

UNITED STATES  
PATENT AND TRADEMARK OFFICE



# **PTAB Trial Statistics**

## **FY24 Q2 Outcome Roundup**

### **IPR, PGR**

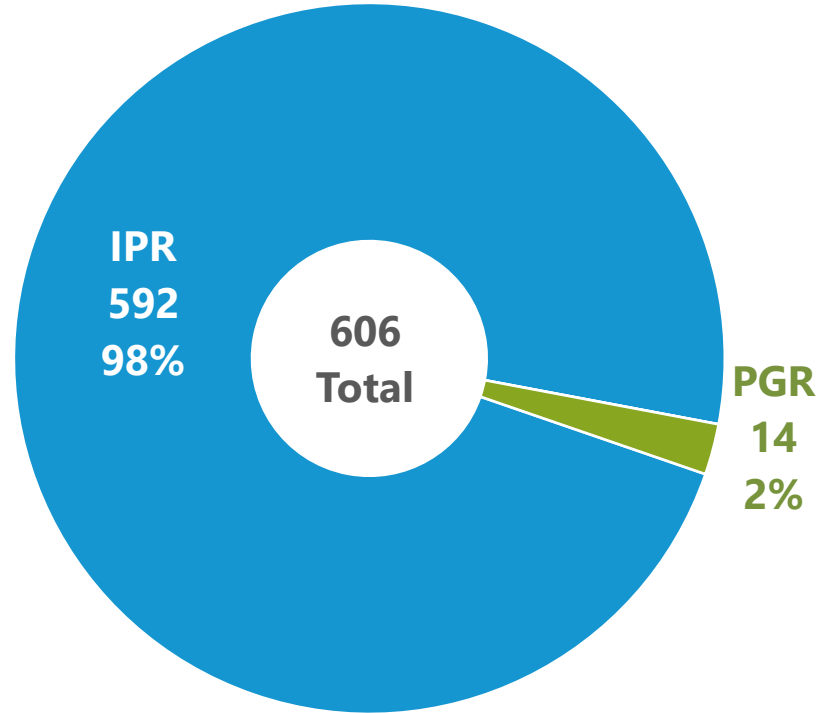
Patent Trial and Appeal Board  
Fiscal Year 2024 2<sup>nd</sup> Quarter



UNITED STATES  
PATENT AND TRADEMARK OFFICE ®

# Petitions filed by trial type

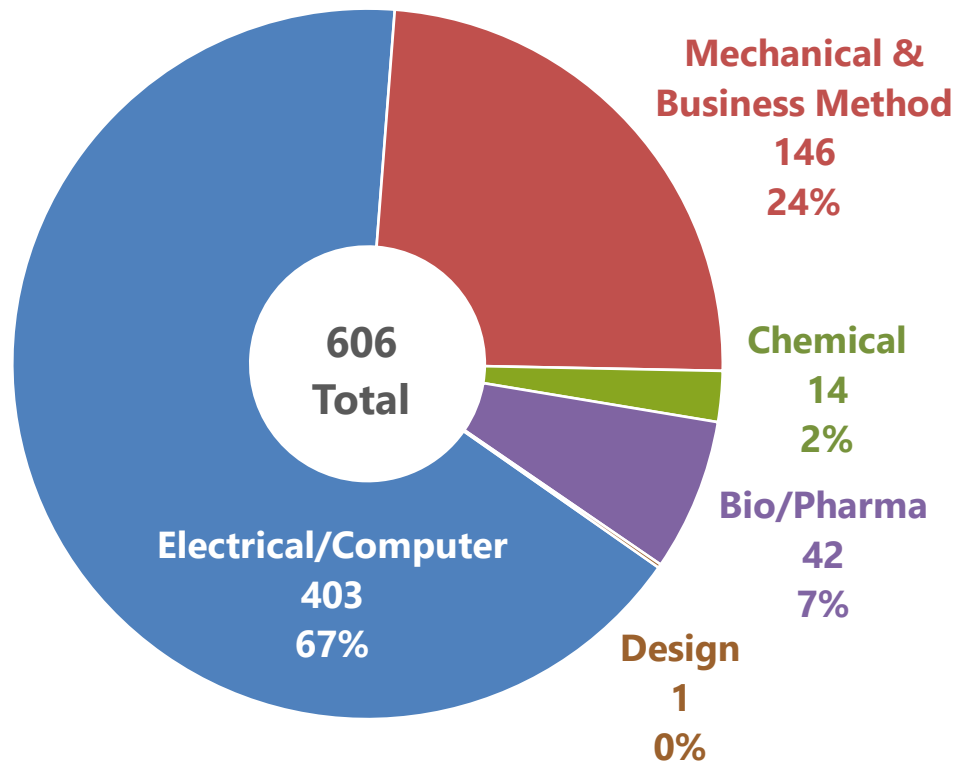
(FY24 through Q2: Oct. 1, 2023 to Mar. 31, 2024)



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

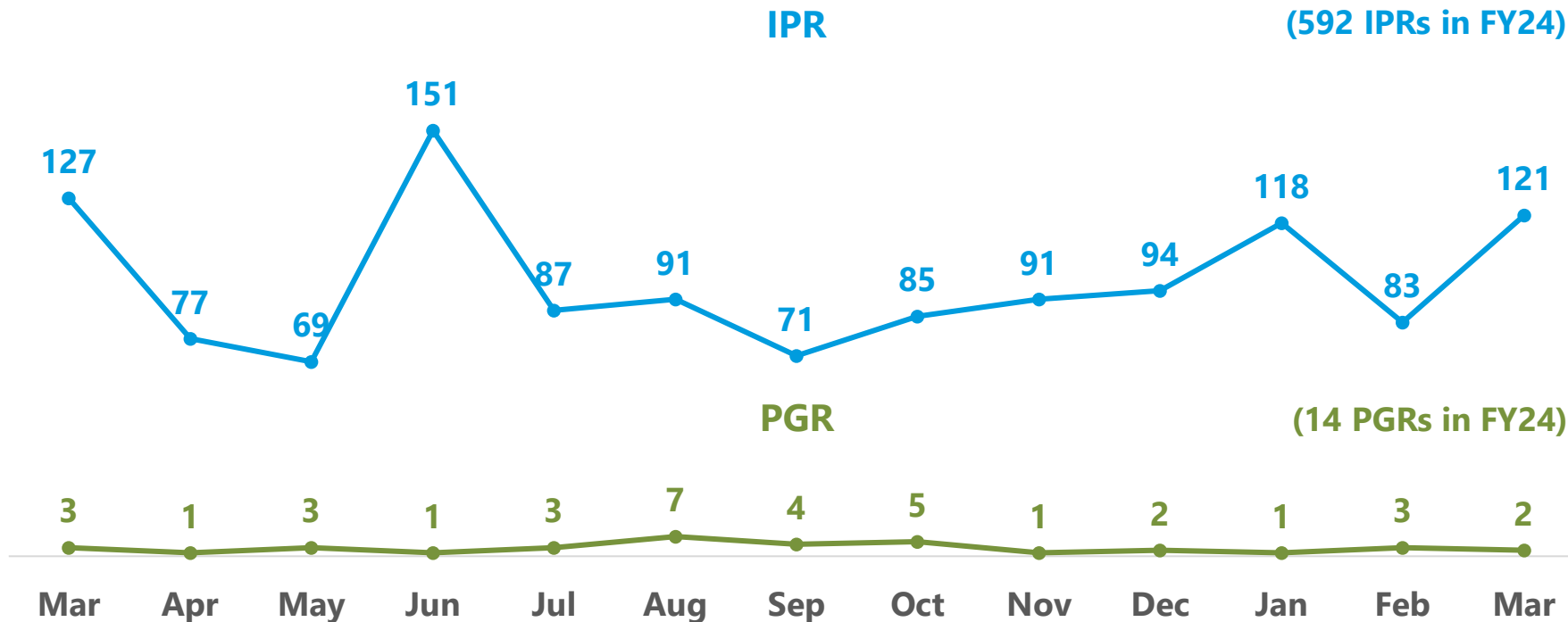
# Petitions filed by technology

(FY24 through Q2: Oct. 1, 2023 to Mar. 31, 2024)



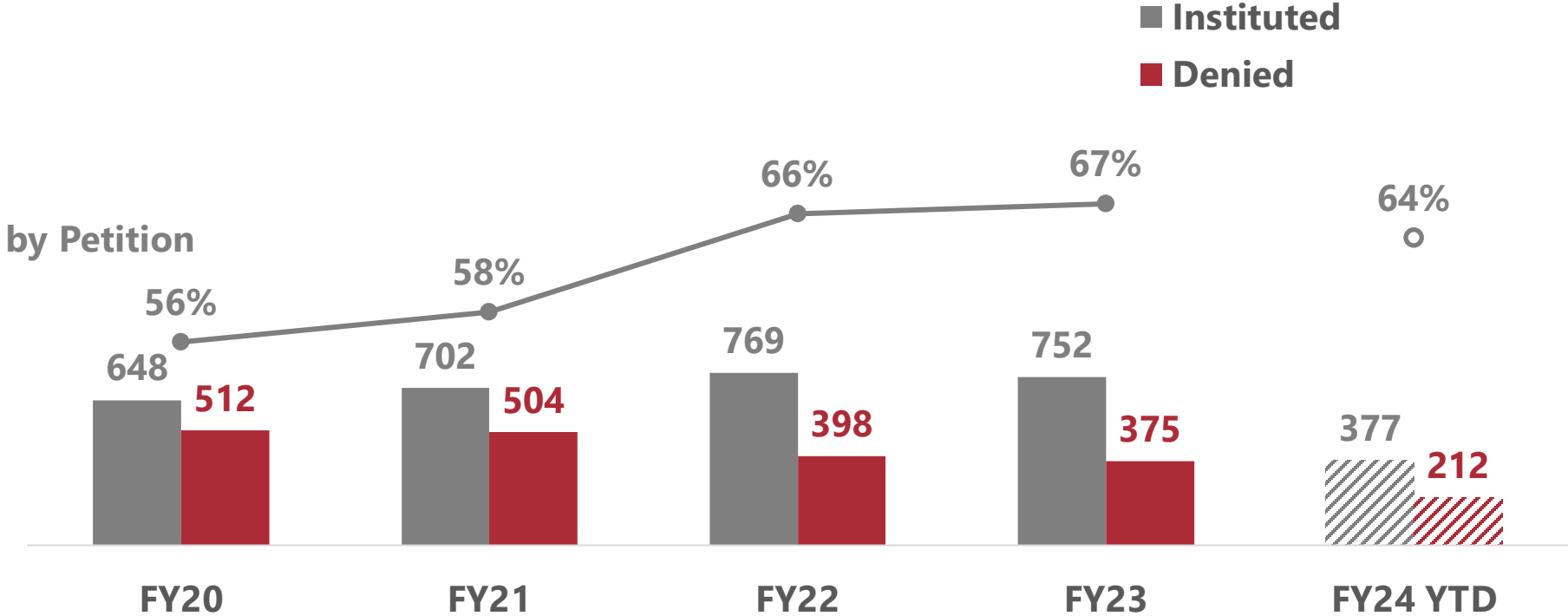
# Petitions filed by month

(March 2024 and Prior 12 Months: Mar. 1, 2023 to Mar. 31, 2024)



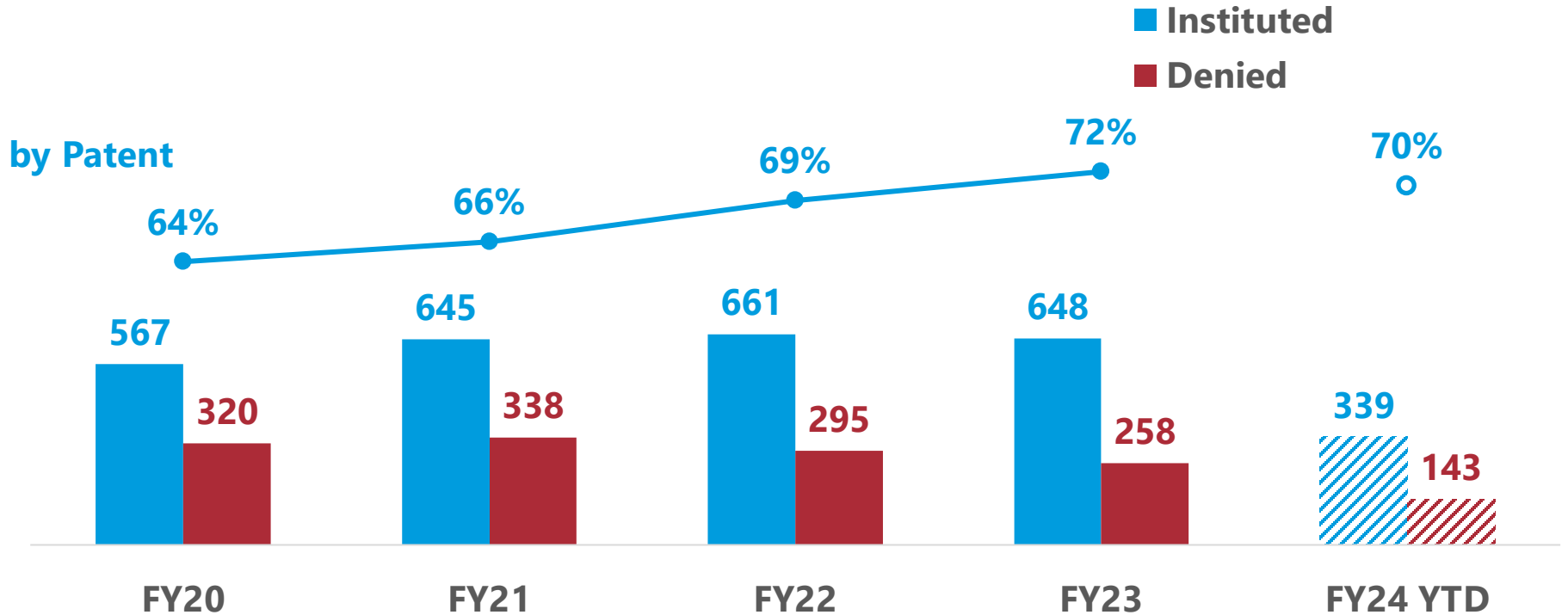
# Institution rates by petition

(FY20 to FY24 through Q2: Oct. 1, 2019 to Mar. 31, 2024)



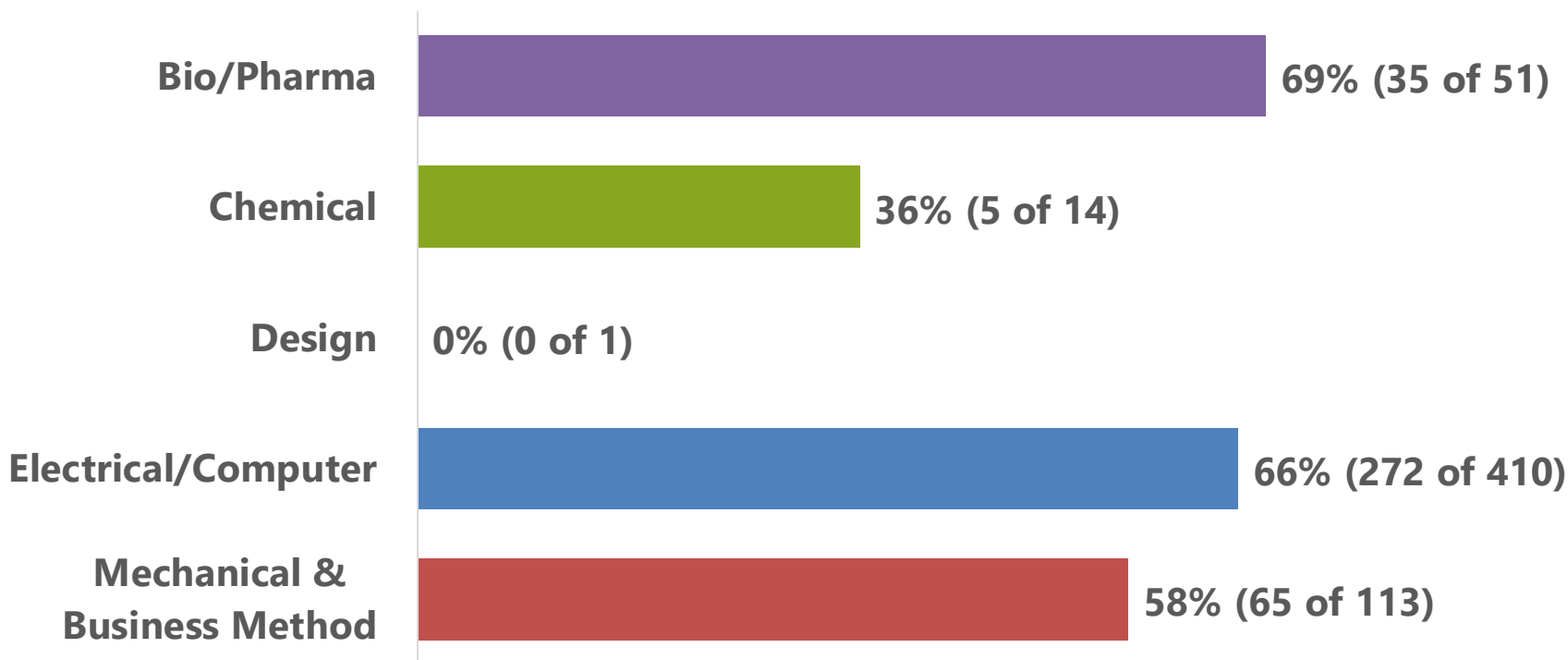
# Institution rates by patent

(FY20 to FY24 through Q2: Oct. 1, 2019 to Mar. 31, 2024)



# Institution rates by technology

(FY24 through Q2: Oct. 1, 2023 to Mar. 31, 2024)

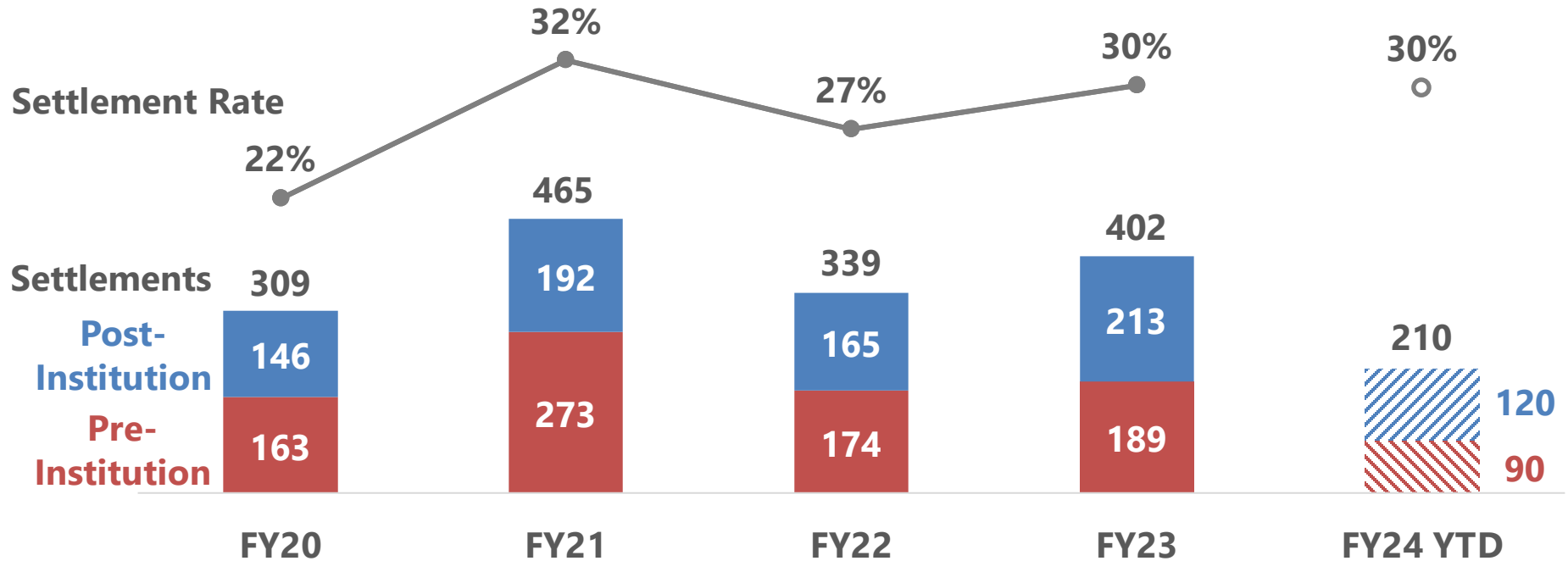


Institution rate for each technology is calculated by dividing petitions instituted by decisions on institution (i.e., petitions instituted plus petitions denied). The outcomes of decisions on institution responsive to requests for rehearing are excluded.



# Settlements

(FY20 to FY24 through Q2: Oct. 1, 2019 to Mar. 31, 2024)

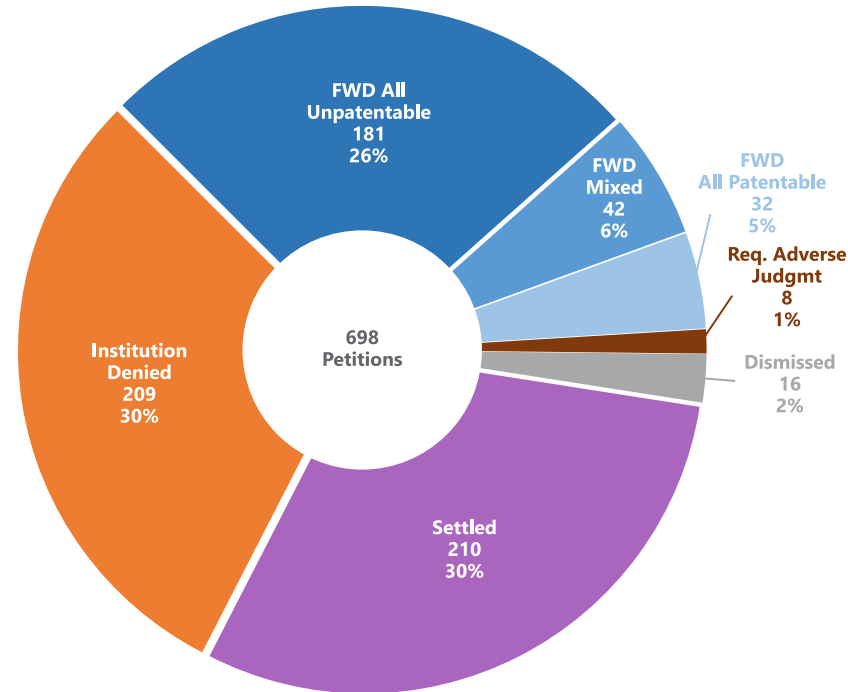


Settlement rate is calculated by dividing total settlements by concluded proceedings in each fiscal year (i.e., denied institution, settled, dismissed, requested adverse judgment, and final written decision), excluding joined cases.



# Outcomes by petition

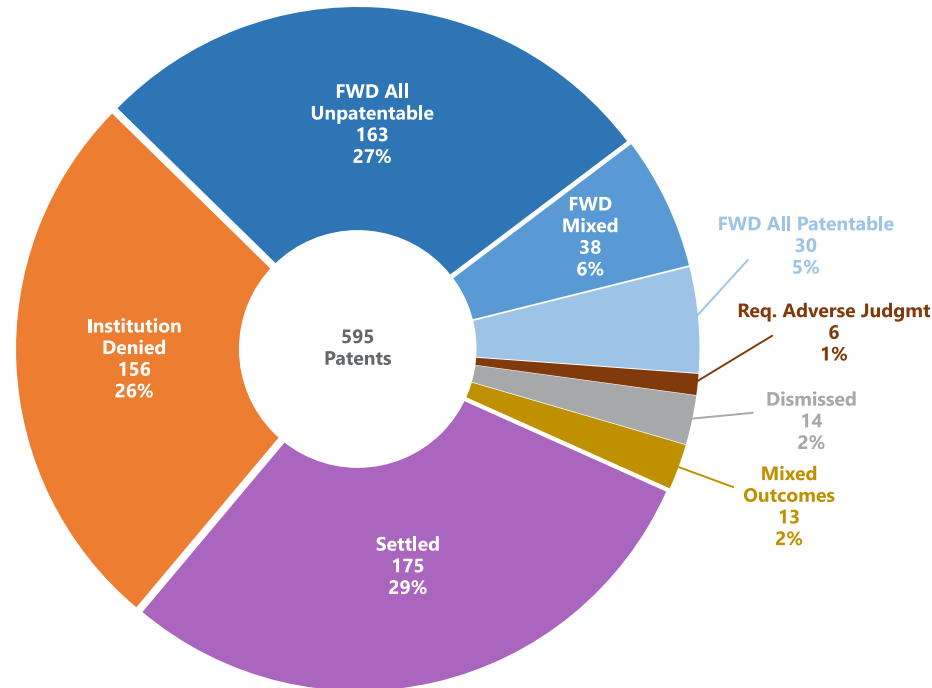
(FY24 through Q2: Oct. 1, 2023 to Mar. 31, 2024)



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

# Outcomes by patent

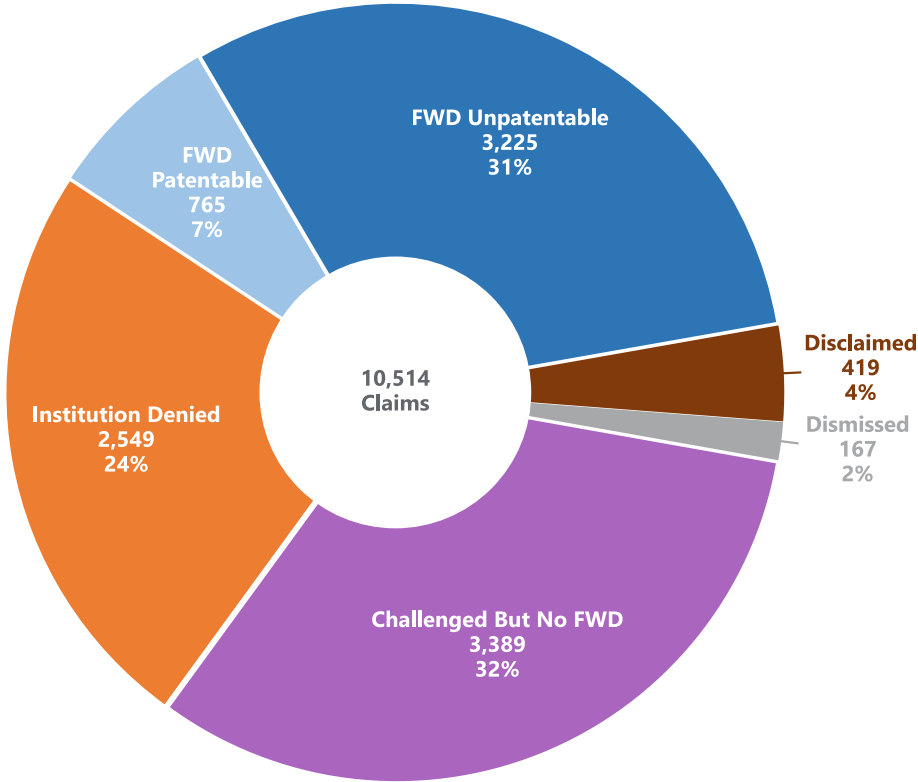
(FY24 through Q2: Oct. 1, 2023 to Mar. 31, 2024)



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.

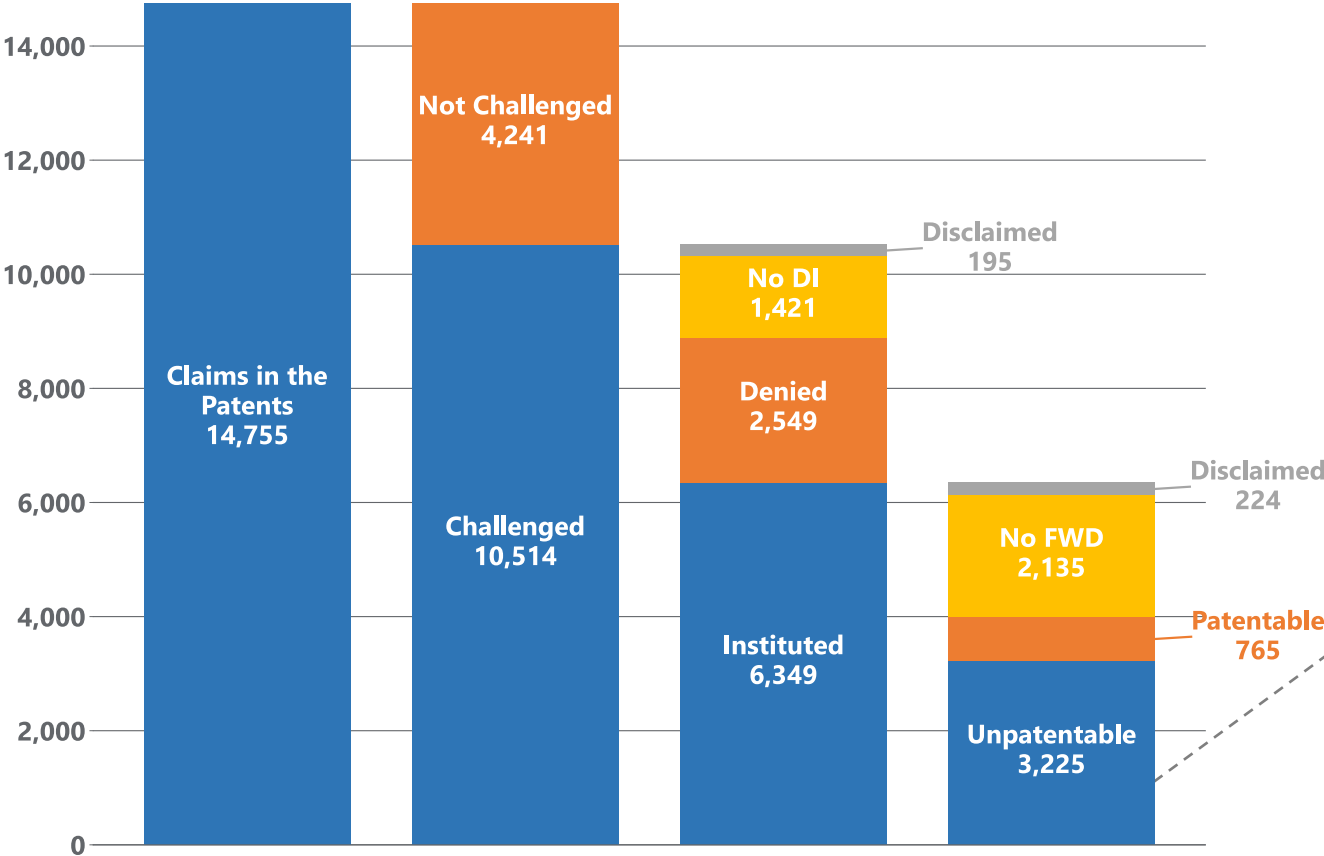
# Outcomes by claim challenged

(FY24 through Q2: Oct. 1, 2023 to Mar. 31, 2024)



# Claim outcomes

(FY24 through Q2: Oct. 1, 2023 to Mar. 31, 2024)



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

31% of challenged claims and 51% of instituted claims were found unpatentable by a preponderance of the evidence.



