Trial Statistics
IPR, PGR, CBM
Patent Trial and Appeal Board
January 2018
Trial types include Inter Partes Review (IPR), Post Grant Review (PGR), and Covered Business Method (CBM).
Petitions Filed by Technology in FY18
(FY18 to date: 10/1/17 to 1/31/18)

- Electrical/Computer: 305 (60%)
- Mechanical & Business Method: 96 (19%)
- Chemical: 36 (7%)
- Bio/Pharma: 73 (14%)
- Design: 0 (0%)

Total: 510
Petitions Filed by Month
(January 2018 and Previous 12 Months: 1/1/17 to 1/31/18)

IPR

(482 IPRs in FY18)

Jan-17  237  Jan-18

Jan-17  108  Jan-18  129  126

CBM

(15 CBMs in FY18)

Jan-17  0  Jan-18  1  3  6

PGR

(13 PGRs in FY18)

Jan-17  0  Jan-18  2  2  5

Petitions Filed by Month (January 2018 and Previous 12 Months: 1/1/17 to 1/31/18)
### Preliminary Response Filing Rates

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

(All Time: 9/16/12 to 1/31/18)

<table>
<thead>
<tr>
<th>Field</th>
<th>Pre</th>
<th>Post</th>
<th>Pre</th>
<th>Post</th>
<th>Pre</th>
<th>Post</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bio/Pharma</td>
<td>86%</td>
<td>83%</td>
<td>86%</td>
<td>86%</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chemical</td>
<td></td>
<td></td>
<td>62%</td>
<td></td>
<td>64%</td>
<td>71%</td>
</tr>
<tr>
<td>Design</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>85%</td>
<td>85%</td>
</tr>
<tr>
<td>Electrical/Computer</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mechanical &amp; Business Method</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The rule to allow new testimonial evidence was effective May 2, 2016.
Institution Rates
(FY13 to FY18: 10/1/12 to 1/31/18)

Institution rate for each fiscal year 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.
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.
## Pre-Institution Settlements
**(FY13 to FY18: 10/1/12 to 1/31/18)**

<table>
<thead>
<tr>
<th>Settlement Rate</th>
<th>Settlements</th>
</tr>
</thead>
<tbody>
<tr>
<td>9%</td>
<td>23</td>
</tr>
<tr>
<td>12%</td>
<td>127</td>
</tr>
<tr>
<td>16%</td>
<td>291</td>
</tr>
<tr>
<td>14%</td>
<td>242</td>
</tr>
<tr>
<td>14%</td>
<td>249</td>
</tr>
<tr>
<td>12%</td>
<td>76</td>
</tr>
</tbody>
</table>

Settlement rate for each year is calculated by dividing pre-institution settlements by the sum of proceedings instituted, denied institution, dismissed, terminated with a request for adverse judgment, and settled before decision on institution.
Settlement rate for each year is calculated by dividing post-institution settlements by proceedings terminated post-institution (i.e., settled, dismissed, terminated with a request for adverse judgment, and final written decision), excluding joined cases.
Status of Petitions
(All Time: 9/16/12 to 1/31/18)

These figures reflect the latest status of each petition. The outcomes of decisions on institution responsive to requests for rehearing are incorporated. Once joined to a base case, a petition remains in theJoined category regardless of subsequent outcomes.