



Conservatives  
for  
Property Rights

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### **Statement on RESTORE Patent Rights Act Introduction**

This statement on the introduction of the Realizing Engineering, Science, and Technology Opportunities by Restoring Exclusive (RESTORE) Patent Rights Act may be attributed to James Edwards, Executive Director, Conservatives for Property Rights:

“CPR strongly supports the RESTORE Patent Rights Act because it returns meaning to the promise of exclusive rights to one’s invention. At present, due to misapplication of the 2006 *eBay v. MercExchange* ruling, permanent injunctions have become extremely difficult to obtain in patent infringement cases. Courts have turned the right to exclude into a compulsory licensing clause.

“The RESTORE Patent Rights Act will end the judicially created categorical rule of routinely denying injunctions in cases where a patent has been found valid and infringed. Denying permanent injunctions against proven infringement deprives justice for the wronged party. Moreover, it’s diametrically opposite to historical precedent and practice of two centuries.

“We applaud and thank Senators Chris Coons and Tom Cotton and Representatives Nathaniel Moran and Madeleine Dean for their leadership to right this wrong and to restore the reasonable, common-sense remedy every property owner is due when his or her private property is taken without permission.”

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Op-ed: “Restore Injunctive Relief to Keep American Innovation Alive,” Real Clear Policy

Blog post: “Injunctions: Too Much and Too Little,” Locke’s Notebook

Op-ed: “Injunctions Give Teeth to Property Rights,” Human Events