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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 dicipline								
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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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

Table with 7 main categories: 1. Total requests filed since start of inter partes reexam on 11/29/99 (1389); 2. Number of filings by discipline (Chemical, Electrical, Mechanical, Design); 3. Annual Reexam Filings (table with columns for Fiscal Yr. and No. from 2000-2011); 4. Number known to be in litigation (974, 70%); 5. Decisions on requests (1246 total, 95% granted, 5% not granted); 6. Overall reexamination pendency (Average: 36.2 mos., Median: 32.9 mos.); 7. Total inter partes reexamination certificates issued (305 total).

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).



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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); 6. Overall reexamination pendency (Average: 32.6 mos., Median: 30.8 mos.); 7. Total inter partes reexamination certificates issued (1999-present) (33 total).

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).