ROYALTY ADJUSTMENT ACT

Mr. Kempf advised he called a meeting of the reestablished Legislation Working Group and reported that the group was desirous of obtaining information on the Royalty Adjustment Act insofar as the Act has been resurrected by the Court of Claims decision in the I.T.T. case.

Mr. Deeley noted that LTC. Hougen has written an article relating to this subject which appeared in a recent issue of IDEA.

Mr. Denny reviewed where we are by stating that the Subcommittee has been asked to develop legislation, and the members of the Subcommittee agreed it was a good idea. However, in view of the I.T.T. case, the Subcommittee is reviewing the decision to go ahead.

It was noted that related legislative authority already is provided under 10 U.S.C. 2386. Therefore, drafting legislative authority would be relatively simple. Mr. Kempf advised he is biased toward going for legislation, but still would like to see where the remaining holes are in the Royalty Adjustment Act.

H. R. 6249

Mr. Denny advised that Dr. Jordan Baruch is interested in H.R. 6249, especially since it was developed by a Committee which he undoubtedly would be asked to chair. He noted that Dr. Baruch has asked the Subcommittee to comment on the bill prior to its approval by the Committee for later submission to FCCSET. Mr. Denny believed that the review by the Subcommittee would be directed toward specific language changes which would take probably 2 or 3 meetings of the Subcommittee.

Mr. Quesenberry raised the question as to what the Administration may want with regard to such legislation.

Mr. Neumann advised that as of May 9, 1977, the House Judiciary Committee has requested the Department of Commerce and Justice to comment on the Thornton bill. Mr. Grossman advised that the Patent and Trademark Office has until May 24 to do so.

Mr. Denny suggested that the Subcommittee hold a meeting to discuss this topic, and give Dr. Baruch a chance to talk and meet with us.