

**UNITED STATES
PATENT AND TRADEMARK OFFICE**



Patent Public Advisory Committee
Quarterly Meeting

Patent Trial and Appeal Board Update

David Ruschke

Chief Judge, Patent Trial and Appeal Board

Scott R. Boalick

Deputy Chief Judge, Patent Trial and Appeal Board

March 2, 2017

UNITED STATES
PATENT AND TRADEMARK OFFICE

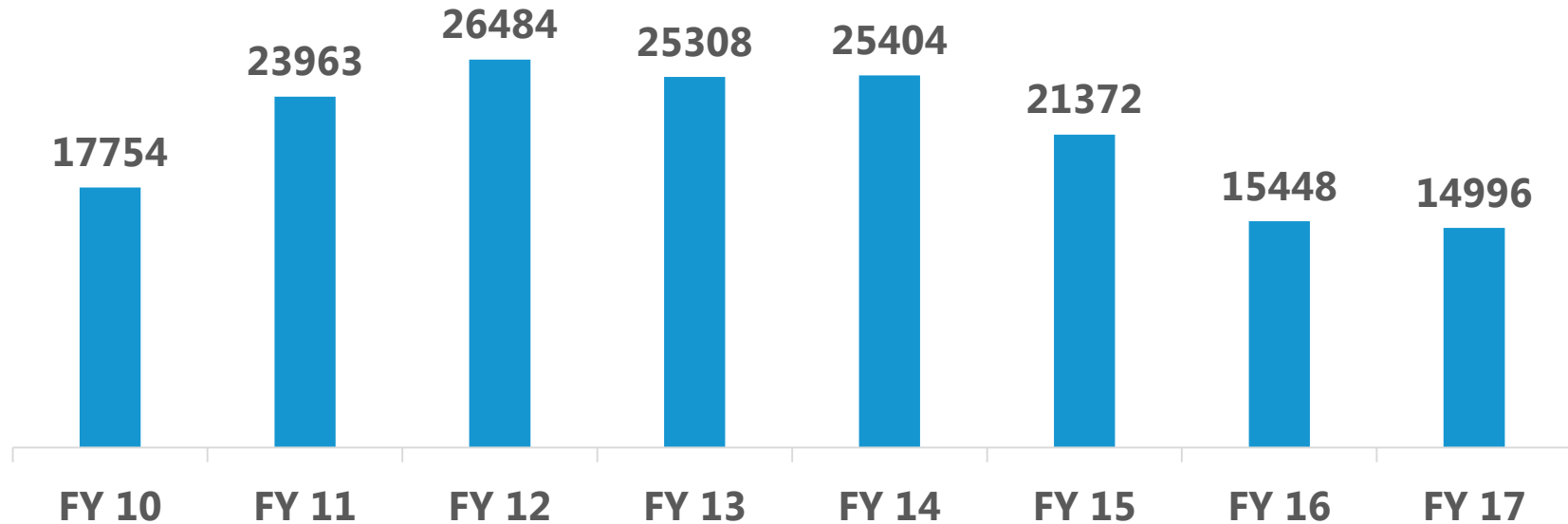


Ex Parte Appeals

APPEAL STATISTICS

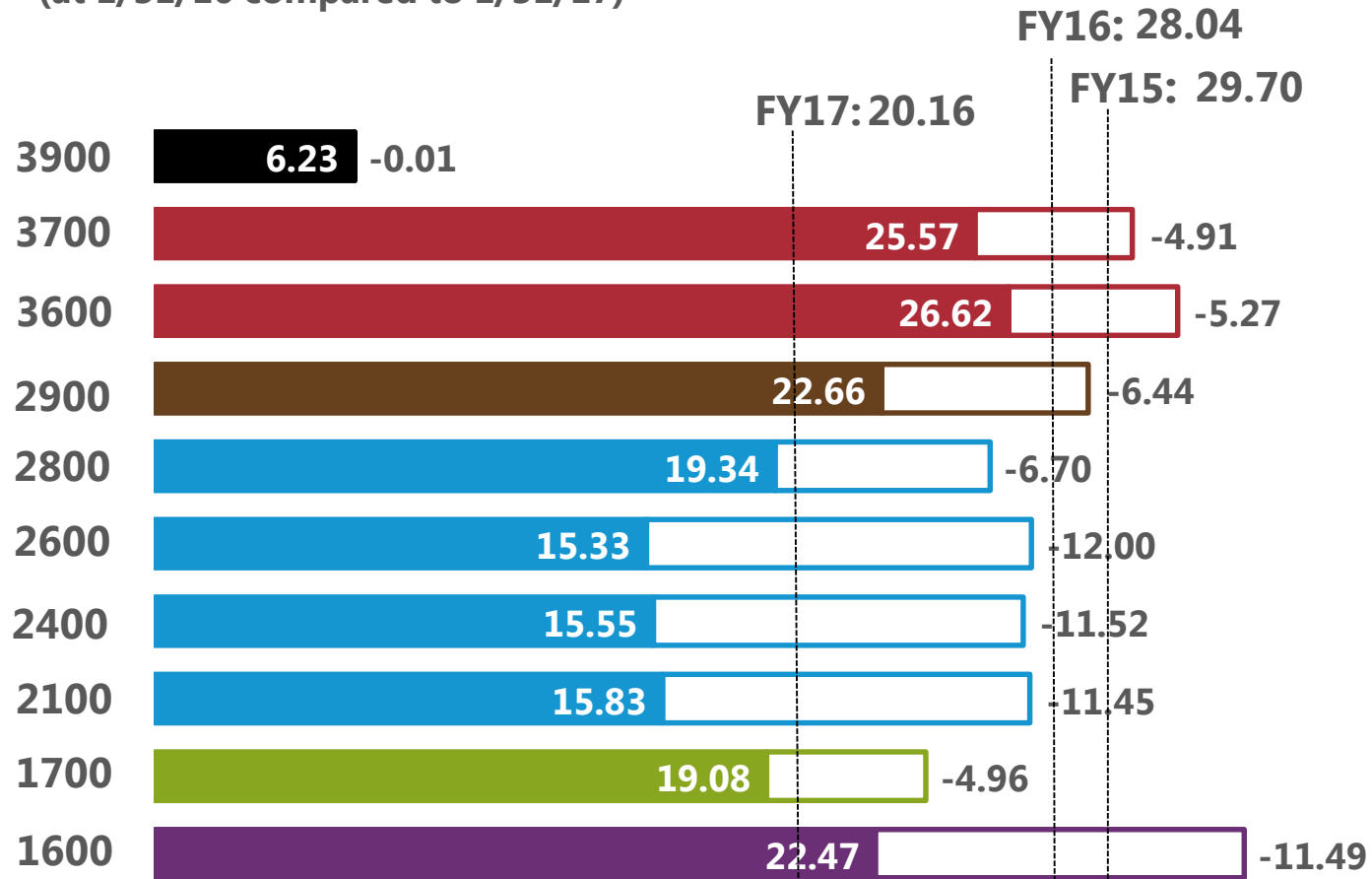
Pending Ex Parte Appeals (excluding appeals from reexamination proceedings)

(FY10 to FY17: 10/1/09 to 1/31/17)



Pendency of Decided Appeals by Technology Center in FY16 and FY17 in Months

(at 1/31/16 compared to 1/31/17)



Pendency measured from appeal number assignment date to decision by the Board.

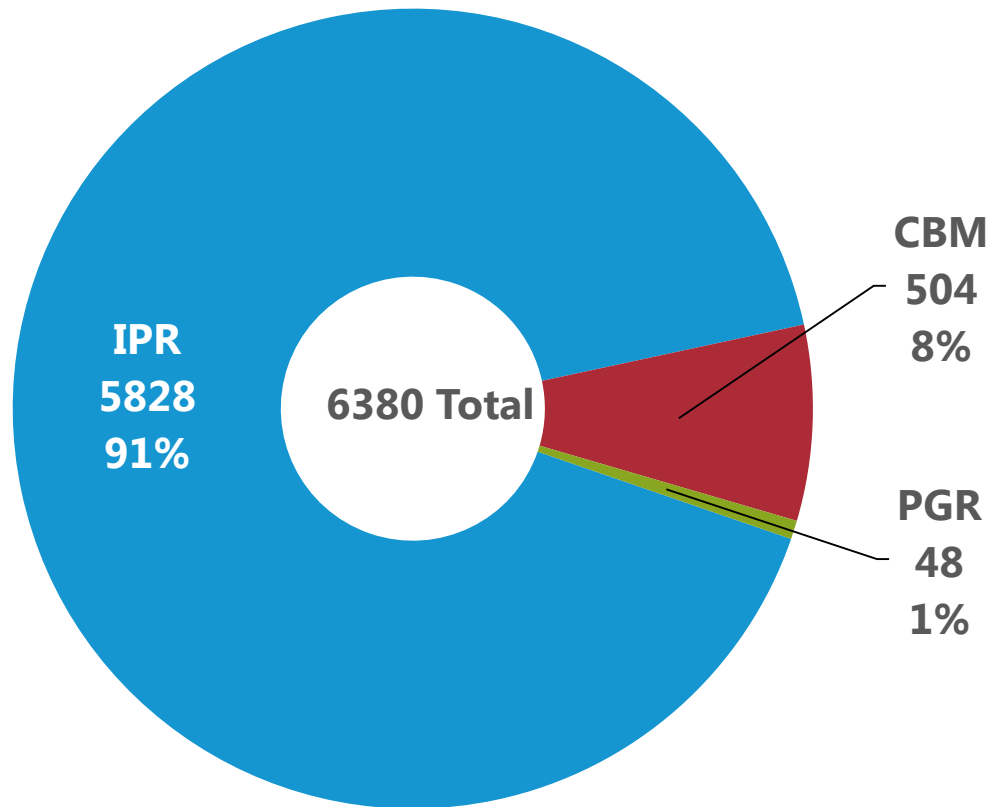


Post-Grant Proceedings

TRIAL STATISTICS

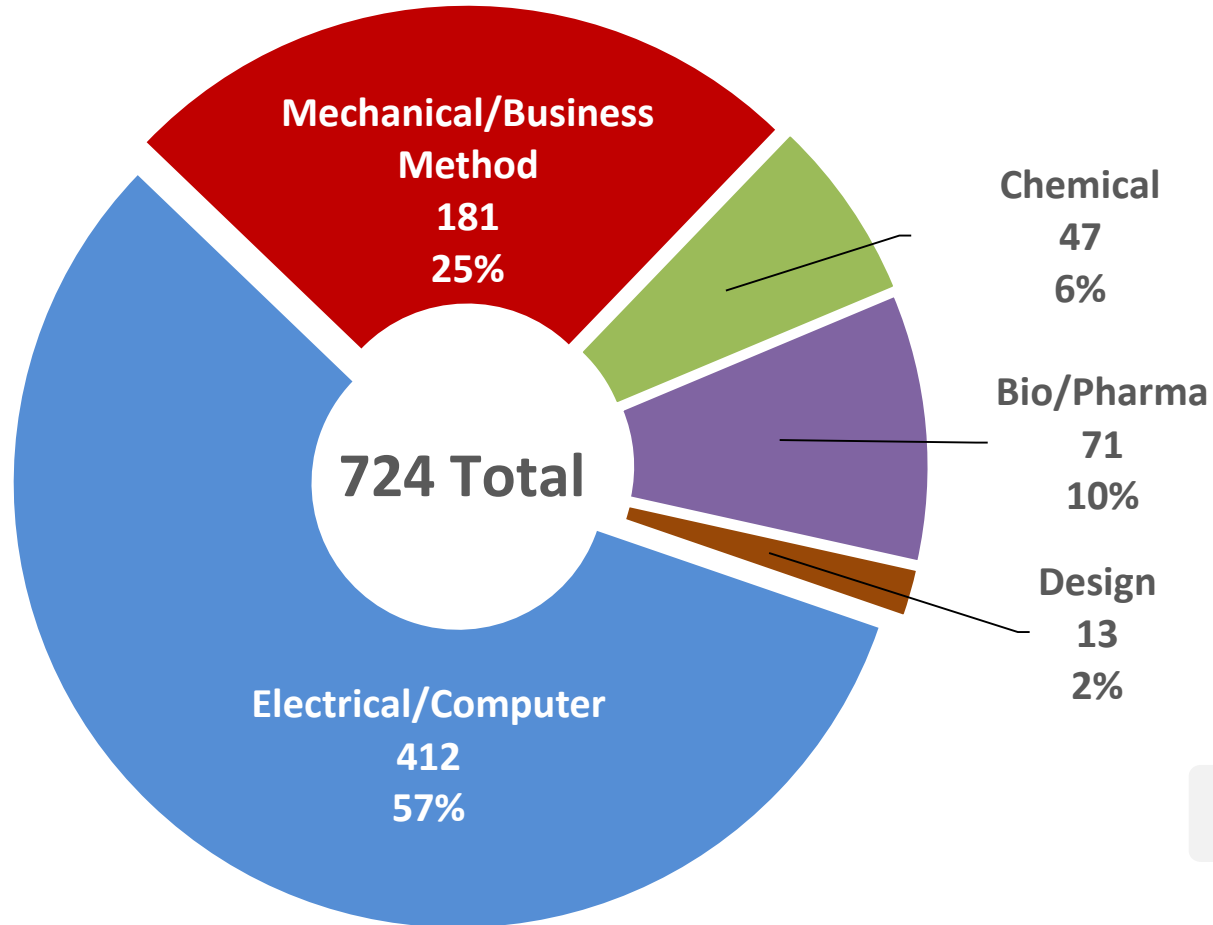
Total AIA Petitions by Trial Type

(All Time: 9/16/12 to 1/31/17)



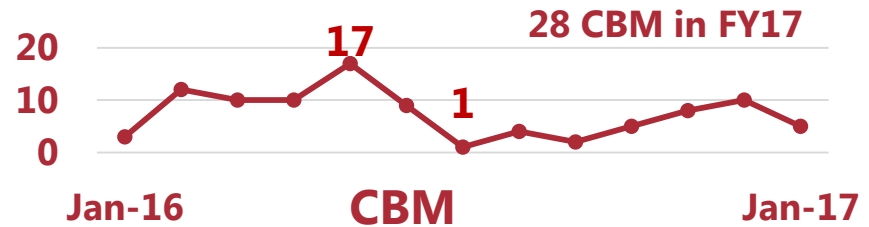
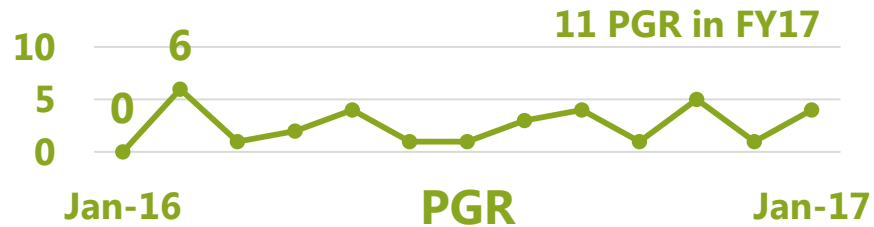
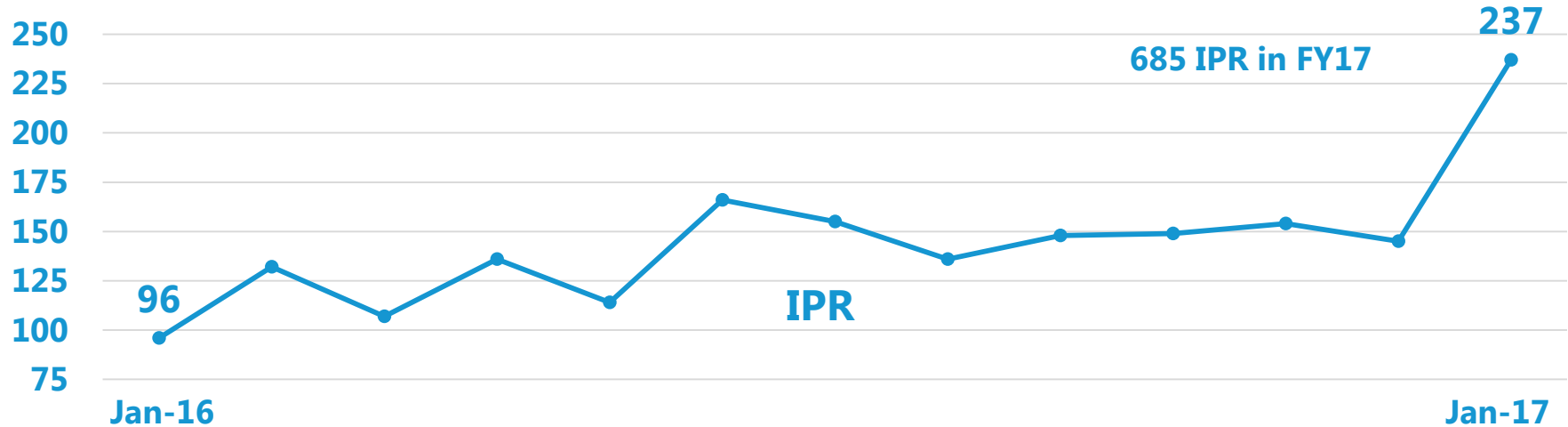
Total Petitions Filed by Technology in FY17

(FY17: 10/1/16 to 1/31/17)



Petitions Filed by Month

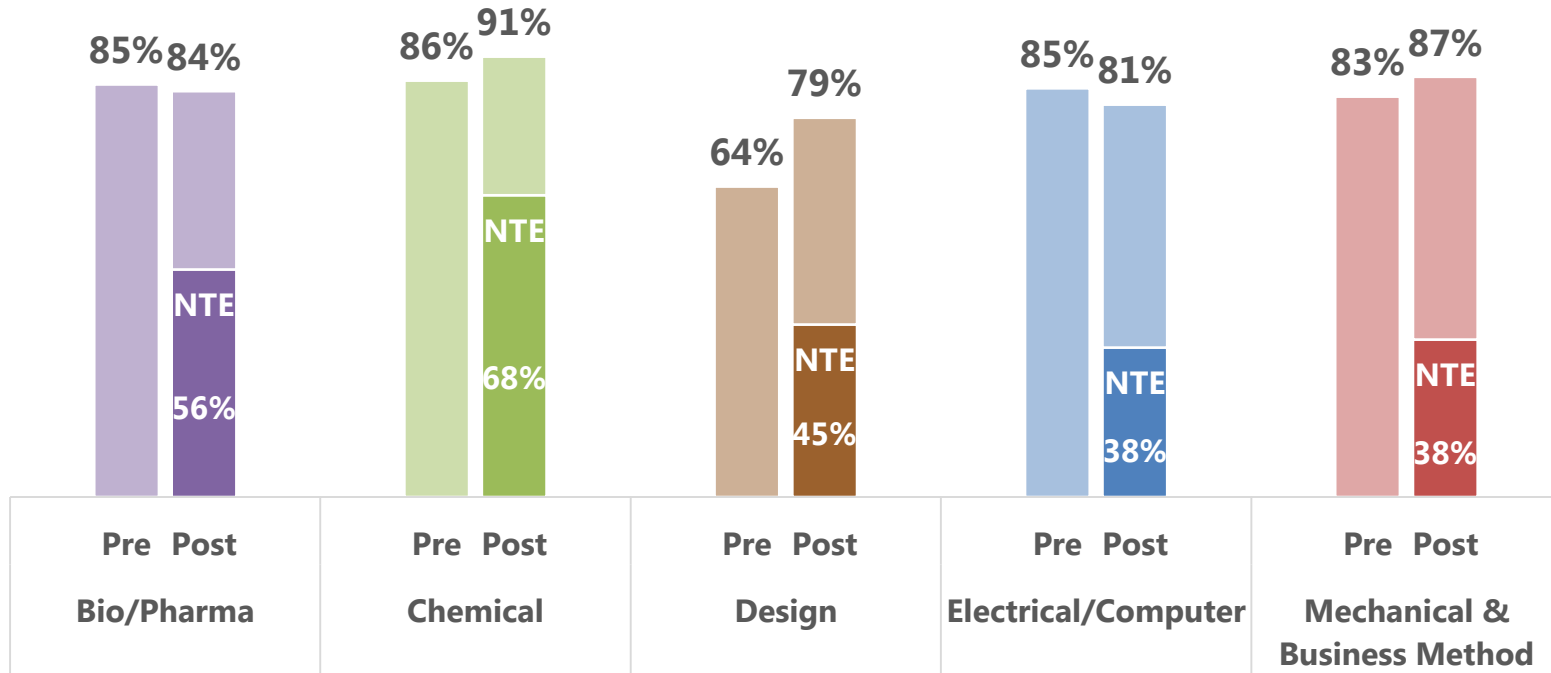
(Jan. 2017 & Previous 12 Months: 1/1/16 to 1/31/17)



Preliminary Response Rates in All Trial Types

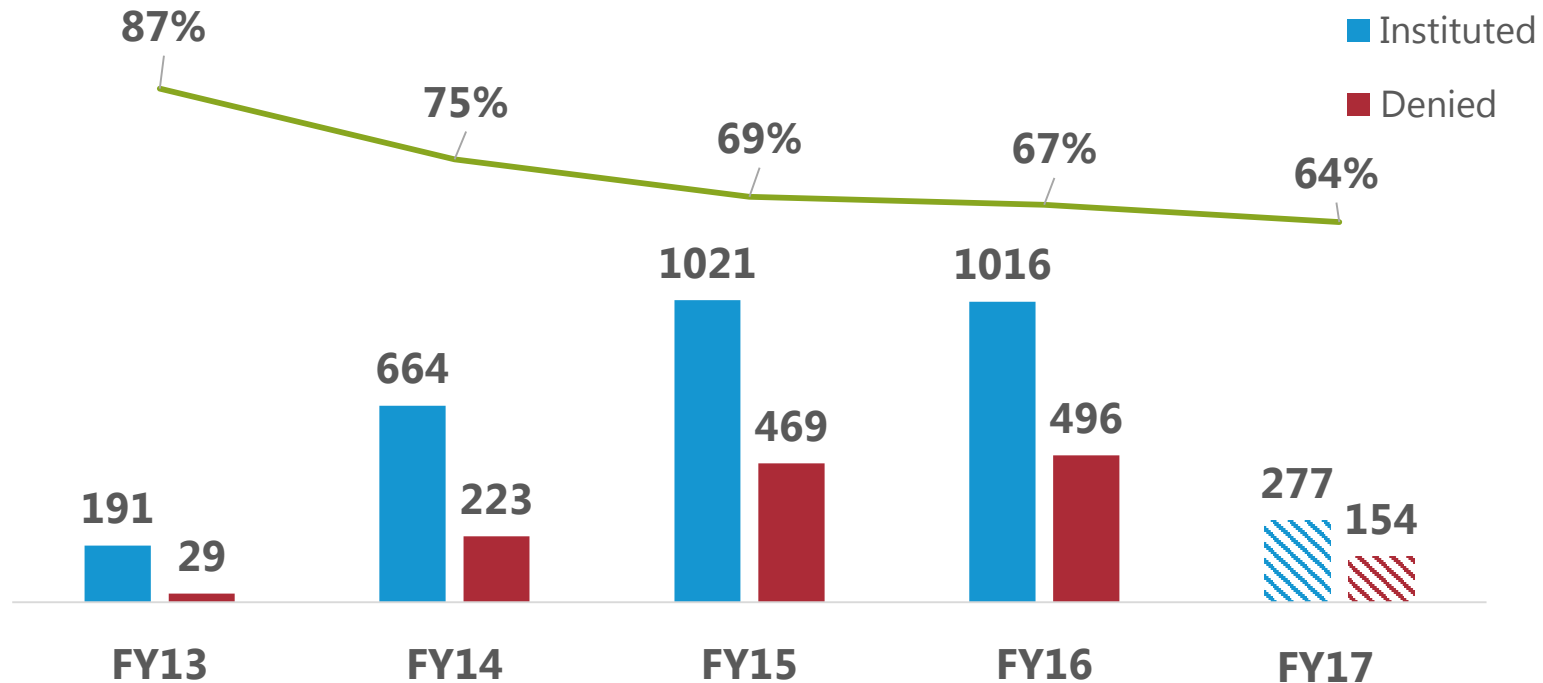
Pre- and Post-Rule To Allow New Testimonial Evidence (NTE)

(All Time: 9/16/12 to 1/31/17)



Institution Rates in All Trial Types

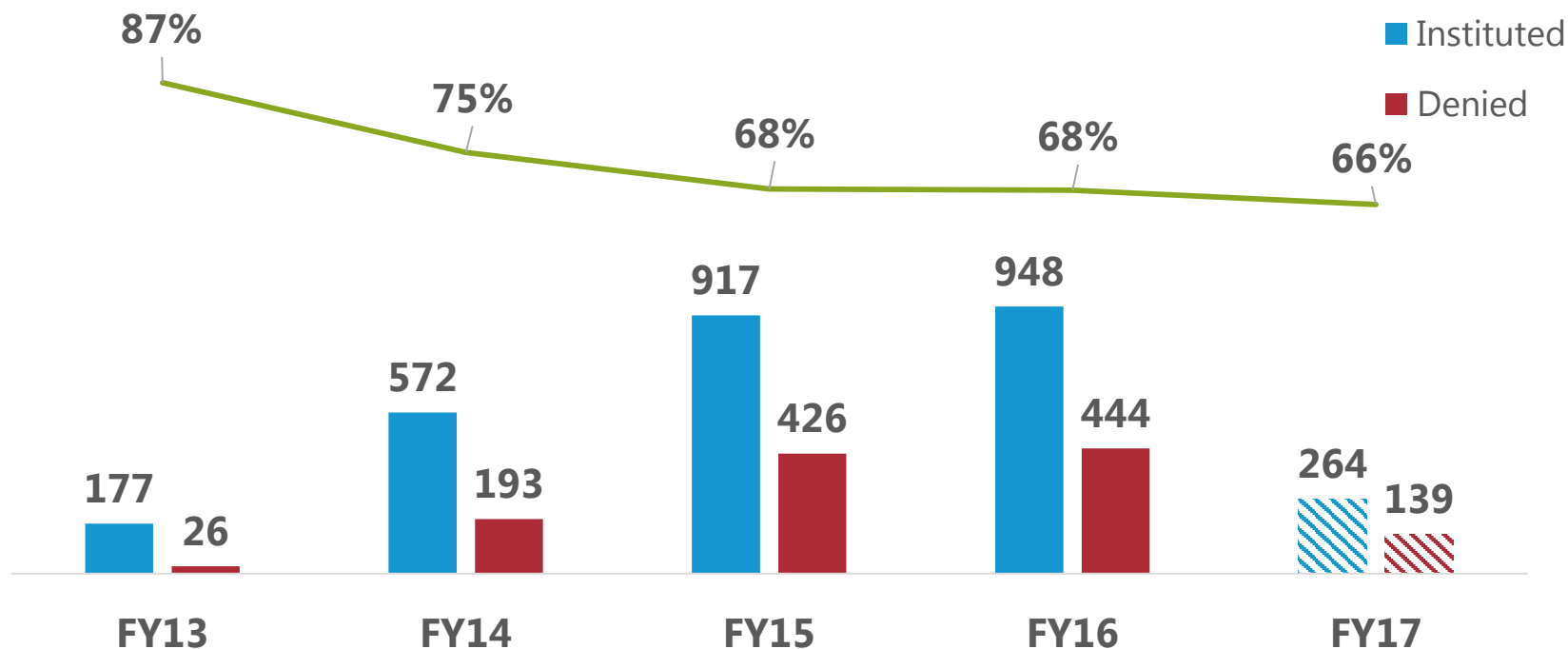
(FY13 to FY17: 10/1/12 to 1/31/17)



Institution rate is calculated by dividing total institutions by total decisions on institution.

Institution Rates in IPRs

(FY13 to FY17: 10/1/12 to 1/31/17)

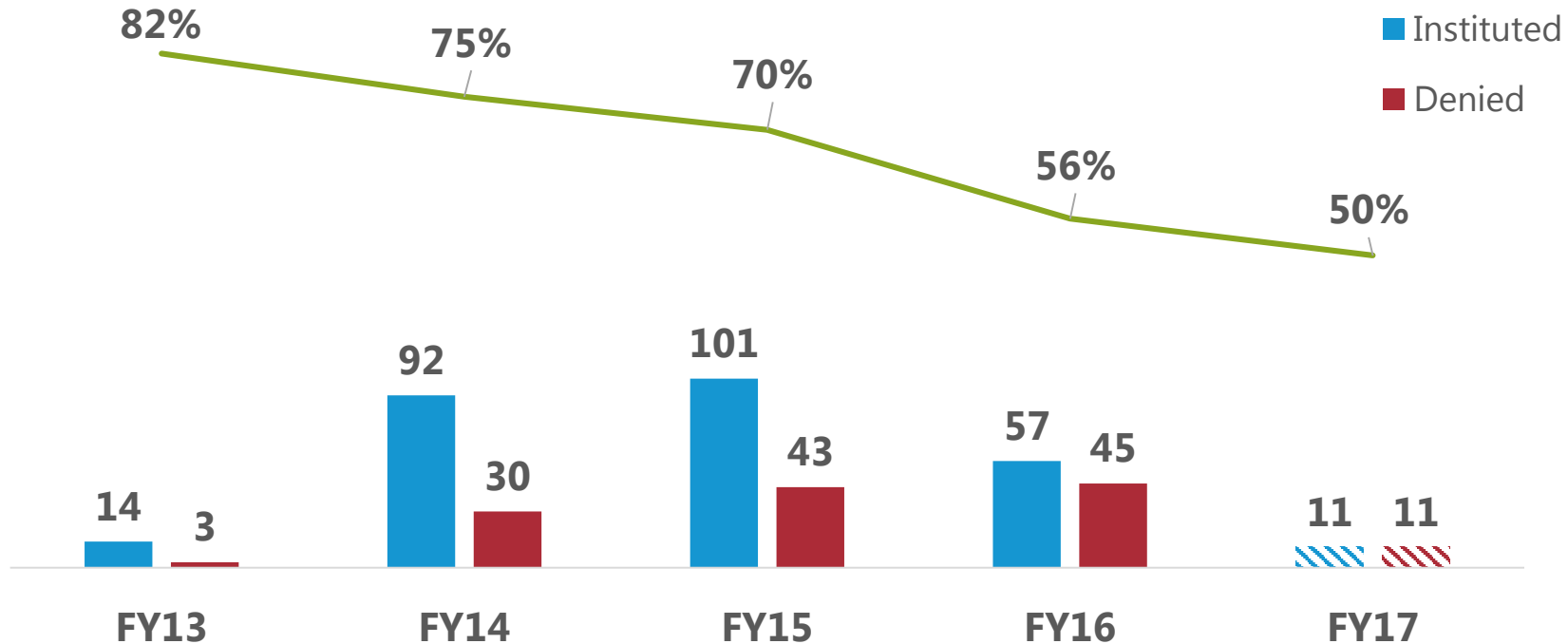


Institution rate is calculated by dividing total institutions by total decisions on institution.



Institution Rates in CBMs

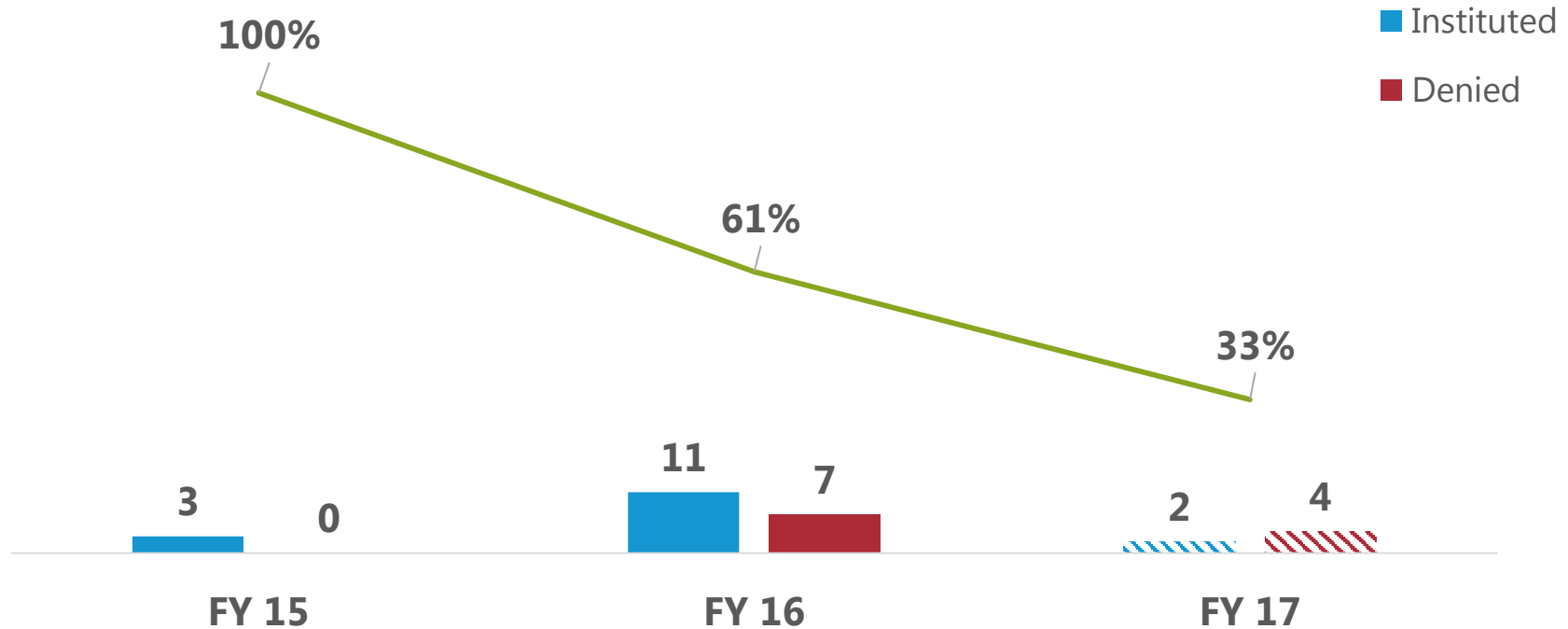
(FY13 to FY17: 10/1/12 to 1/31/17)



Institution rate is calculated by dividing total institutions by total decisions on institution.

Institution Rates in PGRs

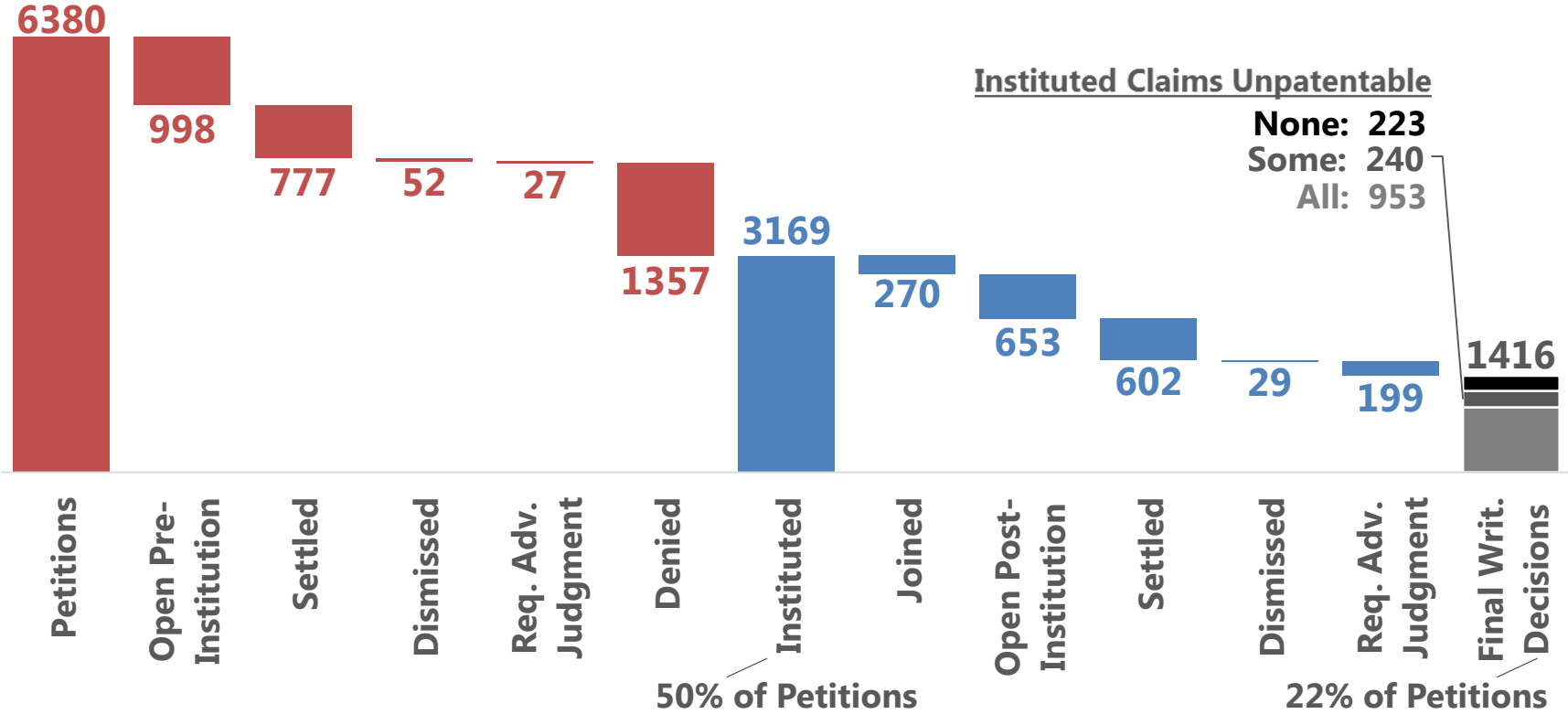
(FY13 to FY17: 10/1/12 to 1/31/17)



Institution rate is calculated by dividing total institutions by total decisions on institution.

Status of Petitions in All Trial Types

(All Time: 9/16/12 to 1/31/17)



Questions and Comments

David Ruschke

Chief Judge, Patent Trial and Appeal Board

(571) 272-9797

Nathan.Kelley@USPTO.GOV

Scott R. Boalick

Deputy Chief Judge, Patent Trial and Appeal Board

(571) 272-8138

Scott.Boalick@USPTO.GOV

uspto

