

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To ensure that certain defenses to infringement of an applicable patent are not available if the person asserting such a defense is a foreign person of concern.

**IN THE SENATE OF THE UNITED STATES—119th Cong., 2d Sess.**

**S. 2658**

To require sponsors of drug applications and holders of approved applications to provide certain submissions and communications to the Food and Drug Administration and the United States Patent and Trademark Office.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. HUSTED

Viz:

- 1 On page 12, strike line 12 and insert the following:
- 2 such subparagraph (F)(i), on the condition that such a
- 3 defense shall not be available if the person asserting such
- 4 a defense is a covered foreign person (as defined in section
- 5 809 of the Defense Production Act of 1950).”.