January 21, 2026

The Honorable Susan L. Wiles
Chief of Staff
The White House
1600 Pennsylvania Avenue, NW
Washington, DC 20500

The Honorable Kevin A. Hassett
Director, National Economic Council
The White House
1600 Pennsylvania Avenue, NW
Washington, DC 20500

Dear Ms. Wiles and Mr. Hassett:

The undersigned are coalitions representing the nation's inventive economy. We are American companies, including start-ups, small businesses and individual inventors and entrepreneurs, that invest in research and development (R&D) to drive innovation forward. We rely on patent rights as the foundation of U.S. global leadership in critical and emerging technologies, economic competitiveness, and national security. The future of the U.S. economy, domestic job growth, and our competitive advantage in the global economy, depend on a patent system that incentivizes innovators to invest in world-leading R&D in the United States.

We strongly support the efforts of the Trump Administration and the U.S. Patent and Trademark Office (USPTO) to achieve these goals. In particular, we strongly support the USPTO's Proposed Rule to revise the rules of practice at the Patent Trial and Appeal Board (PTAB)[1] as a critical step to secure U.S. global technology leadership.

The Proposed Rule ensures that American innovators can count on their patent rights once they have been upheld by a U.S. federal court, the USPTO, or the U.S. International Trade Commission. This approach gives inventors and patent holders, their investors, and their customers, certainty that their patents are valid and are not subject to repeated attack.

Without the Proposed Rule, on the other hand, both Big Tech companies in the United States and foreign actors will continue to repeatedly challenge the same patents at the PTAB—a gift to China and others who rely on the PTAB to lower the cost of using patented technologies in their products. As many of us stated in our comments on the Proposed Rule, if U.S. inventors and business cannot rely on their patent rights, it disincentivizes the high-risk, expensive R&D necessary for leadership in next generation technologies like 6G and AI in the United States, threatening our leadership in foundational technologies, and damaging our national security.

The Proposed Rule uses the USPTO's clear authorities under the Leahy-Smith America Invents Act (AIA), to limit the number of petitions that a party may bring against the same patent. This approach aligns with the original intent of the AIA in creating the PTAB in the first place. As the lead sponsor of the AIA in the House of Representatives, former House Judiciary Committee Chairman Lamar Smith (R-TX), wrote

[1] U.S. Patent & Trademark Office, Notice of Proposed Rulemaking, *Revision to Rules of Practice Before the Patent Trial and Appeal Board*, 90 Fed. Reg. 48335 (Dkt. No. PTO-P-2025-0025) ("Proposed Rule"), https://www.govinfo.gov/content/pkg/FR-2025-10-17/pdf/2025-19580.pdf.

in his comments on the Proposed Rule: “It was our intention that the PTAB would be a cheaper, faster alternative to district court litigation. It was never our intention that the PTAB become a tool to prolong litigation.”

We urge the White House to support the Proposed Rule. U.S. technology leadership, economic growth and competitiveness, and national security depend on it.

Sincerely,

Innovation Alliance
Alliance of U.S. Startups and Inventors for Jobs