

*I Mina'Trentai Tres Na Liheslaturan Guåhan*The 33<sup>rd</sup> Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910

Tel: (671) 472-3465 · Fax: (671) 472-3524

[clerks@guamlegislature.org](mailto:clerks@guamlegislature.org) [www.guamlegislature.com](http://www.guamlegislature.com)


October 28, 2015

The Honorable Edward J.B. Calvo  
*I Maga'låhen Guåhan*  
*Ufisinan I Maga'låhi*  
Hagåtña, Guam

Dear *Maga'låhi* Calvo:

Transmitted herewith is **Resolution No. 177-33 (COR)**, “Relative to expressing *I Liheslaturan Guåhan*’s (the Guam Legislature’s) support for the passage of H.R. 9, the “Innovation Act,” which offers a host of critical fixes to the problem of abusive patent litigation by adding transparency around patent ownership, making defending against a patent suit less prohibitively expensive, and ensuring local businesses engaged in e-commerce shall not be victimized by such abusive litigation,” which was duly and regularly adopted by *I Mina'Trentai Tres Na Liheslaturan Guåhan* on October 27, 2015.

Sincerely,



TINA ROSE MUNA BARNES  
Legislative Secretary

Enclosure (1)

**OFFICE OF THE GOVERNOR  
CENTRAL FILES**

*Elizabeth A. Mober*  
RECEIVED BY  
TIME *4:20* DATE *10/28/15*

***I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN***  
**2015 (FIRST) Regular Session**

**Resolution No. 177-33 (COR)**

Introduced by:

Michael F.Q. San Nicolas  
T. C. Ada  
V. Anthony Ada  
FRANK B. AGUON, JR.  
Frank F. Blas, Jr.  
B. J.F. Cruz  
James V. Espaldon  
Brant T. McCreadie  
Tommy Morrison  
T. R. Muña Barnes  
R. J. Respicio  
Dennis G. Rodriguez, Jr.  
Mary Camacho Torres  
N. B. Underwood, Ph.D.  
Judith T. Won Pat, Ed.D.

**Relative to expressing *I Liheslaturan Guåhan's* (the Guam Legislature's) support for the passage of H.R. 9, the "Innovation Act," which offers a host of critical fixes to the problem of abusive patent litigation by adding transparency around patent ownership, making defending against a patent suit less prohibitively expensive, and ensuring local businesses engaged in e-commerce shall not be victimized by such abusive litigation.**

1           **BE IT RESOLVED BY *I MINA'TRENTAI TRES NA LIHESLATURAN***  
2 ***GUÅHAN*:**  
3           **WHEREAS, H.R. 9, also known as the "Innovation Act," was introduced in the**  
4 **114<sup>th</sup> United States Congress, and is sponsored by Representative Bob Goodlatte, a**

1 Republican from Virginia's 6<sup>th</sup> Congressional District and Chairman of the United  
2 States House of Representatives Committee on the Judiciary; and

3 **WHEREAS**, H.R. 9 has been co-sponsored by a bipartisan coalition of twenty-  
4 seven (27) representatives, including Representative Darrell Issa (R-CA),  
5 Representative Lamar Smith (R-TX), Representative Steve Chabot (R-OH),  
6 Representative Randy Forbes (R-VA), Representative Zoe Lofgren (D-CA),  
7 Representative Jerrold Nadler (D-NY), Delegate Pedro Pierluisi (D-PR), and  
8 Representative Hakeem Jeffries (D-NY), who are all senior members of the United  
9 States House of Representatives Committee on the Judiciary; and

10 **WHEREAS**, H.R. 9 has been endorsed by leading technology groups, such as  
11 the Electronic Frontier Foundation, United for Patent Reform, and the Biotechnology  
12 Industry Association; by leading companies like Yahoo!, Eli Lilly, and  
13 Salesforce.com; as well as by groups representing small businesses throughout the  
14 country, including the National Association of Realtors, and the Texas Hotel and  
15 Lodging Association; and

16 **WHEREAS**, under the current patent system many broad and basic  
17 technological protocols have been issued vague patents, including the use of drop  
18 down menus, shopping carts and hyper-linking on websites. Companies have bought  
19 up these patents with the intent of using them offensively against unsuspecting  
20 businesses, making broad claims of infringement based upon patents of questionable  
21 validity; and

22 **WHEREAS**, the most frequent target of patent lawsuits have been small  
23 businesses because of their inability to spend the money necessary for a defense and  
24 therefore their increased likelihood to settle; and

25 **WHEREAS**, any business on Guam could be targeted with these costly patent  
26 lawsuits that create an environment that stifles Guam's economic development and

1 prosperity by creating a chilling effect on businesses that seek to create an internet  
2 presence for the benefit of the business and the people of Guam; and

3 **WHEREAS**, local business owners in the real estate community on Guam have  
4 sought *I Liheslaturan Guåhan*'s support for H.R. 9, the "Innovation Act," because  
5 many of them use websites with search functions, drop down menus, and other  
6 internet protocols, which may be the subject of abusive litigation and affect critical  
7 business and community functions; now therefore, be it

8 **RESOLVED**, that *I Mina'Trentai Tres Na Liheslaturan Guåhan* (the 33<sup>rd</sup>  
9 Guam Legislature) does hereby, on behalf of the people of Guam, implore the 114<sup>th</sup>  
10 U.S. Congress to duly pass H.R. 9, the "Innovation Act," for the benefit of all  
11 businesses that wish to contribute to the positive economic growth of their  
12 community; and be it further

13 **RESOLVED**, that the Speaker certify, and the Legislative Secretary attest to,  
14 the adoption hereof, and that copies of the same be thereafter transmitted to the  
15 Honorable Madeleine Z. Bordallo, Guam Delegate to the U.S. Congress; and to the  
16 Honorable Edward J.B. Calvo, *I Maga'låhen Guåhan*.

**DULY AND REGULARLY ADOPTED BY *I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN* ON THE 27<sup>TH</sup> DAY OF OCTOBER 2015.**



---

**JUDITH T. WON PAT, Ed.D.**  
Speaker



---

**TINA ROSE MUÑA BARNES**  
Legislative Secretary