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Inter Partes Reexamination Filing Data - September 30, 2017

| | | | | | | | | | |
|---|------------|----|------------|-----|------------|-----|------------|-------------|-----|
| 1. Total <i>Inter Partes</i> reexam requests filed from 11/29/99 to 9/16/2012..... | | | | | | | | 1919 | |
| 2. Number of Filings by discipline | | | | | | | | | |
| a. Chemical Operation | | | | | | | | 286 | 15% |
| b. Electrical Operation | | | | | | | | 865 | 45% |
| c. Mechanical Operation | | | | | | | | 489 | 25% |
| d. Design Patents | | | | | | | | 19 | 1% |
| 3. Annual <i>Inter Partes</i> Reexam Filings | | | | | | | | | |
| | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No | |
| | 2000 | 0 | 2004 | 27 | 2008 | 168 | 2012 | 530 | |
| | 2001 | 1 | 2005 | 59 | 2009 | 258 | | | |
| | 2002 | 4 | 2006 | 70 | 2010 | 281 | | | |
| | 2003 | 21 | 2007 | 126 | 2011 | 374 | | | |
| 4. Number known to be in litigation..... | | | | | | | | 1289 | 66% |
| 5. Decisions on requests..... | | | | | | | | | |
| a. No. granted | | | | | | | | 1865 | 96% |
| (1) By examiner | | | | | | | | 1859 | |
| (2) By Director (on petition) | | | | | | | | 6 | |
| b. No. denied | | | | | | | | 82 | 4% |
| (1) By examiner | | | | | | | | 34 | |
| (2) Reexam vacated | | | | | | | | 48 | |
| 6. Overall reexamination pendency (Filing date to certificate issue date) | | | | | | | | | |
| a. Average pendency | | | | | | | | 44.2 (mos.) | |
| b. Median pendency | | | | | | | | 39.6 (mos.) | |
| 7. Total <i>Inter Partes</i> reexamination certificates issued (1999 – present) | | | | | | | | | |
| a. Certificates with all claims confirmed | | | | | | | | 93 | 6% |
| b. Certificates with all claims canceled (or disclaimed) | | | | | | | | 492 | 34% |
| c. Certificates with claims changes | | | | | | | | 877 | 60% |

Inter Partes reexaminations were no longer available after Sept. 16, 2012

Data as of 9/30/2017



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| | | | | | | | | | | | |
|---|------------|----|------------|-----|------------|-----|------------|-----|------|-------------|-----|
| 1. Total <i>Inter Partes</i> reexam requests filed from 11/29/99 to 9/16/2012..... | | | | | | | | | 1919 | | |
| 2. Number of Filings by discipline | | | | | | | | | | | |
| a. Chemical Operation | | | | | | | | | 286 | 15% | |
| b. Electrical Operation | | | | | | | | | 865 | 45% | |
| c. Mechanical Operation | | | | | | | | | 489 | 25% | |
| d. Design Patents | | | | | | | | | 19 | 1% | |
| 3. Annual <i>Inter Partes</i> Reexam Filings | | | | | | | | | | | |
| | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No | | | |
| | 2000 | 0 | 2004 | 27 | 2008 | 168 | 2012 | 530 | | | |
| | 2001 | 1 | 2005 | 59 | 2009 | 258 | | | | | |
| | 2002 | 4 | 2006 | 70 | 2010 | 281 | | | | | |
| | 2003 | 21 | 2007 | 126 | 2011 | 374 | | | | | |
| 4. Number known to be in litigation..... | | | | | | | | | 1289 | 66% | |
| 5. Decisions on requests..... | | | | | | | | | | 1947 | |
| a. No. granted | | | | | | | | | 1865 | 96% | |
| (1) By examiner | | | | | | | | | 1859 | | |
| (2) By Director (on petition) | | | | | | | | | 6 | | |
| b. No. denied | | | | | | | | | 82 | 4% | |
| (1) By examiner | | | | | | | | | 34 | | |
| (2) Reexam vacated | | | | | | | | | 48 | | |
| 6. Overall reexamination pendency (Filing date to certificate issue date) | | | | | | | | | | | |
| a. Average pendency | | | | | | | | | | 39.9 (mos.) | |
| b. Median pendency | | | | | | | | | | 36.4 (mos.) | |
| 7. Total <i>Inter Partes</i> reexamination certificates issued (1999 – present) | | | | | | | | | | 1304 | |
| a. Certificates with all claims confirmed | | | | | | | | | | 89 | 7% |
| b. Certificates with all claims canceled (or disclaimed) | | | | | | | | | | 423 | 32% |
| c. Certificates with claims changes | | | | | | | | | | 792 | 61% |

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Inter Partes Reexamination Filing Data - September 30, 2014

| | | | | | | | | | |
|---|------------|----|------------|-----|------------|-----|------------|-------------|-----|
| 1. Total <i>Inter Partes</i> reexam requests filed from 11/29/99 to 9/16/2012..... | | | | | | | | 1919 | |
| 2. Number of Filings by discipline | | | | | | | | | |
| a. Chemical Operation | | | | | | | | 286 | 15% |
| b. Electrical Operation | | | | | | | | 865 | 45% |
| c. Mechanical Operation | | | | | | | | 489 | 25% |
| d. Design Patents | | | | | | | | 19 | 1% |
| 3. Annual <i>Inter Partes</i> Reexam Filings | | | | | | | | | |
| | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No | |
| | 2000 | 0 | 2004 | 27 | 2008 | 168 | 2012 | 530 | |
| | 2001 | 1 | 2005 | 59 | 2009 | 258 | 2013 | NA | |
| | 2002 | 4 | 2006 | 70 | 2010 | 281 | 2014 | NA | |
| | 2003 | 21 | 2007 | 126 | 2011 | 374 | | | |
| 4. Number known to be in litigation..... | | | | | | | | 1449 | 76% |
| 5. Decisions on requests..... | | | | | | | | | |
| a. No. granted | | | | | | | | 1872 | 93% |
| (1) By examiner | | | | | | | | 1863 | |
| (2) By Director (on petition) | | | | | | | | 9 | |
| b. No. denied | | | | | | | | 133 | 7% |
| (1) By examiner | | | | | | | | 127 | |
| (2) Reexam vacated | | | | | | | | 6 | |
| 6. Overall reexamination pendency (Filing date to certificate issue date) | | | | | | | | | |
| a. Average pendency | | | | | | | | 36.9 (mos.) | |
| b. Median pendency | | | | | | | | 32.7 (mos.) | |
| 7. Total <i>Inter Partes</i> reexamination certificates issued (1999 – present) | | | | | | | | | |
| a. Certificates with all claims confirmed | | | | | | | | 68 | 7% |
| b. Certificates with all claims canceled (or disclaimed) | | | | | | | | 303 | 31% |
| c. Certificates with claims changes | | | | | | | | 593 | 62% |

Inter Partes reexaminations were no longer available after Sept. 16, 2012

Data as of 9/30/2014



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Inter Parte Reexamination Filing Data - September 30, 2013

| | | | | | | | | |
|---|------------|----|------------|-----|------------|-----|------------|-------------|
| 1. Total requests filed since start of <i>Inter Parte</i> reexam on 11/29/99..... | | | | | | | | 1919 |
| 2. Number of Filings by discipline | | | | | | | | |
| a. Chemical Operation | | | | | | | | 286 15% |
| b. Electrical Operation | | | | | | | | 865 45% |
| c. Mechanical Operation | | | | | | | | 489 25% |
| d. Design Patents | | | | | | | | 19 1% |
| 3. Annual <i>Inter Parte</i> Reexam Filings | | | | | | | | |
| | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No |
| | 2000 | 0 | 2004 | 27 | 2008 | 168 | 2012 | 530 |
| | 2001 | 1 | 2005 | 59 | 2009 | 258 | 2013 | NA |
| | 2002 | 4 | 2006 | 70 | 2010 | 281 | | |
| | 2003 | 21 | 2007 | 126 | 2011 | 374 | | |
| 4. Number known to be in litigation..... | | | | | | | | 1449 76% |
| 5. Decisions on requests..... | | | | | | | | 2005 |
| a. No. granted | | | | | | | | 1872 93% |
| (1) By examiner | | | | | | | | 1863 |
| (2) By Director (on petition) | | | | | | | | 9 |
| b. No. denied | | | | | | | | 133 7% |
| (1) By examiner | | | | | | | | 127 |
| (2) Reexam vacated | | | | | | | | 6 |
| 6. Overall reexamination pendency (Filing date to certificate issue date) | | | | | | | | |
| a. Average pendency | | | | | | | | 36 (mos.) |
| b. Median pendency | | | | | | | | 31.8 (mos.) |
| 7. Total ex parte reexamination certificates issued (1999 – present) | | | | | | | | 696 |
| a. Certificates with all claims confirmed | | | | | | | | 53 8% |
| b. Certificates with all claims canceled (or disclaimed) | | | | | | | | 219 31% |
| c. Certificates with claims changes | | | | | | | | 424 61% |

1 Total decisions on requests does not include requests that have been vacated or are pending.
 updated as of 11/22/13



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Inter Partes Reexamination Filing Data - September 30, 2012

| | | | | | | | | | |
|---|------------|----|------------|-----|------------|-----|------------|-------------|-----|
| 1. Total requests filed since start of <i>inter partes</i> reexam on 11/29/99..... | | | | | | | | 1919 | |
| 2. Number of Filings by dicipline | | | | | | | | | |
| a. Chemical Operation | | | | | | | | 350 | 18% |
| b. Electrical Operation | | | | | | | | 985 | 51% |
| c. Mechanical Operation | | | | | | | | 564 | 29% |
| d. Design Patents | | | | | | | | 20 | 1% |
| 3. Annual <i>Inter Partes</i> Reexam Filings | | | | | | | | | |
| | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No | Fiscal Yr. | No | |
| | 2000 | 0 | 2004 | 27 | 2008 | 168 | 2012 | 530 | |
| | 2001 | 1 | 2005 | 59 | 2009 | 258 | | | |
| | 2002 | 4 | 2006 | 70 | 2010 | 281 | | | |
| | 2003 | 21 | 2007 | 126 | 2011 | 374 | | | |
| 4. Number known to be in litigation..... | | | | | | | | 1272 | 66% |
| 5. Decisions on requests..... | | | | | | | | | |
| a. No. granted..... | | | | | | | | 1682 | 94% |
| (1) By examiner | | | | | | | | 1673 | |
| (2) By Director (on petition) | | | | | | | | 9 | |
| b. No. denied..... | | | | | | | | 107 | 6% |
| (1) By examiner | | | | | | | | 101 | |
| (2) Reexam vacated | | | | | | | | 6 | |
| 6. Overall reexamination pendency (Filing date to certificate issue date) | | | | | | | | | |
| a. Average pendency | | | | | | | | 39.5 (mos.) | |
| b. Median pendency | | | | | | | | 34.1 (mos.) | |
| 7. Total <i>Inter partes</i> reexamination certificates issued (1999 – present) | | | | | | | | | |
| a. Certificates with all claims confirmed | | | | | | | | 44 | 12% |
| b. Certificates with all claims canceled (or disclaimed) | | | | | | | | 169 | 45% |
| c. Certificates with claims changes | | | | | | | | 160 | 43% |



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Inter Partes Reexamination Filing Data – September 30, 2011

| | | | |
|----|---|-------------------|------|
| 1. | Total requests filed since start of <i>inter partes</i> reexam on 11/29/99..... | 1389 ¹ | |
| 2. | Number of filings by discipline | | |
| | a. Chemical Operation | 250 | 18% |
| | b. Electrical Operation | 722 | 52% |
| | c. Mechanical Operation | 401 | 29% |
| | d. Design Patents | 16 | 1% |
| 3. | Annual Reexam Filings | | |
| | <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> | | |
| | 2000 0 2003 21 2006 70 2009 258 | | |
| | 2001 1 2004 27 2007 126 2010 281 | | |
| | 2002 4 2005 59 2008 168 2011 374 | | |
| 4. | Number known to be in litigation..... | 974..... | 70% |
| 5. | Decisions on requests | | 1246 |
| | a. No. granted | 1187..... | 95% |
| | (1) By examiner | 1178 | |
| | (2) By Director (on petition) | 9 | |
| | b. No. not granted | 59..... | 5% |
| | (1) By examiner | 54 | |
| | (2) Reexam vacated | 5 | |
| 6. | Overall reexamination pendency (Filing date to certificate issue date) | | |
| | a. Average pendency | 36.2 (mos.) | |
| | b. Median pendency | 32.9 (mos.) | |
| 7. | Total <i>inter partes</i> reexamination certificates issued (1999 - present) | | 305 |
| | a. Certificates with all claims confirmed | 35 | 11% |
| | b. Certificates with all claims canceled (or disclaimed) | 133 | 44% |
| | c. Certificates with claims changes | 137 | 45% |

¹Of the requests received in FY 2011, 3 requests have not yet been accorded a filing date, and 5 requests have had preprocessing terminated, for failure to comply with the requirements of 37 CFR 1.915. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).



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Inter Partes Reexamination Filing Data – September 30, 2010

| | | | |
|----|---|-------------------|-------------|
| 1. | Total requests filed since start of <i>inter partes</i> reexam on 11/29/99..... | 1015 ¹ | |
| 2. | Number of filings by discipline | | |
| | a. Chemical Operation | 193 | 19% |
| | b. Electrical Operation | 506 | 50% |
| | c. Mechanical Operation | 304 | 30% |
| | d. Design Patents | 12 | 1% |
| 3. | Annual Reexam Filings | | |
| | <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> | | |
| | 2000 0 2003 21 2006 70 2009 258 | | |
| | 2001 1 2004 27 2007 126 2010 281 | | |
| | 2002 4 2005 59 2008 168 | | |
| 4. | Number known to be in litigation..... | 694..... | 68% |
| 5. | Decisions on requests | | 881 |
| | a. No. granted..... | 843..... | 96% |
| | (1) By examiner | 841 | |
| | (2) By Director (on petition) | 2 | |
| | b. No. not granted..... | 38..... | 4% |
| | (1) By examiner | 34 | |
| | (2) Reexam vacated | 4 | |
| 6. | Overall reexamination pendency (Filing date to certificate issue date) | | |
| | a. Average pendency | | 36.1 (mos.) |
| | b. Median pendency | | 31.4 (mos.) |
| 7. | Total <i>inter partes</i> reexamination certificates issued (1999 - present) | | 192 |
| | a. Certificates with all claims confirmed | 20 | 11% |
| | b. Certificates with all claims canceled (or disclaimed) | 91 | 47% |
| | c. Certificates with claims changes | 81 | 42% |

¹Of the requests received in FY 2010, 4 requests have not yet been accorded a filing date, and 24 requests have had preprocessing terminated, for failure to comply with the requirements of 37 CFR 1.915. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).



Inter Partes Reexamination Filing Data - September 30, 2009

| | | | |
|----|---|------------------|-----|
| 1. | Total requests filed since start of <i>inter partes</i> reexam on 11/29/99..... | 734 ¹ | |
| 2. | Number of filings by discipline | | |
| | a. Chemical Operation | 148 | 20% |
| | b. Electrical Operation | 332 | 45% |
| | c. Mechanical Operation | 243 | 33% |
| | d. Design Patents | 11 | 2% |
| 3. | Annual Reexam Filings | | |
| | <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> | | |
| | 2000 0 2003 21 2006 70 2009 258 | | |
| | 2001 1 2004 27 2007 126 | | |
| | 2002 4 2005 59 2008 168 | | |
| 4. | Number known to be in litigation..... | 498 | 68% |
| 5. | Decisions on requests | 650 | |
| | a. No. granted..... | 619 | 95% |
| | (1) By examiner | 618 | |
| | (2) By Director (on petition) | 1 | |
| | b. No. not granted..... | 31 | 5% |
| | (1) By examiner | 27 | |
| | (2) Reexam vacated | 4 | |
| 6. | Overall reexamination pendency (Filing date to certificate issue date) | | |
| | a. Average pendency | 35.8 (mos.) | |
| | b. Median pendency | 32.4 (mos.) | |
| 7. | Total <i>inter partes</i> reexamination certificates issued (1999 - present) | 105 | |
| | a. Certificates with all claims confirmed | 6 | 6% |
| | b. Certificates with all claims canceled (or disclaimed) | 57 | 54% |
| | c. Certificates with claims changes | 42 | 40% |

¹Of the requests received in FY 2009, 4 requests have not yet been accorded a filing date, and 15 requests have had preprocessing terminated, for failure to comply with the requirements of 37 CFR 1.915. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).



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Inter Partes Reexamination Filing Data - September 30, 2008

Table with 7 main categories: 1. Total requests filed since start of inter partes reexam on 11/29/99 (476); 2. Number of filings by discipline (Chemical, Electrical, Mechanical, Design); 3. Annual Reexam Filings (table with columns for Fiscal Yr. and No. for years 2000-2008); 4. Number known to be in litigation (278, 58%); 5. Decisions on requests (420 total, 95% granted, 5% not granted); 6. Overall reexamination pendency (Average: 32.6 mos., Median: 30.8 mos.); 7. Total inter partes reexamination certificates issued (33 total, 12% confirmed, 67% canceled, 21% changes).

1Of the requests received in FY 2008, 7 requests have not yet been accorded a filing date, and 7 requests had preprocessing terminated, for failure to comply with the requirements of 37 CFR 1.915. See Clarification of Filing Date Requirements for Ex Parte and Inter Partes Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).