FBI Exhibit No. 22: The FDA National Food Protection Plan

In November 2007, the FDA published at their official U.S. Government website their National Food Protection Plan. The FoodQuestTQ LLC researcher alleges that the FDA plagiarized his copyrighted expressions of the patented ideas contained in his doctoral dissertation and used these ideas to infringe on his 2003 and 2007 invention disclosures filed with the U.S. patent and Trademarks Office (USPTO). The 2003 invention disclosure was the basis for the FoodQuestTQ LLC researcher’s 2007 patent filing that was subsequently accepted in its entirety as a utility patent and combination process method and data transformation patent by the USPTO.

The FDA National Food Protection Plan is the overarching U.S. Government policy document for the safety of the U.S. food supply. FoodQuestTQ LLC alleges that the FDA National Food Protection Plan contains the same copyrighted expressions of the FoodQuestTQ LLC researcher’s patented ideas and the trade secrets as developed by the researcher as he reduced his invention to practice. The detailed crosswalk between the copyrighted expression of the ideas contained in the researcher’s doctoral dissertation, patent and trade secrets with the FDA National Food Protection Plan is available at [FBI Exhibit No. 22 a.](FBI%20Exhibit%20No%2022%20a); [FBI Exhibit No. 22 b.](FBI%20Exhbit%20No.%2022%20b..pdf); and [FBI Exhibit No. 22 c.](FBI%20Exhbit%20No.%2022%20c..pdf)

The teachings of the 2007 patent were subsequently upheld by the USPTO under challenge by IBM. A copy of plaintiff’s 2003 and 2007 patent filings with the USPTO are available at [FBI Exhibit No. 22 d.](FBI%20Exhibit%20No.%2022%20d..pdf) and [FBI Exhibit No. 22 e.](FBI%20Exhibit%20No.%20e.pdf) A copy of the USPTO ruling upholding the teachings of the plaintiff’s 2007 patent is available at [FBI Exhibit No. 22 f.](FBI%20Exhibit%20No.%2022%20f..pdf) A detailed crosswalk of each of the twenty claims and 101 objects of the 2007 patent claim against the patented ideas misappropriated by the FDA in the Food Protection Plan and FoodQuestTQ’ s suite of automated software tools is available at [FBI Exhibit No. 22. b.](FBI%20Exhbit%20No.%2022%20b..pdf)

Plaintiff’s 2003 patent filing was published by USPTO and made publicly available from 2003 onward. The 2007 patent filing claiming precedence to the 2003 invention disclosure was granted by USPTO in July 2007 five months prior to the publication of the FDA National Food Protection Plan.