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(Original Signature of Member)

111TH CONGRESS  
2D SESSION

# H. R.

To amend title 35, United States Code, to provide recourse under the patent law for persons who suffer competitive injury as a result of false markings.

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## IN THE HOUSE OF REPRESENTATIVES

Mr. ISSA introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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# A BILL

To amend title 35, United States Code, to provide recourse under the patent law for persons who suffer competitive injury as a result of false markings.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. FALSE MARKING.**

4 (a) IN GENERAL.—Subsection (b) of section 292 of  
5 title 35, United States Code, is amended to read as fol-  
6 lows:

7 “(b) A person who has suffered a competitive injury  
8 as a result of a violation of this section may file a civil

1 action in a district court of the United States for recovery  
2 of damages adequate to compensate for the injury.”.

3 (b) **EFFECTIVE DATE.**—The amendment made by  
4 subsection (a) shall apply to all cases, without exception,  
5 pending on or after the date of the enactment of this Act.