental Security Corporation  
(Scottsdale, AZ)  
GlaxoSmithKline (Scottsdale, AZ)  
HydroShield, LLC (Scottsdale, AZ)

Integrated Biomolecule Corporation  
(Tucson, AZ)  
MacJac Enterprises, LLC (Payson, AZ)  
Moving Images Media, LLC (Scottsdale,  
AZ)  
Niadyne Development, Inc. (Tucson, AZ)  
Oxbow Equities LLC (Scottsdale, AZ)  
Palmer Architects Inc. (Scottsdale, AZ)  
Palmer-Hart Building Group Inc.  
(Scottsdale, AZ)  
Payson Exchange LLC (Payson, AZ)  
PepsiCo  
Remlap Equities LLC (Scottsdale, AZ)  
Research Corporation Technologies  
(Tucson, AZ)  
Rule 144 Letters LLC (Phoenix, AZ)  
Shea Professionals LLC (Phoenix, AZ)  
TGen (Phoenix, AZ)