

**AMENDMENT TO H.R. 1249, AS REPORTED
OFFERED BY MS. ZOE LOFGREN OF CALIFORNIA**

Page 7, strike lines 4 through 18 and insert the following:

1 “(1) DISCLOSURES, PUBLIC USES, OR SALES
2 MADE 1 YEAR OR LESS BEFORE THE EFFECTIVE
3 FILING DATE OF THE CLAIMED INVENTION.—A dis-
4 closure, public use, offer for sale, or sale made 1
5 year or less before the effective filing date of a
6 claimed invention, or making a claimed invention
7 available to the public 1 year or less before the effec-
8 tive filing date of the claimed invention, shall not be
9 prior art to the claimed invention under subsection
10 (a)(1) if—

11 “(A) the disclosure, public use, offer for
12 sale, or sale of the claimed invention, or the
13 making of the claimed invention available to the
14 public, was made by the inventor or joint inven-
15 tor or by another who obtained the subject mat-
16 ter disclosed, publicly used, offered for sale,
17 sold, or made available to the public, directly or
18 indirectly from the inventor or a joint inventor;
19 or

1 “(B) the subject matter disclosed, publicly
2 used, offered for sale, sold, or made available to
3 the public had, before such disclosure, public
4 use, offer for sale, or sale of the claimed inven-
5 tion, or the making available to the public of
6 the claimed invention, been publicly disclosed by
7 the inventor or a joint inventor or by another
8 who obtained the subject matter disclosed di-
9 rectly or indirectly from the inventor or a joint
10 inventor.

