
SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 255 by Senator Martiny

1 AMENDMENT NO. 1

2 On page 1, line 14, change "**target**" to "**end-user**"

3 AMENDMENT NO. 2

4 On page 1, line 16, change "**target**" to "**end-user**"

5 AMENDMENT NO. 3

6 On page 2, delete lines 1 through 8 and insert the following:

7 **"(2) "End-user" means a consumer, whether an individual, business, or**
8 **financial institution, who purchases, rents, leases, or otherwise obtains a**
9 **product, service, or technology in the commercial market that is not for resale**
10 **and is, or later becomes, the subject of a patent infringement assertion."**

11 AMENDMENT NO. 4

12 On page 2, line 9, after "**infringement**" insert "**against an end-user**"

13 AMENDMENT NO. 5

14 On page 2, line 11, after "**infringement**" insert "**against an end-user**"

15 AMENDMENT NO. 6

16 On page 2, line 12, change "**target**" to "**end-user**"

17 AMENDMENT NO. 7

18 On page 2, delete lines 18 through 21 and insert the following:

19 **"(iii) The factual allegations concerning the specific areas in which the**
20 **products, services, or technology obtained by the end-user, or their use thereof,**
21 **infringe the patent or are covered by the claims in the patent."**

22 AMENDMENT NO. 8

23 On page 2, line 22, change "**a target**" to "**an end-user**"

24 AMENDMENT NO. 9

25 On page 2, line 24, delete "**accused**" and after "**technology**" insert "**obtained by the end-**
26 **user**"

27 AMENDMENT NO. 10

28 On page 2, line 28, change "**target**" to "**end-user**"

29 AMENDMENT NO. 11

30 On page 3, line 2, after "**response**" insert "**from an end-user**"

1 AMENDMENT NO. 12

2 On page 3, line 4, after "infringement" insert "against an end-user"

3 AMENDMENT NO. 13

4 On page 3, line 8, after "lawsuits" insert "against an end-user"

5 AMENDMENT NO. 14

6 On page 3, delete line 13

7 AMENDMENT NO. 15

8 On page 3, line 15, after "infringement" insert "against an end-user"

9 AMENDMENT NO. 16

10 On page 3, line 16, change "a target" to "an end-user"

11 AMENDMENT NO. 17

12 On page 3, line 19, change "target" to "end-user".

13 AMENDMENT NO. 18

14 On page 3, line 21, change "target" to "end-user"

15 AMENDMENT NO. 19

16 On page 4, delete lines 9 through 12, and insert the following:

17 **"C.(1) The attorney general has the sole authority to investigate and pursue any**
18 **violation of this Section as an unfair or deceptive trade practice or act pursuant**
19 **to R.S. 51:1401 et seq.**
20 **(2) Any person who is found liable under the provisions of this Section shall be**
21 **liable to the attorney general for all costs, expenses, and fees related to**
22 **investigations and proceedings associated with the violation, including attorney**
23 **fees. An action to recover costs, expenses, fees, and attorney fees shall be**
24 **ancillary to, and shall be filed and heard in the same court as a civil action filed**
25 **under the provisions of this Section."**

26 AMENDMENT NO. 20

27 On page 4, delete lines 15 through 20 and insert the following:

28 **"E. Any person outside the state asserting patent infringement by an end-user**
29 **in the state shall be deemed to be transacting business within the state within**
30 **the meaning of R.S.13:3201 and shall thereby be subject to the jurisdiction of**
31 **the courts of this state."**