

AMENDMENT TO H.R. 965

OFFERED BY M___. _____

Page 19, after line 3, insert the following new subsection:

1 (c) UNLAWFUL AGREEMENTS OR SETTLEMENTS.—

2 It shall be unlawful for an eligible product developer and
3 a license holder to enter into an agreement or settlement
4 resolving or settling a civil action brought under sub-
5 section (b) with respect to a covered product if, under such
6 agreement—

7 (1) the eligible product developer receives from
8 the license holder (directly or indirectly) anything of
9 value; and

10 (2) the eligible product developer agrees—

11 (A) to forgo bringing a civil action under
12 such subsection against the license holder;

13 (B) to delay or forego acceptance of the
14 covered product; or

15 (C) to limit or forego research on, or devel-
16 opment, manufacturing, marketing, or sales, for
17 any period time, of the covered product.

Page 19, line 4, strike “(c)” and insert “(d)”.

Page 19, line 12, strike “(d)” and insert “(e)”.

Page 19, line 19, strike “(e)” and insert “(f)”.

