

IC 24-11

**ARTICLE 11. BAD FAITH ASSERTIONS OF PATENT
INFRINGEMENT**

IC 24-11-1

Chapter 1. Application

IC 24-11-1-1

Article not applicable to claims for relief under certain federal laws

Sec. 1. This article does not apply to a demand letter or assertion of patent infringement that includes a claim for relief arising under:

- (1) 35 U.S.C. 271(e)(2); or
- (2) 42 U.S.C. 262.

As added by P.L.172-2015, SEC.1.

IC 24-11-1-2

Article not applicable to certain approved postsecondary educational institutions, organizations, and licensees

Sec. 2. This article does not apply to any of the following:

- (1) An approved postsecondary educational institution (as defined in IC 21-7-13-6(a)).
- (2) A technology transfer organization owned by or affiliated with an approved postsecondary educational institution (as defined in IC 21-7-13-6(a)).
- (3) A licensee holding a patent from:
 - (A) an approved postsecondary educational institution (as defined in IC 21-7-13-6(a)); or
 - (B) a technology transfer organization owned by or affiliated with an approved postsecondary educational institution (as defined in IC 21-7-13-6(a));

if the patent has been licensed by the approved postsecondary educational institution (as defined in IC 21-7-13-6(a)) or technology transfer organization.

As added by P.L.172-2015, SEC.1.