

**UNITED STATES
PATENT AND TRADEMARK OFFICE**





Trial Statistics

IPR, PGR, CBM

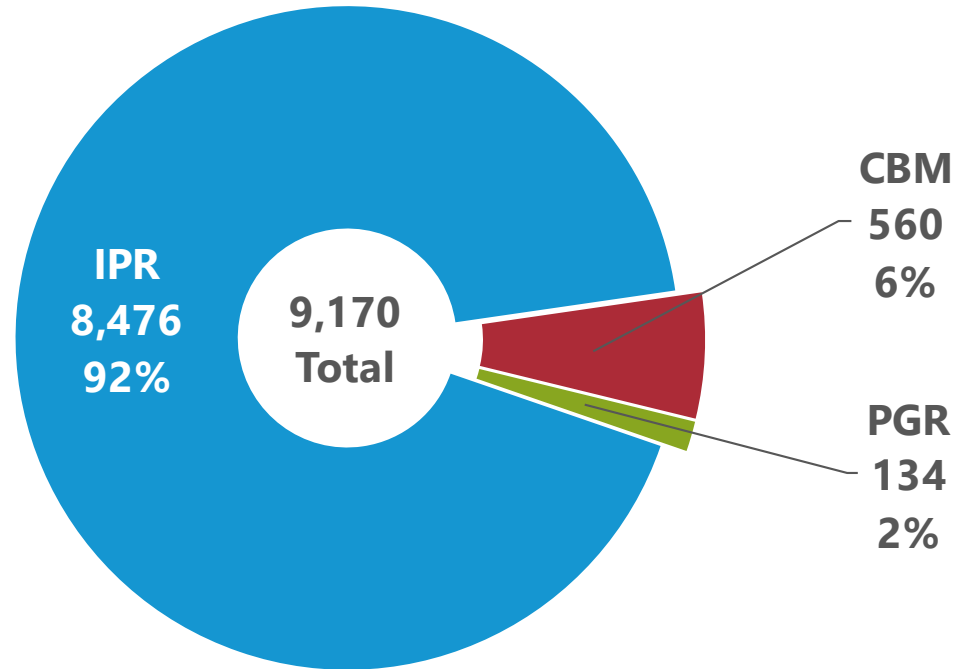
Patent Trial and Appeal Board
September 2018

UNITED STATES
PATENT AND TRADEMARK OFFICE



Petitions by Trial Type

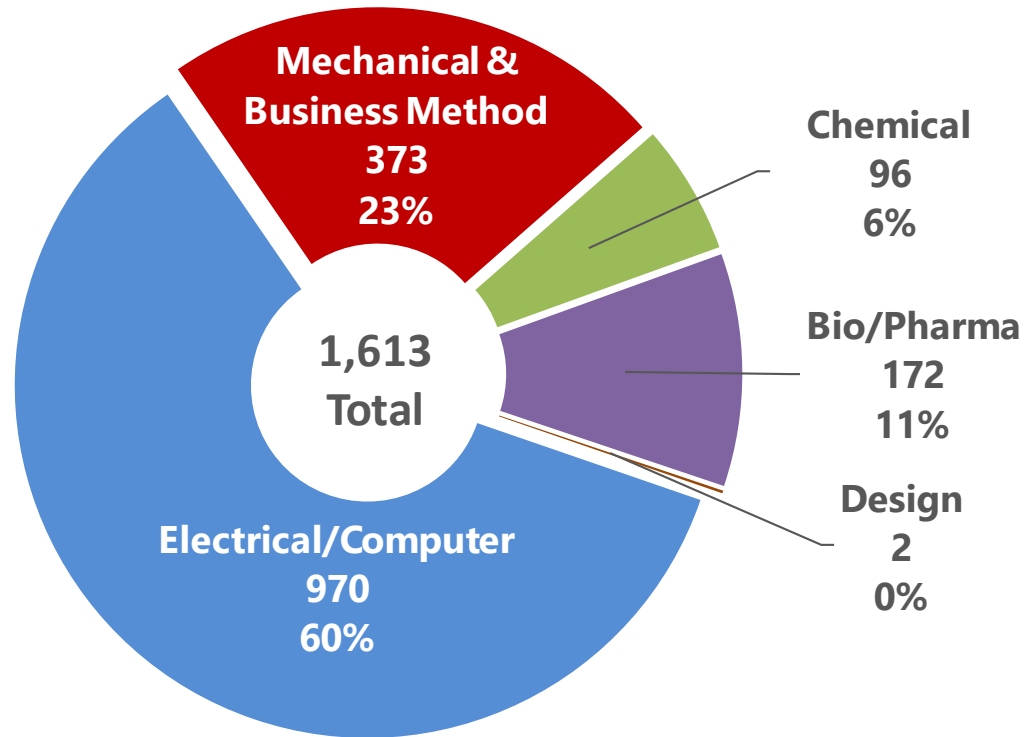
(All Time: 9/16/12 to 9/30/18)



Trial types include Inter Partes Review (IPR), Post Grant Review (PGR), and Covered Business Method (CBM).

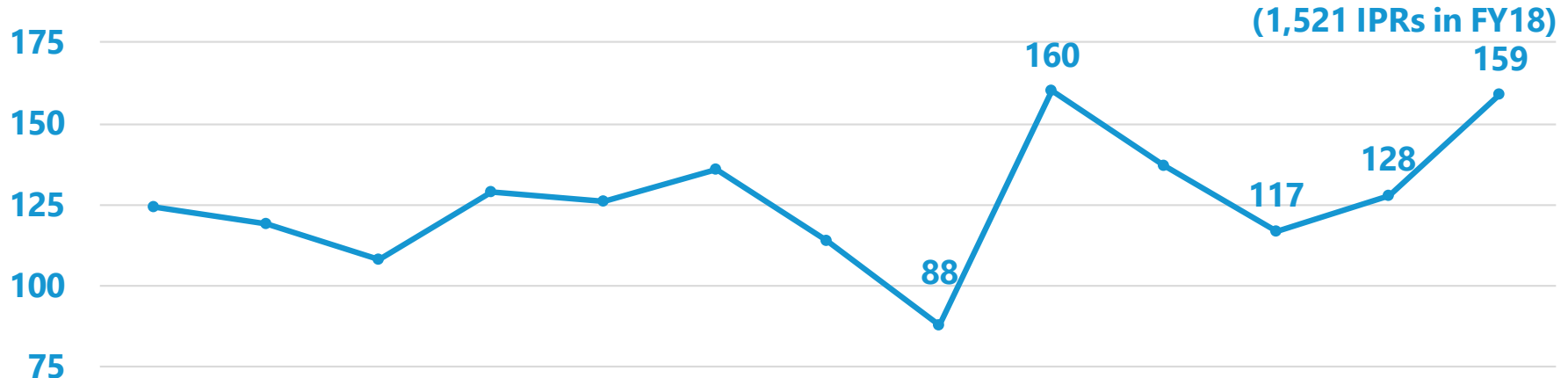
Petitions Filed by Technology in FY18

(FY18: 10/1/17 to 9/30/18)

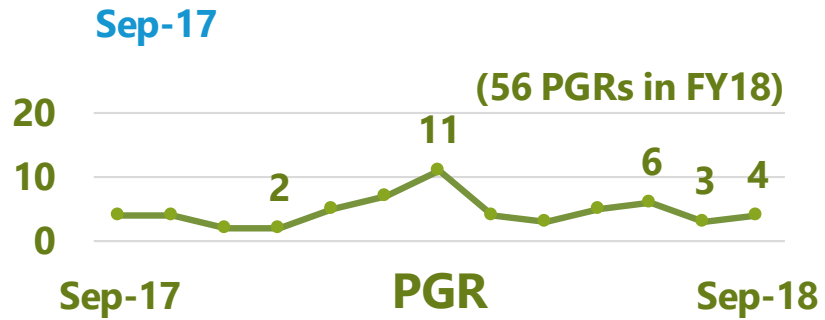


Petitions Filed by Month

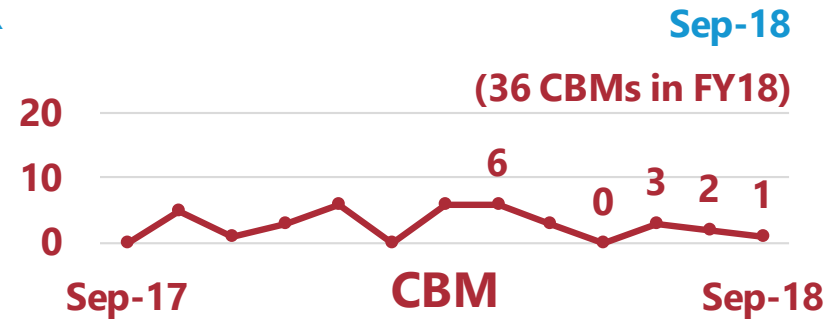
(September 2018 and Previous 12 Months: 9/1/17 to 9/30/18)



IPR



PGR

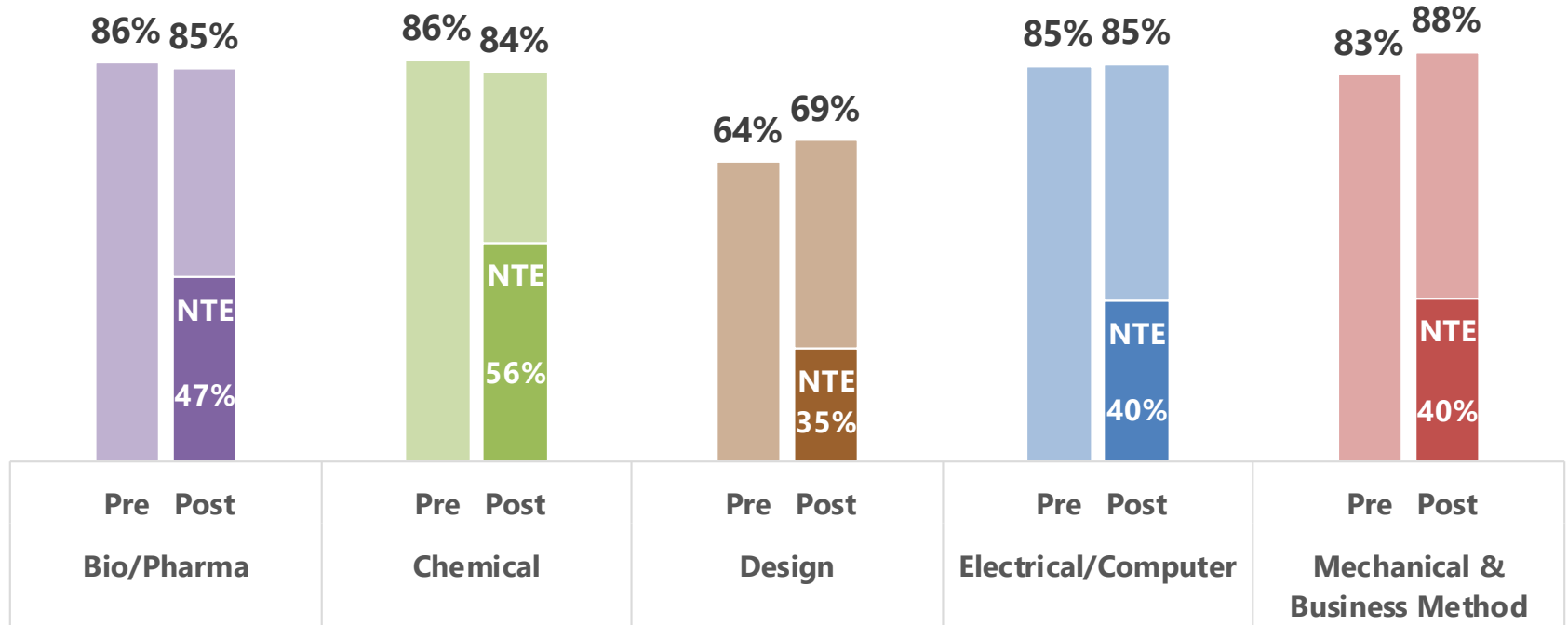


CBM



Preliminary Response Filing Rates

Pre- and Post-Rule To Allow New Testimonial Evidence (NTE)
(All Time: 9/16/12 to 9/30/18)

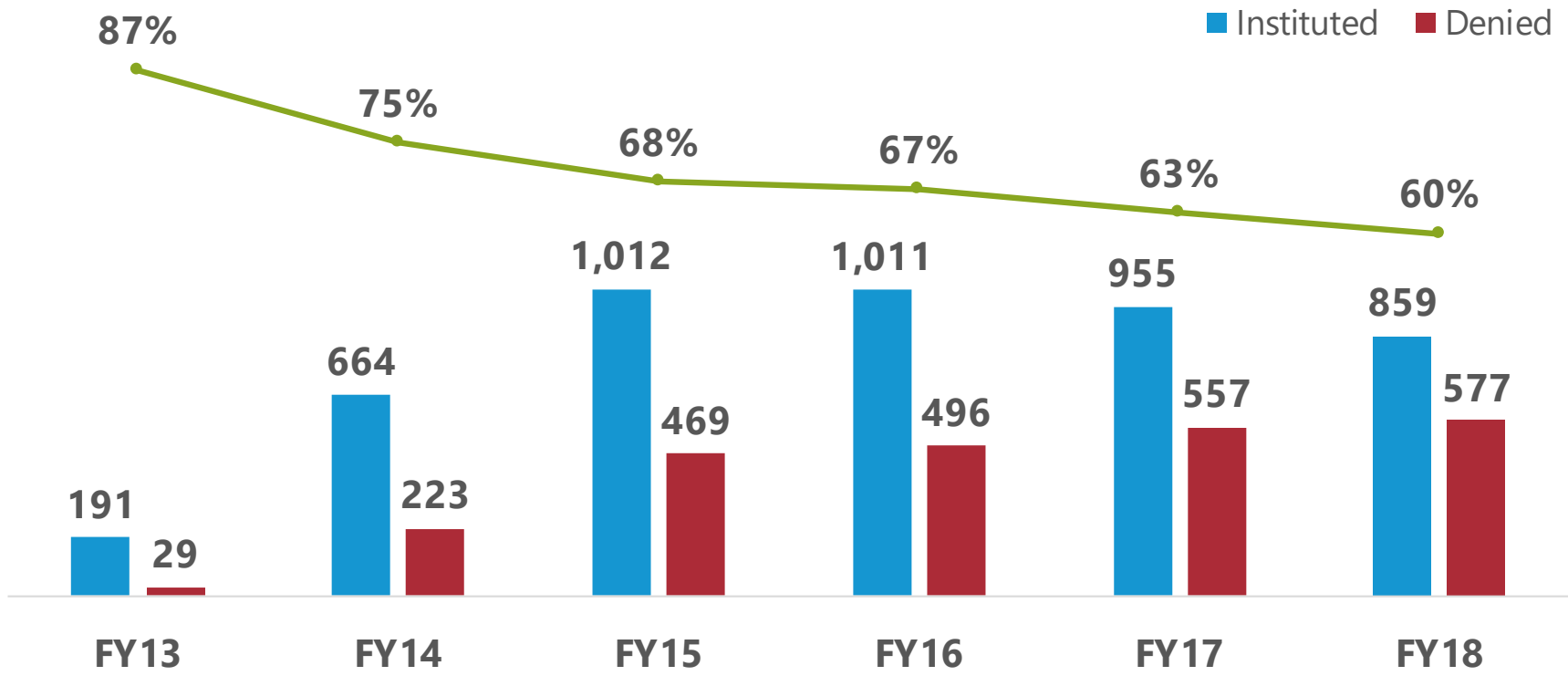


The rule to allow new testimonial evidence was effective May 2, 2016.



Institution Rates

(FY13 to FY18: 10/1/12 to 9/30/18)

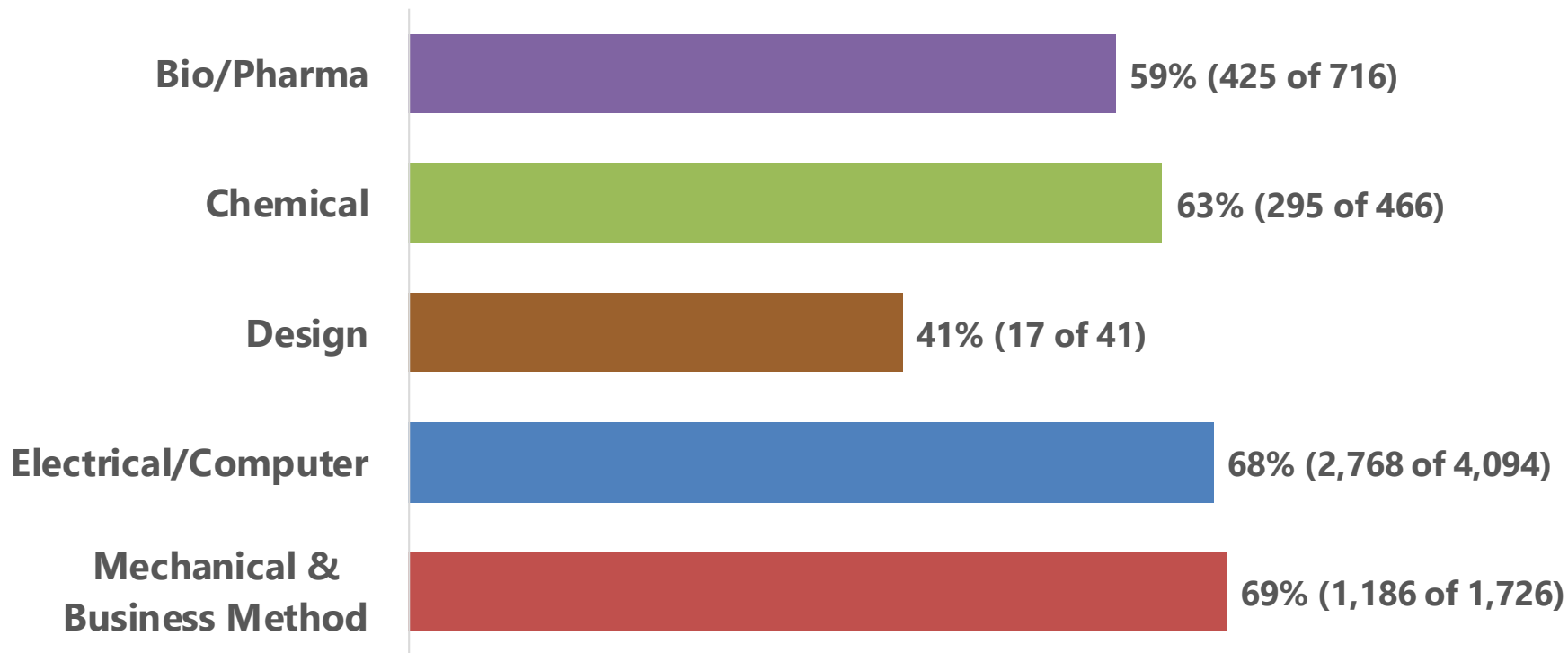


Institution rate for each fiscal year is calculated by dividing petitions instituted by decisions on institution (i.e., petitions instituted plus petitions denied). The outcomes of decisions on institution responsive to requests for rehearing are excluded.



Institution Rates by Technology

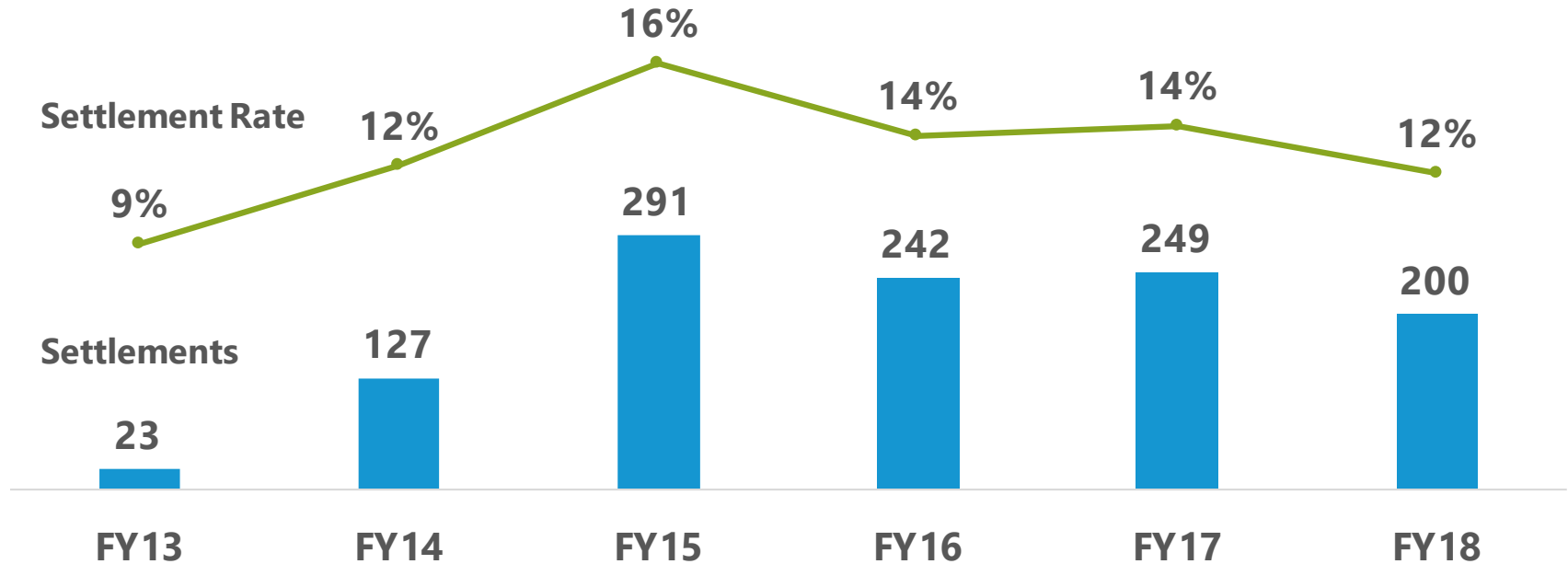
(All Time: 9/16/12 to 9/30/18)



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 9/30/18)

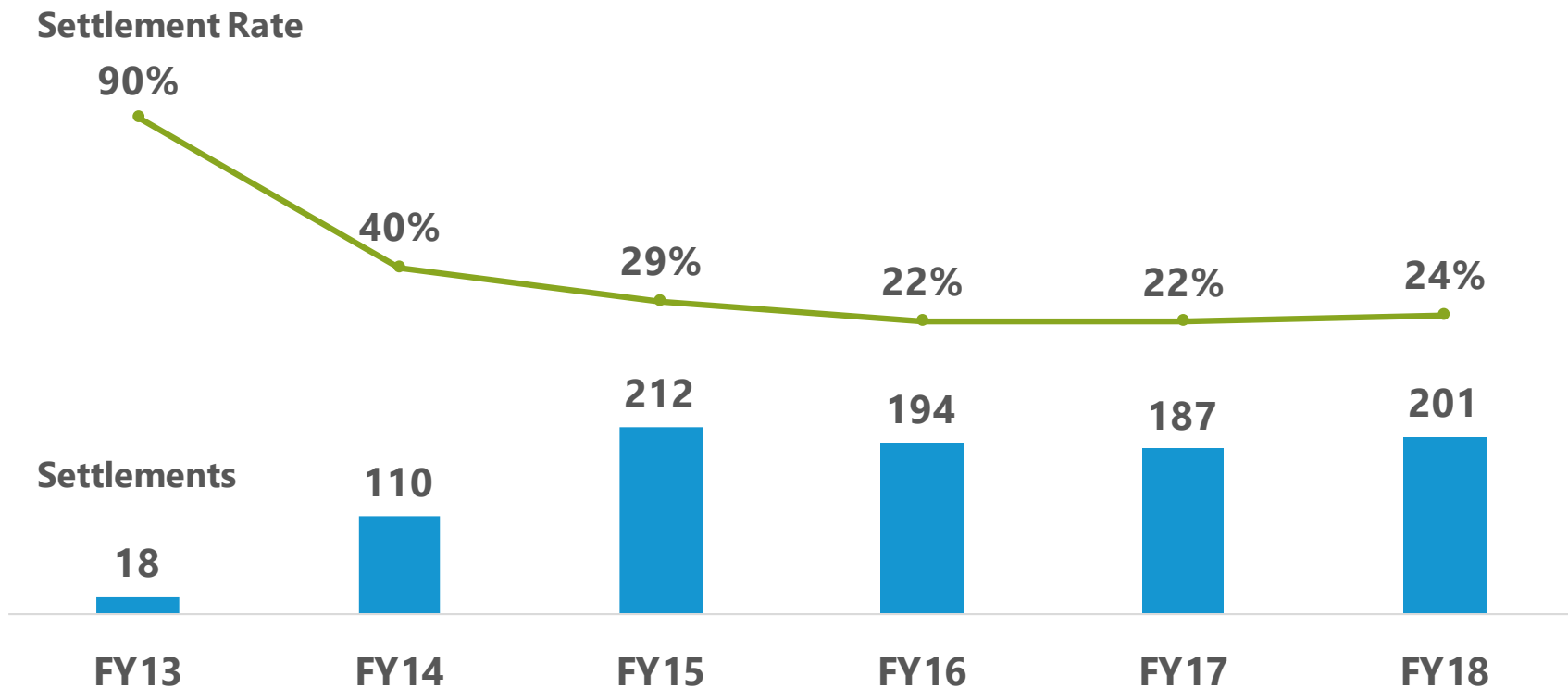


Settlement rate for each year is calculated by dividing pre-institution settlements by the sum of proceedings instituted, denied institution, dismissed, terminated with a request for adverse judgment, and settled before decision on institution.



Post-Institution Settlements

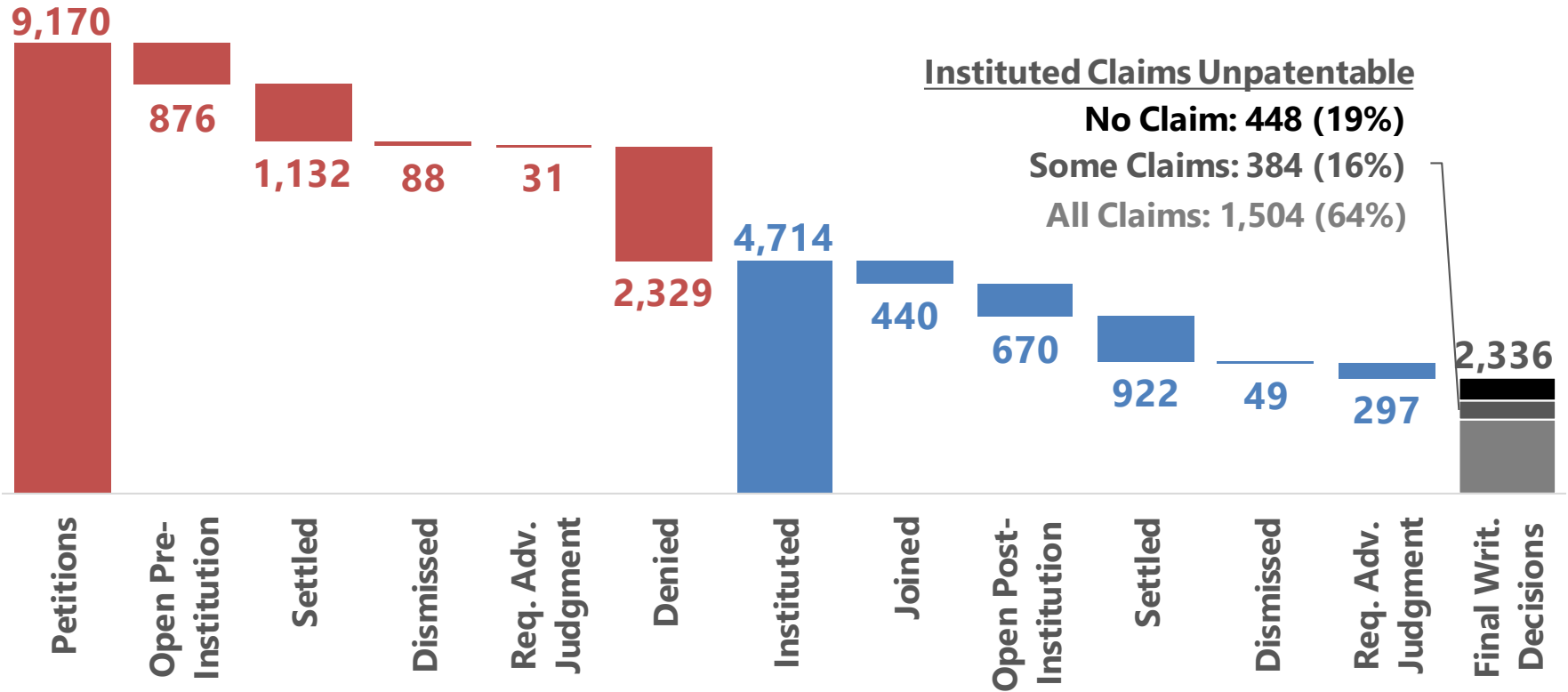
(FY13 to FY18: 10/1/12 to 9/30/18)



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 9/30/18)



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 the Joined category regardless of subsequent outcomes.



