

Prior Art Statutory Compliance Metrics

		All Reviews		Non-Final		Final		Allowance	
		Count	Column N %	Count	Column N %	Count	Column N %	Count	Column N %
Quality Metric Category: Prior Art	Compliant	3527	88.4%	2670	86.2%	142	87.7%	715	98.3%
	Not Compliant	461	11.6%	429	13.8%	20	12.3%	12	1.7%
	Total	3988		3099		162		727	
Quality Metric Category: 35 USC 102	Compliant	3823	95.9%	2948	95.1%	156	96.3%	719	98.9%
	Not Compliant	165	4.1%	151	4.9%	6	3.7%	8	1.1%
	All Reviews	3988		3099		162		727	
Quality Metric Category: 35 USC 103	Compliant	3606	90.4%	2739	88.4%	145	89.5%	722	99.3%
	Not Compliant	382	9.6%	360	11.6%	17	10.5%	5	.7%
	All Reviews	3988		3099		162		727	

The Office's Prior Art Statutory Compliance metrics are based on reviews assessing patentability under 35 USC 102 and 103, where the reviews were conducted by OPQA on every Office action type from all technologies. The number of instances of non-compliance under the overall metric will not necessarily be the sum of the number of instances of non-compliance under each of the breakdowns because a single case that is non-compliant with respect to both 35 USC 102 and 35 USC 103 will be counted only as a single instance of non-compliance in the overall metric.