# **12 Pa.C.S. § 5305**

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***Pennsylvania Statutes, Annotated by LexisNexis®* > *Pennsylvania Consolidated Statutes (§§ 101 — 9901)* > *Title 12. Commerce and Trade (Pts. I — IX)* > *Part IV. Commercial Protection (Chs. 51 — 57)* > *Chapter 53. Trade Secrets (§§ 5301 — 5308)***

**§ 5305. Attorney fees.**

A court may award reasonable attorney fees, expenses and costs to the prevailing party:

**(1)** if a claim of misappropriation is made in bad faith;

**(2)** a motion to terminate an injunction is made or resisted in bad faith; or

**(3)** willful and malicious misappropriation exists.

**History**

Act 2004-14 (S.B. 152), P.L. 143, § 1, approved Feb. 19, 2004, eff. in 60 days.

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