

April 3, 1979

263-2831

Dr. Hector F. DeLuca  
5130 Minocqua Crescent  
Madison, WI 53705

Dear Hector:

After our telephone discussion last week and after checking your calendar I confirmed with Joe Allen of Senator Bayh's office that you would participate in the hearings on April 11. He advises that you would be on about 10:00 in the morning and that you should be finished by noon.

One change in the legislation which you might suggest would be to broaden the language of Sec. 206 entitled "Confidentiality" to provide that research protocol, hypotheses or designs not be available to third parties prior to funding by the Government. This could be done on the basis that if these were made available prior to funding it may result in the total loss of rights under the patent laws of various countries. You can recite in support of this recommended change that the same recommendations were made by the National Commission for the Protection of Human Subjects of Biomedical and Behavioral Research as reported in 1977 and by the President's Biomedical Research Panel. It is possible that through this type of recommendation the additional protection afforded by such a language change could be inserted during mark-up of the Bill on a non-controversial basis. I need not tell you that such change would be beneficial to scientists and the transfer of their technology to the public.

Very truly yours,

Howard W. Bremer  
Patent Counsel

HWB:rw