

**UNITED STATES
PATENT AND TRADEMARK OFFICE**



PTAB Trial Statistics FY22 Q1 Outcome Roundup IPR, PGR

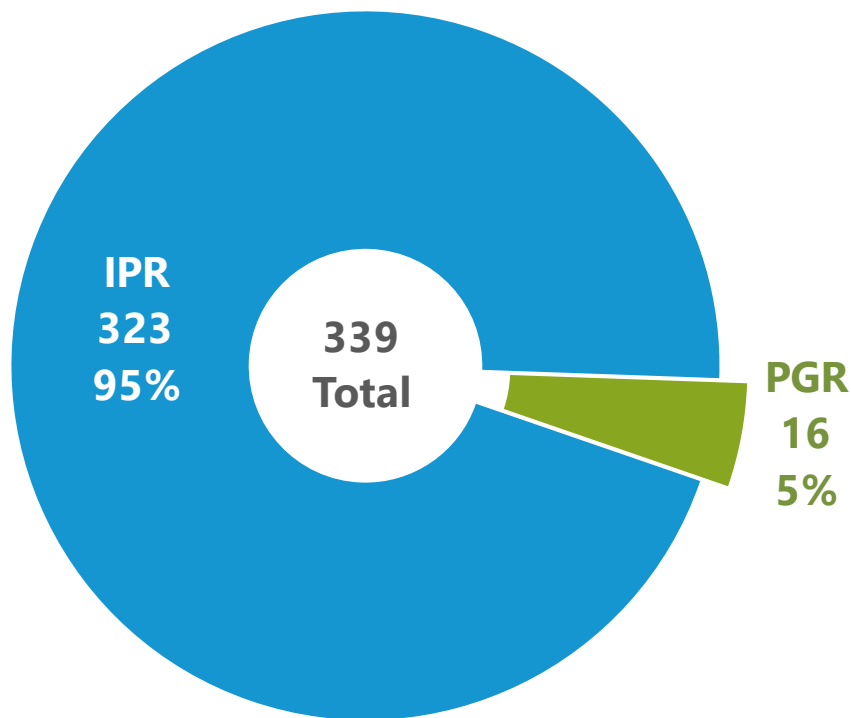
Patent Trial and Appeal Board
Fiscal Year 2022 1st Quarter

UNITED STATES
PATENT AND TRADEMARK OFFICE



Petitions filed by trial type

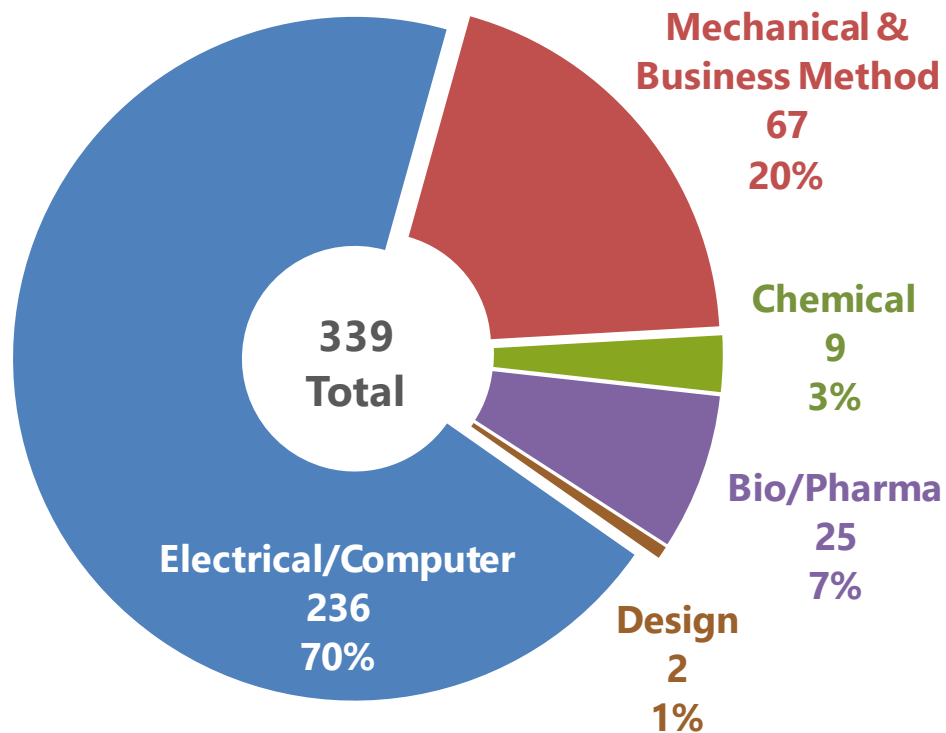
(FY22 through Q1: Oct. 1, 2021 to Dec. 31, 2021)



Trial types include Inter Partes Review (IPR) and Post Grant Review (PGR).

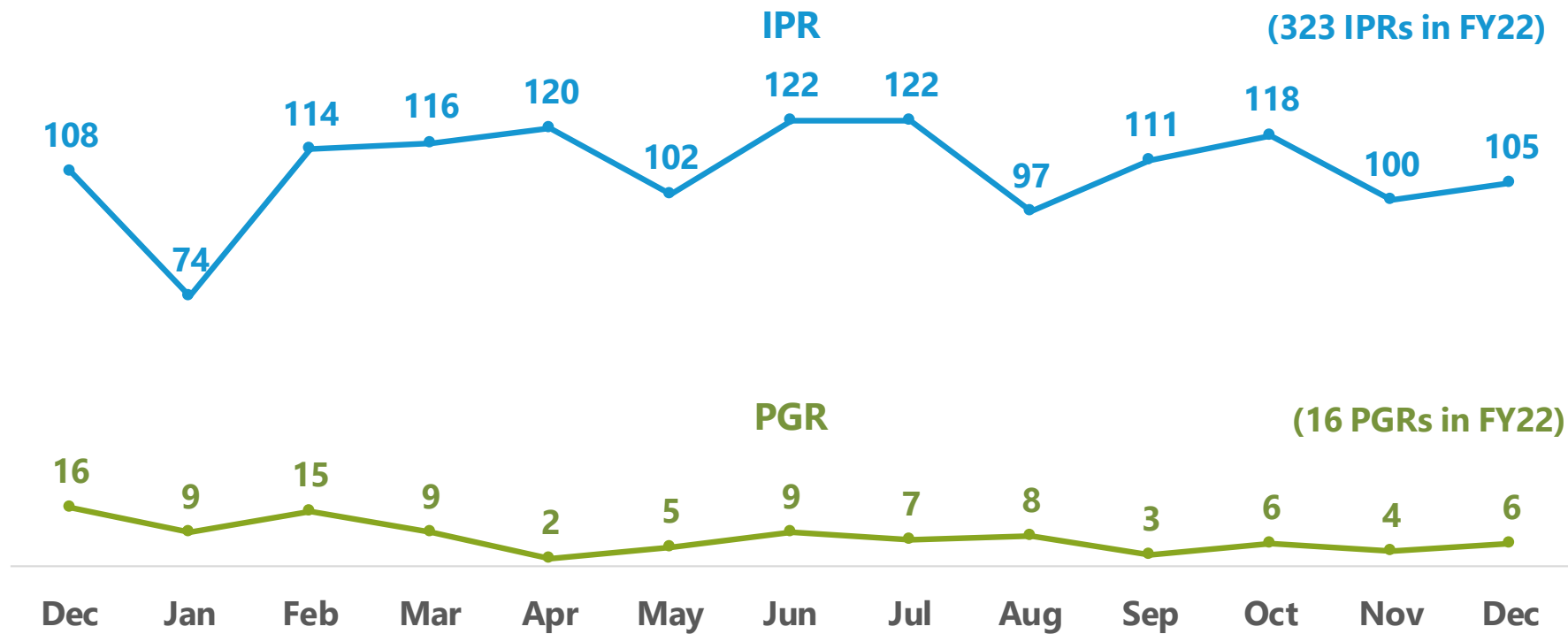
Petitions filed by technology

(FY22 through Q1: Oct. 1, 2021 to Dec. 31, 2021)



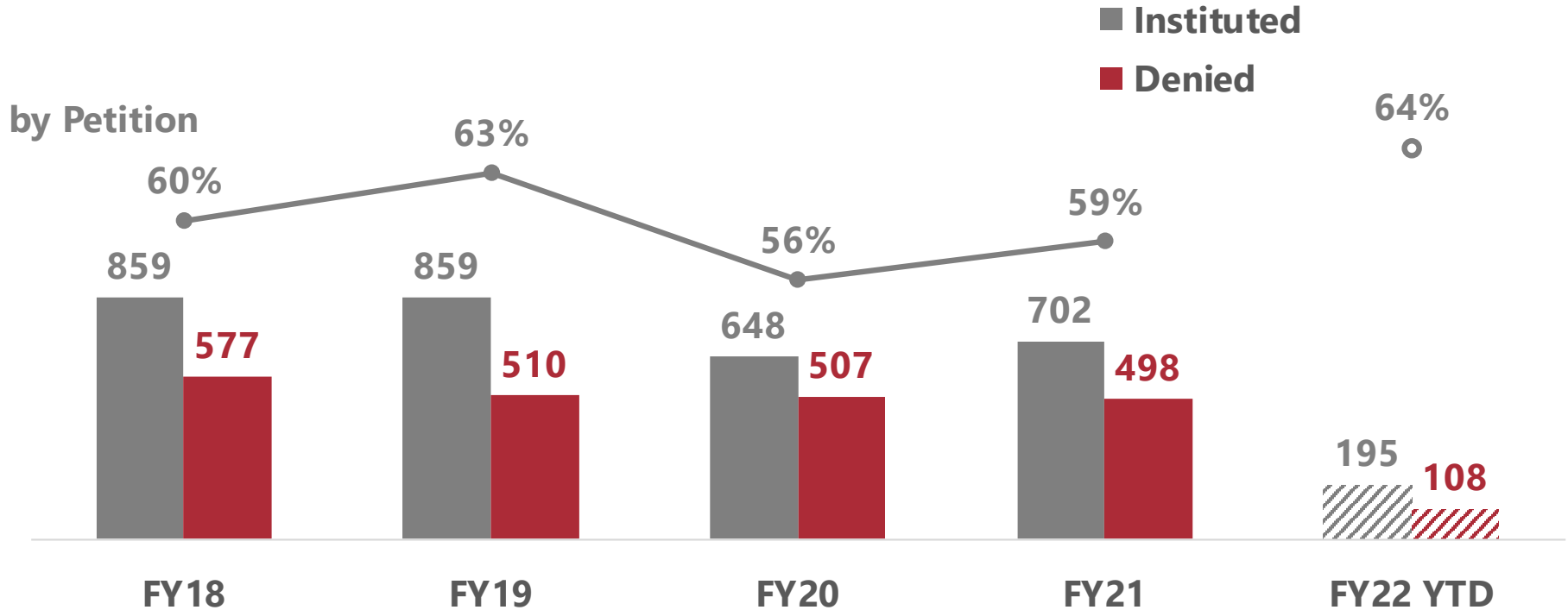
Petitions filed by month

(Dec. 2021 and Previous 12 Months: Dec. 1, 2020 to Dec. 31, 2021)



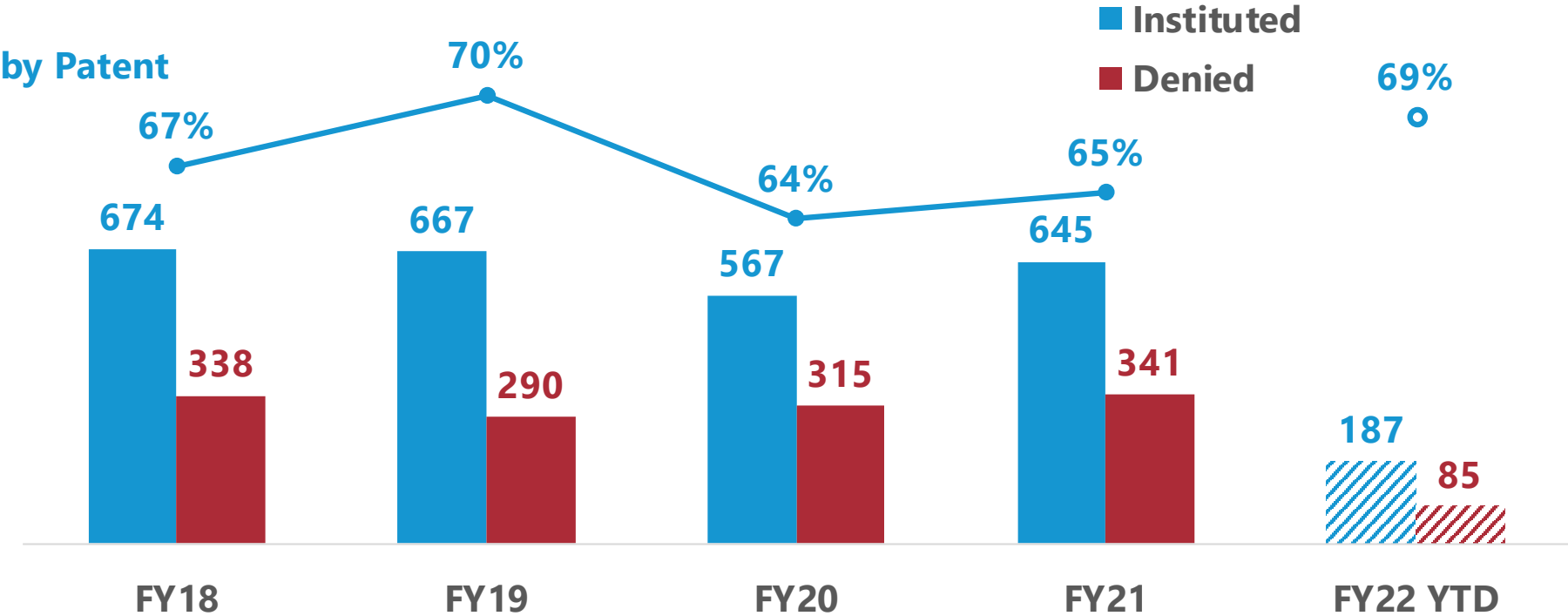
Institution rates by petition

(FY18 to FY22 through Q1: Oct. 1, 2017 to Dec. 31, 2021)



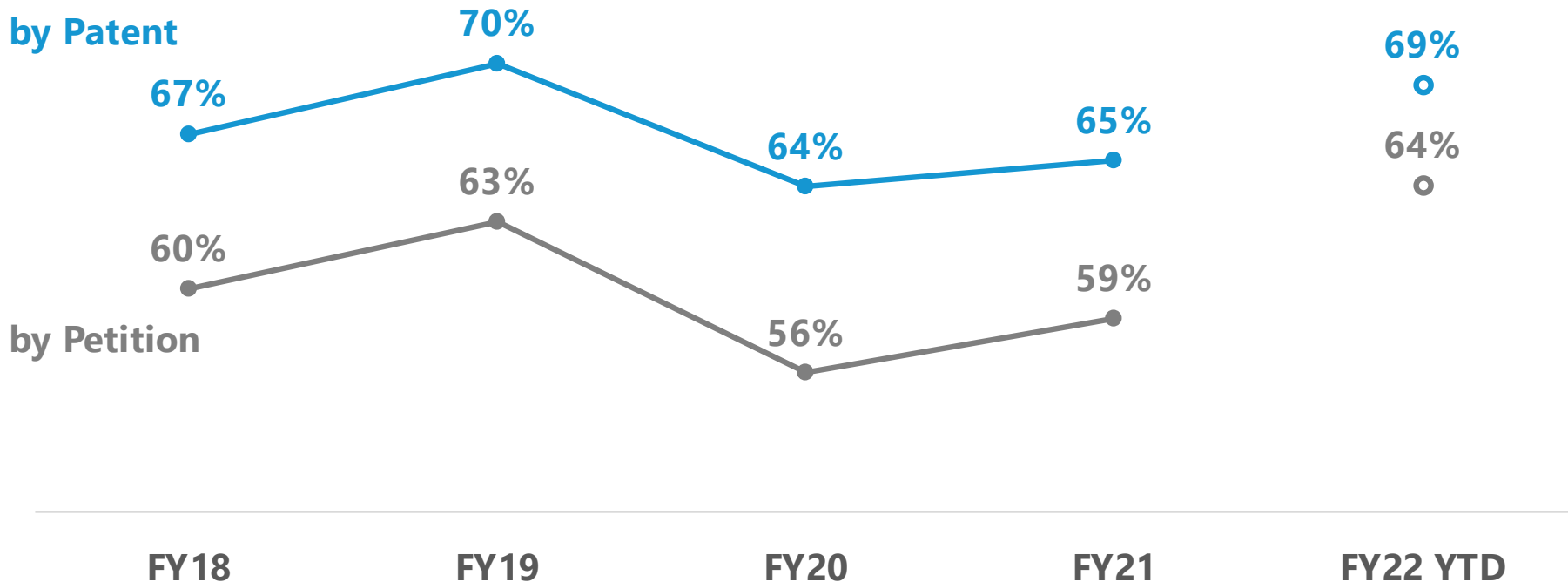
Institution rates by patent

(FY18 to FY22 through Q1: Oct. 1, 2017 to Dec. 31, 2021)



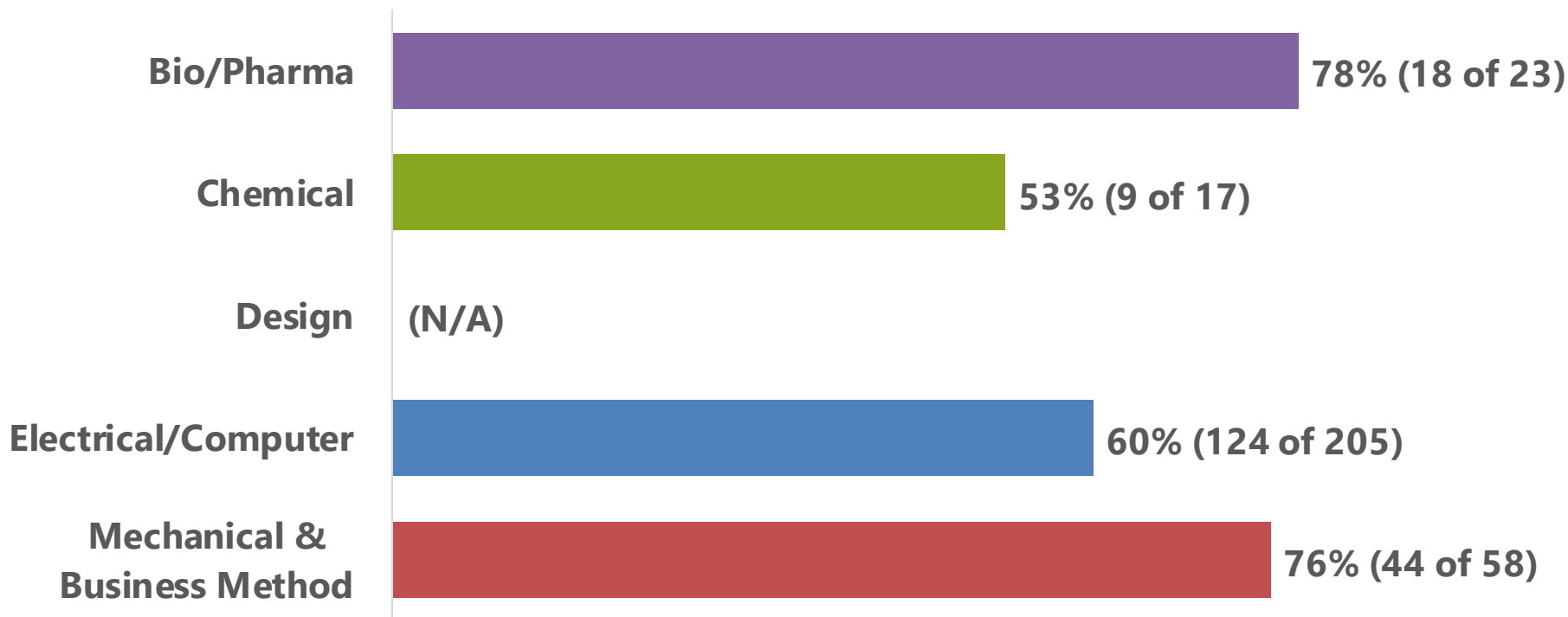
Institution rates by patent and by petition

(FY18 to FY22 through Q1: Oct. 1, 2017 to Dec. 31, 2021)



Institution rates by technology

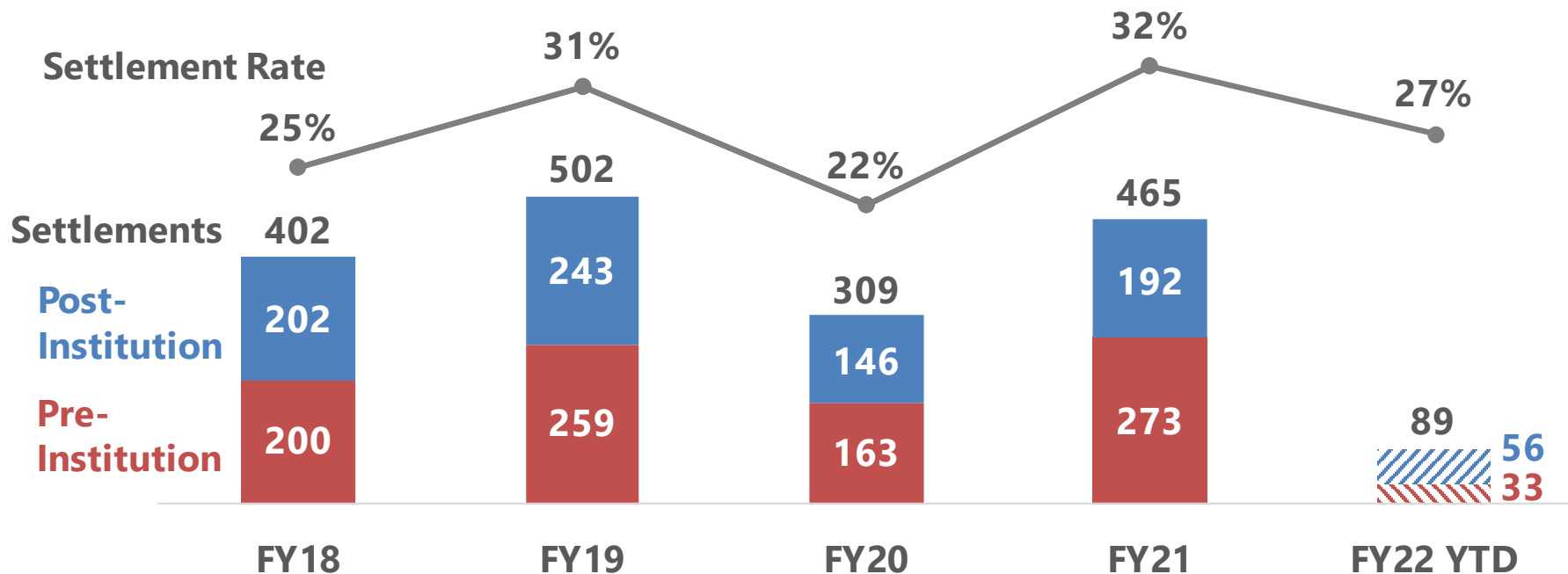
(FY22 through Q1: Oct. 1, 2021 to Dec. 31, 2021)



Institution rate for each technology is calculated by dividing petitions instituted by decisions on institution (i.e., petitions instituted plus petitions denied). The outcomes of decisions on institution responsive to requests for rehearing are excluded.

Settlements

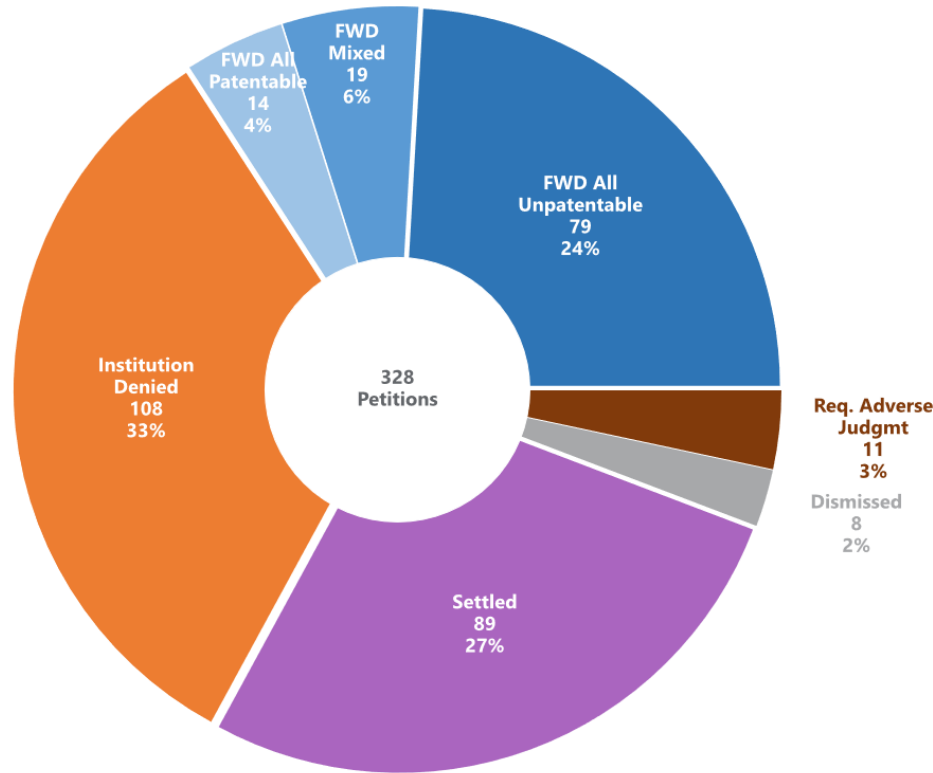
(FY18 to FY22 through Q1: Oct. 1, 2017 to Dec. 31, 2021)



Settlement rate is calculated by dividing total settlements by concluded proceedings in each fiscal year (i.e., denied institution, settled, dismissed, requested adverse judgment, and final written decision), excluding joined cases.

Outcomes by petition

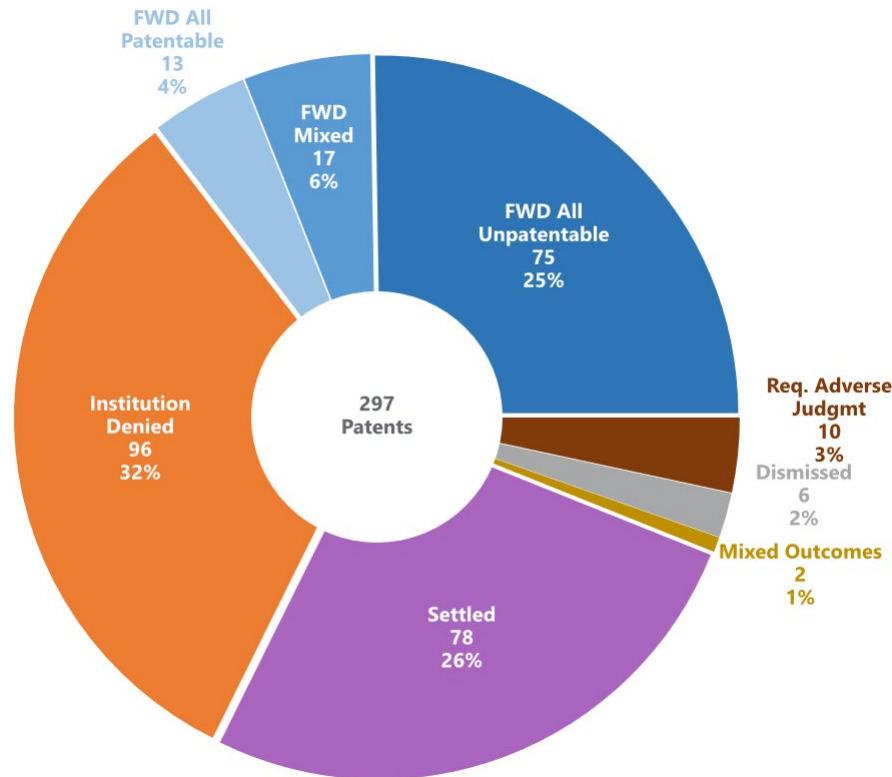
(FY22 through Q1: Oct. 1, 2021 to Dec. 31, 2021)



FWD patentability or unpatentability reported with respect to the claims at issue in the FWD. Joined cases are excluded.

Outcomes by patent

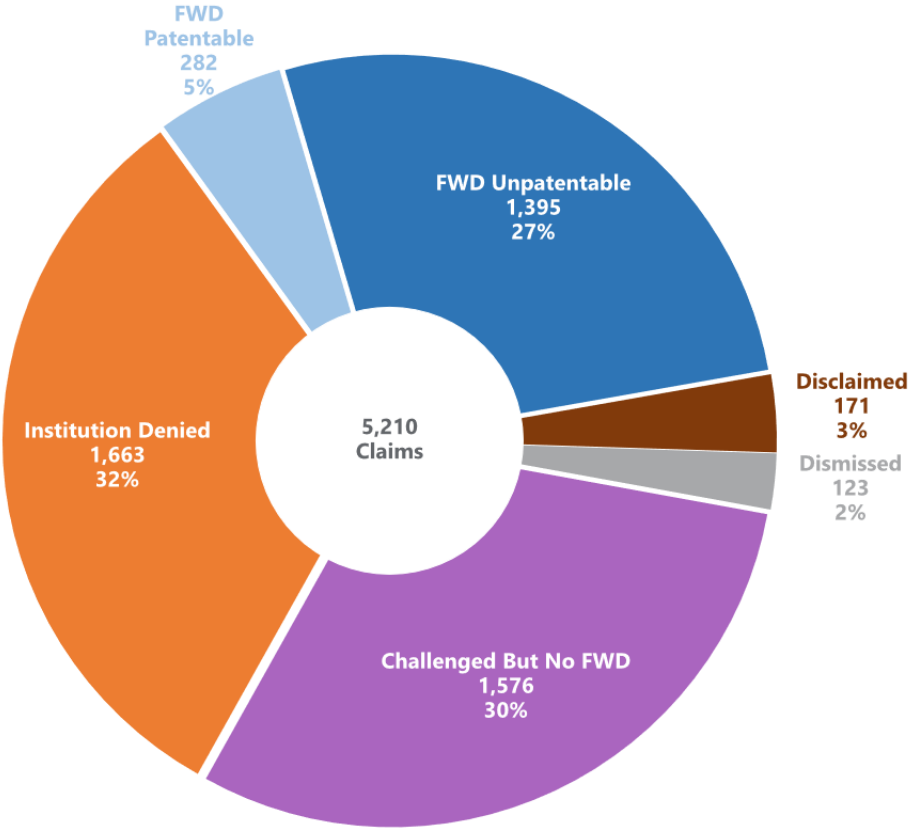
(FY22 through Q1: Oct. 1, 2021 to Dec. 31, 2021)



FWD patentability or unpatentability reported with respect to the claims at issue in the FWD. "Mixed Outcome" is shown for patents receiving more than one type of outcome from the list of: denied, settled, dismissed, and/or req. adverse judgement only. A patent is listed in a FWD category if it ever received a FWD, regardless of other outcomes.

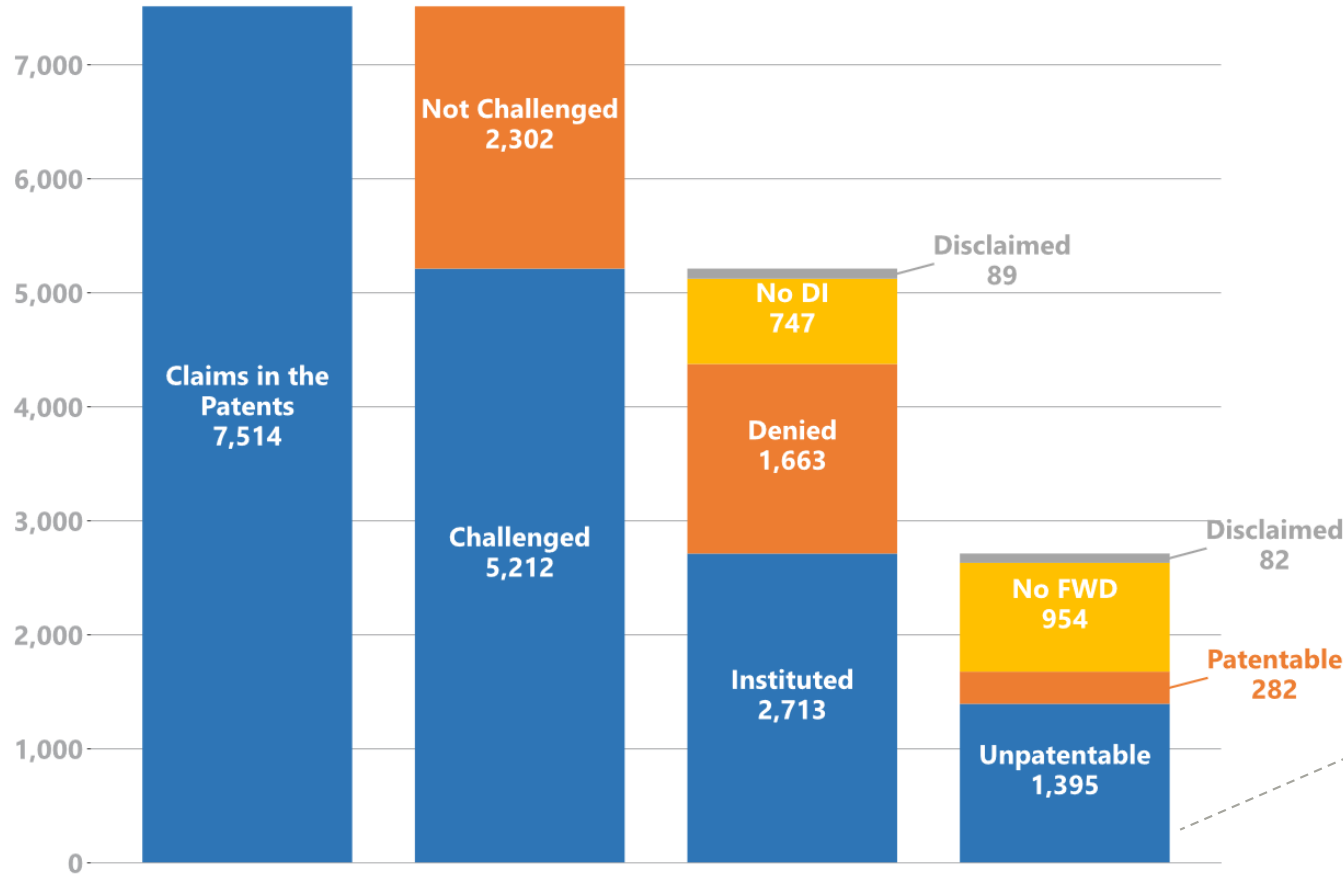
Outcomes by claim challenged

(FY22 through Q1: Oct. 1, 2021 to Dec. 31, 2021)



Claim outcomes

(FY22 through Q1: Oct. 1, 2021 to Dec. 31, 2021)



"No DI" and "No FWD" means the claim was challenged but not addressed in a DI/FWD, e.g., due to settlement.

27% of challenged claims and 51% of instituted claims were found unpatentable by a preponderance of the evidence.



