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Ex Parte Reexamination Filing Data - September 30, 2024

1. Total requests filed since start of *Ex Parte* reexam on 07/01/81 [1]		15541
a. By patent owner	4066	26.2%
b. by other member of the public	11300	72.7%
c. By order of Commissioner	175	1.1%
2. Number of Filings by discipline		
a. Chemical Operation	4032	25.9%
b. Electrical Operation	5978	38.5%
c. Mechanical Operation	5095	32.8%
d. Design Patents	436	2.8%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1991	309	2001	295	2011	734	2021	304
1982	187	1992	390	2002	272	2012	780	2022	337
1983	186	1993	359	2003	394	2013	305	2023	290
1984	189	1994	379	2004	436	2014	355	2024	425
1985	230	1995	395	2005	520	2015	244		
1986	232	1996	413	2006	473	2016	222		
1987	240	1997	380	2007	600	2017	191		
1988	269	1998	348	2008	690	2018	187		
1989	242	1999	391	2009	603	2019	163		
1990	297	2000	312	2010	697	2020	198		

4. Number known to be in litigation	6099	39.2%
5. Decisions on requests [2]		15536
a. No. granted	14386	92.6%
(1) By examiner	14197	
(2) By Director (on petition)	189	
b. No. denied	1244	8.0%
(1) By examiner	1150	
(2) Reexam vacated	94	
6. Total examiner denials (includes denials reversed by Director)		1138
a. Patent owner requester	533	46.8%
b. Third party requester	605	53.2%

1 Total decisions on requests does not include requests that have been vacated or are pending.
2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

APOTEX EXHIBIT 1069
Apotex v. Alkermes
IPR2025-00514

7. Overall reexamination pendency (Filing date to certificate issue date).....

a. Average pendency	25.1 (mos.)
b. Median pendency	18.7 (mos.)

8. Reexam certificate claim analysis:

	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall	Numbers
a. Certificates with all claims confirmed	13%	9%	0%	21.9%	2809
b. Certificates with all claims canceled	6%	8%	0%	14.1%	1807
c. Certificates with claims changes	35%	28%	1%	64.0%	8205

9. Total ex parte reexamination certificates issued (1981 – present) …… 12821

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER		6853
a. All claims confirmed	1620	23.6%
b. All claims canceled	781	11.4%
c. Claims changed	4452	65.0%
b. Certificates – 3rd PARTY REQUESTER		5794
a. All claims confirmed	1172	20.2%
b. All claims canceled	980	16.9%
c. Claims changed	3642	62.9%
c. Certificates – COMMISSIONER INITIATED REEXAM		174
a. All claims confirmed	17	9.8%
b. All claims canceled	46	26.4%
c. Claims changed	111	63.8%

1 Total decisions on requests does not include requests that have been vacated or are pending.

2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

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Ex Parte Reexamination Filing Data - September 30, 2023

1. Total requests filed since start of *Ex Parte* reexam on 07/01/81 [1]		15114
a. By patent owner	4027	26.6%
b. by other member of the public	10912	72.2%
c. By order of Commissioner	175	1.2%
2. Number of Filings by discipline		
a. Chemical Operation	3977	26.3%
b. Electrical Operation	5796	38.3%
c. Mechanical Operation	4989	33.0%
d. Design Patents	352	2.3%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1991	309	2001	295	2011	734	2021	304
1982	187	1992	390	2002	272	2012	780	2022	338
1983	186	1993	359	2003	394	2013	305	2023	287
1984	189	1994	379	2004	436	2014	355		
1985	230	1995	395	2005	520	2015	244		
1986	232	1996	413	2006	473	2016	222		
1987	240	1997	380	2007	600	2017	191		
1988	269	1998	348	2008	690	2018	187		
1989	242	1999	391	2009	603	2019	163		
1990	297	2000	312	2010	697	2020	198		

4. Number known to be in litigation	5593	37.0%
5. Decisions on requests [2]		14485
a. No. granted	13376	92.3%
(1) By examiner	13187	
(2) By Director (on petition)	189	
b. No. denied	1198	8.3%
(1) By examiner	1109	
(2) Reexam vacated	89	
6. Total examiner denials (includes denials reversed by Director)		1110
a. Patent owner requester	526	47.4%
b. Third party requester	584	52.6%

1 Total decisions on requests does not include requests that have been vacated or are pending.
2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

7. Overall reexamination pendency (Filing date to certificate issue date).....

a. Average pendency	25.2 (mos.)
b. Median pendency	18.9 (mos.)

8. Reexam certificate claim analysis:

	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall	Numbers
a. Certificates with all claims confirmed	7%	15%	0%	21.6%	2675
b. Certificates with all claims canceled	3%	10%	0%	13.7%	1696
c. Certificates with claims changes	22%	42%	1%	64.7%	8012

9. Total ex parte reexamination certificates issued (1981 – present) …… 12383

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER		3983
a. All claims confirmed	854	21.4%
b. All claims canceled	400	10.0%
c. Claims changed	2729	68.5%
b. Certificates – 3rd PARTY REQUESTER		8226
a. All claims confirmed	1804	21.9%
b. All claims canceled	1250	15.2%
c. Claims changed	5172	62.9%
c. Certificates – COMMISSIONER INITIATED REEXAM		174
a. All claims confirmed	17	9.8%
b. All claims canceled	46	26.4%
c. Claims changed	111	63.8%

1 Total decisions on requests does not include requests that have been vacated or are pending.

2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

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Ex Parte Reexamination Filing Data - September 30, 2022

1. Total requests filed since start of *Ex Parte* reexam on 07/01/81 [1]		14827
a. By patent owner	4001	27.0%
b. by other member of the public	10651	71.8%
c. By order of Commissioner	175	1.2%
2. Number of Filings by discipline		
a. Chemical Operation	3937	26.6%
b. Electrical Operation	5644	38.1%
c. Mechanical Operation	4917	33.2%
d. Design Patents	329	2.2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1991	309	2001	295	2011	734	2021	304
1982	187	1992	390	2002	272	2012	780	2022	338
1983	186	1993	359	2003	394	2013	305		
1984	189	1994	379	2004	436	2014	355		
1985	230	1995	395	2005	520	2015	244		
1986	232	1996	413	2006	473	2016	222		
1987	240	1997	380	2007	600	2017	191		
1988	269	1998	348	2008	690	2018	187		
1989	242	1999	391	2009	603	2019	163		
1990	297	2000	312	2010	697	2020	198		

4. Number known to be in litigation	5592	37.7%
5. Decisions on requests [2]		14485
a. No. granted	13376	92.3%
(1) By examiner	13187	
(2) By Director (on petition)	189	
b. No. denied	1198	8.3%
(1) By examiner	1109	
(2) Reexam vacated	89	
6. Total examiner denials (includes denials reversed by Director)		1110
a. Patent owner requester	526	47.4%
b. Third party requester	584	52.6%

1 Total decisions on requests does not include requests that have been vacated or are pending.
2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

7. Overall reexamination pendency (Filing date to certificate issue date).....

a. Average pendency	25.0 (mos.)
b. Median pendency	19.1 (mos.)

8. Reexam certificate claim analysis:

	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall	Numbers
a. Certificates with all claims confirmed	7%	14%	0%	21.3%	2592
b. Certificates with all claims canceled	3%	10%	0%	13.3%	1623
c. Certificates with claims changes	22%	42%	1%	65.3%	7947

9. Total ex parte reexamination certificates issued (1981 – present) …… 12162

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER		3980
a. All claims confirmed	851	21.4%
b. All claims canceled	395	9.9%
c. Claims changed	2734	68.7%
b. Certificates – 3rd PARTY REQUESTER		8008
a. All claims confirmed	1724	21.5%
b. All claims canceled	1182	14.8%
c. Claims changed	5102	63.7%
c. Certificates – COMMISSIONER INITIATED REEXAM		174
a. All claims confirmed	17	9.8%
b. All claims canceled	46	26.4%
c. Claims changed	111	63.8%

1 Total decisions on requests does not include requests that have been vacated or are pending.

2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

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Ex Parte Reexamination Filing Data - September 30, 2021

1. Total requests filed since start of *Ex Parte* reexam on 07/01/81 [1]		14489
a. By patent owner	3979	27.5%
b. by other member of the public	10335	71.3%
c. By order of Commissioner	175	1.2%
2. Number of Filings by discipline		
a. Chemical Operation	3889	26.8%
b. Electrical Operation	5452	37.6%
c. Mechanical Operation	4844	33.4%
d. Design Patents	304	2.1%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1991	309	2001	295	2011	734	2021	304
1982	187	1992	390	2002	272	2012	780		
1983	186	1993	359	2003	394	2013	305		
1984	189	1994	379	2004	436	2014	355		
1985	230	1995	395	2005	520	2015	244		
1986	232	1996	413	2006	473	2016	222		
1987	240	1997	380	2007	600	2017	191		
1988	269	1998	348	2008	690	2018	187		
1989	242	1999	391	2009	603	2019	163		
1990	297	2000	312	2010	697	2020	198		

4. Number known to be in litigation	5593	38.6%
5. Decisions on requests [2]		14491
a. No. granted	13386	92.4%
(1) By examiner	13197	
(2) By Director (on petition)	189	
b. No. denied	1185	8.2%
(1) By examiner	1105	
(2) Reexam vacated	80	
6. Total examiner denials (includes denials reversed by Director)		1105
a. Patent owner requester	526	47.6%
b. Third party requester	579	52.4%

1 Total decisions on requests does not include requests that have been vacated or are pending.
2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

7. Overall reexamination pendency (Filing date to certificate issue date).....

a. Average pendency	26.0 (mos.)
b. Median pendency	19.9 (mos.)

8. Reexam certificate claim analysis:

	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall	Numbers
a. Certificates with all claims confirmed	7%	14%	0%	21.2%	2530
b. Certificates with all claims canceled	3%	9%	0%	13.1%	1559
c. Certificates with claims changes	23%	42%	1%	65.8%	7854

9. Total ex parte reexamination certificates issued (1981 – present) …… 11943

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER		3957
a. All claims confirmed	846	21.4%
b. All claims canceled	386	9.8%
c. Claims changed	2725	68.9%
b. Certificates – 3rd PARTY REQUESTER		7812
a. All claims confirmed	1667	21.3%
b. All claims canceled	1127	14.4%
c. Claims changed	5018	64.2%
c. Certificates – COMMISSIONER INITIATED REEXAM		174
a. All claims confirmed	17	9.8%
b. All claims canceled	46	26.4%
c. Claims changed	111	63.8%

NEEDS FOOTNOTE!

1 Total decisions on requests does not include requests that have been vacated or are pending.

2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

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Ex Parte Reexamination Filing Data - September 30, 2020

1. Total requests filed since start of *Ex Parte* reexam on 07/01/81 [1]		14185
a. By patent owner	3954	27.9%
b. by other member of the public	10056	70.9%
c. By order of Commissioner	175	1.2%
2. Number of Filings by discipline		
a. Chemical Operation	3843	27.1%
b. Electrical Operation	5279	37.2%
c. Mechanical Operation	4790	33.8%
d. Design Patents	273	1.9%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1989	242	1997	380	2005	520	2013	305
1982	187	1990	297	1998	348	2006	473	2014	355
1983	186	1991	309	1999	391	2007	600	2015	244
1984	189	1992	390	2000	312	2008	690	2016	222
1985	230	1993	359	2001	295	2009	603	2017	191
1986	232	1994	379	2002	272	2010	697	2018	187
1987	240	1995	395	2003	394	2011	734	2019	163
1988	269	1996	413	2004	436	2012	780	2020	198

4. Number known to be in litigation	5428	38.3%
5. Decisions on requests [2]		14185
a. No. granted	13082	92.2%
(1) By examiner	12888	
(2) By Director (on petition)	194	
b. No. denied	1183	8.3%
(1) By examiner	1103	
(2) Reexam vacated	80	
6. Total examiner denials (includes denials reversed by Director)		1103
a. Patent owner requester	525	47.6%
b. Third party requester	578	52.4%

1 Total decisions on requests does not include requests that have been vacated or are pending.
2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.
3 Historic certificates were reviewed and the data in items 8-10 reflects the outcome of the review to the extent the data is available as of Oct 1, 2020

7. Overall reexamination pendency (Filing date to certificate issue date).....

a. Average pendency	25.7 (mos.)
b. Median pendency	19.3 (mos.)

8. Reexam certificate claim analysis:[3]

	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall	Numbers
a. Certificates with all claims confirmed	6%	14%	0%	20.9%	2672
b. Certificates with all claims canceled	3%	10%	0%	13.1%	1668
c. Certificates with claims changes	22%	44%	1%	66.0%	8424

9. Total ex parte reexamination certificates issued (1981 – present) …… 12764

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER		3960
a. All claims confirmed	809	20.4%
b. All claims canceled	396	10.0%
c. Claims changed	2755	69.6%
b. Certificates – 3rd PARTY REQUESTER		8630
a. All claims confirmed	1846	21.4%
b. All claims canceled	1226	14.2%
c. Claims changed	5558	64.4%
c. Certificates – COMMISSIONER INITIATED REEXAM		174
a. All claims confirmed	17	9.8%
b. All claims canceled	46	26.4%
c. Claims changed	111	63.8%

1 Total decisions on requests does not include requests that have been vacated or are pending.
2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.
3 Historic certificates were reviewed and the data in items 8-10 reflects the outcome of the review to the extent the data is available as of Oct 1, 2020

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Ex Parte Reexamination Filing Data - September 30, 2019

1. Total requests filed since start of *Ex Parte* reexam on 07/01/81		13987
a. By patent owner	3919	28%
b. by other member of the public	9893	71%
c. By order of Commissioner	175	1%
2. Number of Filings by discipline		
a. Chemical Operation	3791	27%
b. Electrical Operation	5214	37%
c. Mechanical Operation	4732	34%
d. Design Patents	250	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1989	242	1997	380	2005	520	2013	305
1982	187	1990	297	1998	348	2006	473	2014	355
1983	186	1991	309	1999	391	2007	600	2015	244
1984	189	1992	390	2000	312	2008	690	2016	222
1985	230	1993	359	2001	295	2009	603	2017	191
1986	232	1994	379	2002	272	2010	697	2018	187
1987	240	1995	395	2003	394	2011	734	2019	163
1988	269	1996	413	2004	436	2012	780		

4. Number known to be in litigation	1938	14%
5. Decisions on requests [2]		14130
a. No. granted	12905	91%
(1) By examiner	12718	
(2) By Director (on petition)	187	
b. No. denied	1277	9%
(1) By examiner	1225	
(2) Reexam vacated	52	
6. Total examiner denials (includes denials reversed by Director)		1226
a. Patent owner requester	524	43%
b. Third party requester	702	57%

1 Total decisions on requests does not include requests that have been vacated or are pending.
2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

7. Overall reexamination pendency (Filing date to certificate issue date).....

a. Average pendency	25.8 (mos.)
b. Median pendency	19.4 (mos.)

8. Total ex parte reexamination certificates issued (1981 - present)…….. 11980

	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall	Numbers
a. Certificates with all claims confirmed	6%	15%	0%	20.7%	2480
b. Certificates with all claims canceled	3%	10%	0%	12.7%	1517
c. Certificates with claims changes	19%	46%	1%	66.6%	7983

9. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER		3325
a. All claims confirmed	693	21%
b. All claims canceled	300	9%
c. Claims changed	2332	70%
b. Certificates – 3rd PARTY REQUESTER		8481
a. All claims confirmed	1769	21%
b. All claims canceled	1170	14%
c. Claims changed	5542	65%
c. Certificates – COMMISSIONER INITIATED REEXAM		174
a. All claims confirmed	18	10%
b. All claims canceled	47	27%
c. Claims changed	109	63%

1 Total decisions on requests does not include requests that have been vacated or are pending.

2 The Director granted requests are only granted petitions on denial under 37 CFR 1.515.

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Ex Parte Reexamination Filing Data - September 30, 2018

1. Total requests filed since start of *Ex Parte* reexam on 07/01/81.....		14005
a. By patent owner	4137	30%
b. by other member of the public	9825	70%
c. By order of Commissioner	43	0%
2. Number of Filings by discipline		
a. Chemical Operation	3782	27%
b. Electrical Operation	5270	38%
c. Mechanical Operation	4717	34%
d. Design Patents	236	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1989	242	1997	380	2005	520	2013	305
1982	187	1990	297	1998	348	2006	473	2014	355
1983	186	1991	309	1999	391	2007	601	2015	243
1984	189	1992	390	2000	312	2008	691	2016	225
1985	230	1993	359	2001	295	2009	605	2017	189
1986	232	1994	379	2002	272	2010	698	2018	189
1987	240	1995	395	2003	394	2011	736		
1988	269	1996	413	2004	436	2012	781		

4. Number known to be in litigation.....	4731	34%
5. Decisions on requests.....		13178
a. No. granted	12042	91%
(1) By examiner	11891	
(2) By Director (on petition)	151	
b. No. denied	1136	9%
(1) By examiner	1089	
(2) Reexam vacated	47	
6. Total examiner denials (includes denials reversed by Director).....		2272
a. Patent owner requester	586	26%
b. Third party requester	1686	74%
7. Overall reexamination pendency (Filing date to certificate issue date).....		
a. Average pendency	27.7 (mos.)	
b. Median pendency	19.8 (mos.)	

1 Total decisions on requests does not include requests that have been vacated or are pending.

data as of 9/30/2018

8. Reexam certificate claim analysis:	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall
a. All claims confirmed	6%	15%	0%	21%
b. All claims canceled	3%	10%	0%	12%
c. Claims changed	20%	47%	0%	67%

9. Total ex parte reexamination certificates issued (1981 – present) ……		11403
a. Certificates with all claims confirmed	2391	21%
b. Certificates with all claims canceled	1404	12%
c. Certificates with claims changes	7608	67%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.		
a. Certificates – PATENT OWNER REQUESTER		3337
a. All claims confirmed	690	21%
b. All claims canceled	293	9%
c. Claims changed	2313	69%
b. Certificates – 3rd PARTY REQUESTER		8362
a. All claims confirmed	1681	20%
b. All claims canceled	1062	13%
c. Claims changed	5174	62%
c. Certificates – COMMISSIONER INITIATED REEXAM		41
a. All claims confirmed	2	5%
b. All claims canceled	23	56%
c. Claims changed	16	39%

1 Total decisions on requests does not include requests that have been vacated or are pending.

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Ex Parte Reexamination Filing Data - September 30, 2017

1. Total requests filed since start of *Ex Parte* reexam on 07/01/81.....		13641
a. By patent owner	3912	29%
b. by other member of the public	9686	71%
c. By order of Commissioner	43	0%
2. Number of Filings by dicipline		
a. Chemical Operation	3670	27%
b. Electrical Operation	5148	38%
c. Mechanical Operation	4596	34%
d. Design Patents	227	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1989	242	1997	380	2005	520	2013	305
1982	187	1990	297	1998	348	2006	473	2014	355
1983	186	1991	309	1999	391	2007	601	2015	243
1984	189	1992	390	2000	312	2008	691	2016	219
1985	230	1993	359	2001	295	2009	605	2017	191
1986	232	1994	379	2002	272	2010	698		
1987	240	1995	395	2003	394	2011	736		
1988	269	1996	413	2004	436	2012	781		

4. Number known to be in litigation.....	4648	34%
5. Decisions on requests.....		13147
a. No. granted	12047	92%
(1) By examiner	11913	
(2) By Director (on petition)	134	
b. No. denied	1100	8%
(1) By examiner	1054	
(2) Reexam vacated	46	
6. Total examiner denials (includes denials reversed by Director).....		1056
a. Patent owner requester	494	47%
b. Third party requester	562	53%
7. Overall reexamination pendency (Filing date to certificate issue date).....		
a. Average pendency	26.4 (mos.)	
b. Median pendency	19.4 (mos.)	

1 Total decisions on requests does not include requests that have been vacated or are pending.

data as of 9/30/2016

8. Reexam certificate claim analysis:	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall
a. All claims confirmed	6%	15%	0%	21%
b. All calims cancled	3%	9%	0%	12%
c. Claims changed	21%	46%	0%	67%

9. Total ex parte reexamination certificates issued (1981 – present) ……		11403
a. Certificates with all claims confirmed	2391	21%
b. Certificates with all claims canceled	1404	12%
c. Certificates with claims changes	7608	67%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.		
a. Certificates – PATENT OWNER REQUESTER		3296
a. All claims confirmed	690	21%
b. All calims cancled	293	9%
c. Claims changed	2313	70%
b. Certificates – 3rd PARTY REQUESTER		7917
a. All claims confirmed	1681	21%
b. All calims cancled	1062	13%
c. Claims changed	5174	65%
c. Certificates – COMMISSIONER INITIATED REEXAM		41
a. All claims confirmed	2	5%
b. All calims cancled	23	56%
c. Claims changed	16	39%

1 Total decisions on requests does not include requests that have been vacated or are pending.

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Ex Parte Reexamination Filing Data - September 30, 2016

1. Total requests filed since start of *Ex Parte reexam on 07/01/81*.....		13450
a. By patent owner	3887	29%
b. by other member of the public	9520	71%
c. By order of Commissioner	43	0%
2. Number of Filings by dicipline		
a. Chemical Operation	3632	27%
b. Electrical Operation	5085	38%
c. Mechanical Operation	4521	34%
d. Design Patents	212	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1989	242	1997	380	2005	520	2013	305
1982	187	1990	297	1998	348	2006	473	2014	355
1983	186	1991	309	1999	391	2007	601	2015	243
1984	189	1992	390	2000	312	2008	691	2015	219
1985	230	1993	359	2001	295	2009	605		
1986	232	1994	379	2002	272	2010	698		
1987	240	1995	395	2003	394	2011	736		
1988	269	1996	413	2004	436	2012	781		

4. Number known to be in litigation.....	4350	32%
5. Decisions on requests.....		12929
a. No. granted	11835	92%
(1) By examiner	11704	
(2) By Director (on petition)	131	
b. No. denied	1094	8%
(1) By examiner	1048	
(2) Reexam vacated	46	
6. Total examiner denials (includes denials reversed by Director).....		1048
a. Patent owner requester	492	47%
b. Third party requester	556	53%
7. Overall reexamination pendency (Filing date to certificate issue date).....		
a. Average pendency	25.77	(mos.)
b. Median pendency	20.2	(mos.)

1 Total decisions on requests does not include requests that have been vacated or are pending.

8. Reexam certificate claim analysis:	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall
a. All claims confirmed	6%	15%	0%	21%
b. All calims cancled	3%	9%	0%	12%
c. Claims changed	21%	45%	0%	66%

9. Total ex parte reexamination certificates issued (1981 – present) ……		10979
a. Certificates with all claims confirmed	2337	21%
b. Certificates with all claims canceled	1339	12%
c. Certificates with claims changes	7303	67%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.		
a. Certificates – PATENT OWNER REQUESTER		3270
a. All claims confirmed	685	21%
b. All calims cancled	291	9%
c. Claims changed	2294	70%
b. Certificates – 3rd PARTY REQUESTER		7519
a. All claims confirmed	1631	22%
b. All calims cancled	999	13%
c. Claims changed	4889	65%
c. Certificates – COMMISSIONER INITIATED REEXAM		41
a. All claims confirmed	2	5%
b. All calims cancled	23	56%
c. Claims changed	16	39%

1 Total decisions on requests does not include requests that have been vacated or are pending.

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Ex Parte Reexamination Filing Data - September 30, 2015

1. Total requests filed since start of *Ex Parte reexam on 07/01/81*.....		13136
a. By patent owner	3957	30%
b. by other member of the public	9014	69%
c. By order of Commissioner	165	1%
2. Number of Filings by dicipline		
a. Chemical Operation	3569	27%
b. Electrical Operation	5265	40%
c. Mechanical Operation	4418	34%
d. Design Patents	220	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1989	243	1997	376	2005	524	2013	296
1982	187	1990	297	1998	350	2006	511	2014	342
1983	186	1991	307	1999	385	2007	643	2015	240
1984	189	1992	392	2000	318	2008	680		
1985	230	1993	359	2001	296	2009	658		
1986	232	1994	379	2002	272	2010	780		
1987	240	1995	392	2003	392	2011	759		
1988	268	1996	418	2004	441	2012	787		

4. Number known to be in litigation.....	4819	37%
5. Decisions on requests.....		12641
a. No. granted	11623	92%
(1) By examiner	11492	
(2) By Director (on petition)	131	
b. No. denied	1018	8%
(1) By examiner	980	
(2) Reexam vacated	38	
6. Total examiner denials (includes denials reversed by Director).....		1118
a. Patent owner requester	496	44%
b. Third party requester	622	56%
7. Overall reexamination pendency (Filing date to certificate issue date).....		
a. Average pendency	26.5 (mos.)	
b. Median pendency	19.6 (mos.)	

1 Total decisions on requests does not include requests that have been vacated or are pending.

8. Reexam certificate claim analysis:	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall
a. All claims confirmed	6%	15%	0%	21%
b. All calims cancled	3%	9%	0%	12%
c. Claims changed	21%	45%	1%	67%

9. Total ex parte reexamination certificates issued (1981 – present) ……		10951
a. Certificates with all claims confirmed	2331	21%
b. Certificates with all claims canceled	1334	12%
c. Certificates with claims changes	7286	67%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.		
a. Certificates – PATENT OWNER REQUESTER		3268
a. All claims confirmed	685	21%
b. All calims cancled	291	9%
c. Claims changed	2292	70%
b. Certificates – 3rd PARTY REQUESTER		7513
a. All claims confirmed	1628	22%
b. All calims cancled	998	13%
c. Claims changed	4887	65%
c. Certificates – COMMISSIONER INITIATED REEXAM		170
a. All claims confirmed	18	11%
b. All calims cancled	45	26%
c. Claims changed	107	63%

1 Total decisions on requests does not include requests that have been vacated or are pending.

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Ex Parte Reexamination Filing Data - September 30, 2014

1. Total requests filed since start of *Ex Parte reexam on 07/01/81*.....		13217
a. By patent owner	3833	29%
b. by other member of the public	9217	70%
c. By order of Commissioner	167	1%
2. Number of Filings by dicipline		
a. Chemical Operation	3516	27%
b. Electrical Operation	5167	39%
c. Mechanical Operation	4330	33%
d. Design Patents	204	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1989	243	1997	376	2005	524	2013	305
1982	187	1990	297	1998	350	2006	511	2014	343
1983	186	1991	307	1999	385	2007	643		
1984	189	1992	392	2000	318	2008	680		
1985	230	1993	359	2001	296	2009	658		
1986	232	1994	379	2002	272	2010	780		
1987	240	1995	392	2003	392	2011	759		
1988	268	1996	418	2004	441	2012	787		

4. Number known to be in litigation.....	4362	33%
5. Decisions on requests.....		12429
a. No. granted	11402	92%
(1) By examiner	11271	
(2) By Director (on petition)	131	
b. No. denied	1027	8%
(1) By examiner	990	
(2) Reexam vacated	37	
6. Total examiner denials (includes denials reversed by Director).....		1067
a. Patent owner requester	665	62%
b. Third party requester	621	58%
7. Overall reexamination pendency (Filing date to certificate issue date).....		
a. Average pendency	22.3 (mos.)	
b. Median pendency	15.9 (mos.)	

1 Total decisions on requests does not include requests that have been vacated or are pending.

8. Reexam certificate claim analysis:	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall
a. All claims confirmed	6%	15%	0%	22%
b. All calims cancled	3%	9%	0%	12%
c. Claims changed	21%	44%	1%	66%

9. Total ex parte reexamination certificates issued (1981 – present) ……		10698
a. Certificates with all claims confirmed	2303	22%
b. Certificates with all claims canceled	1301	12%
c. Certificates with claims changes	7094	66%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.		
a. Certificates – PATENT OWNER REQUESTER		3256
a. All claims confirmed	685	21%
b. All calims cancled	289	9%
c. Claims changed	2282	70%
b. Certificates – 3rd PARTY REQUESTER		7272
a. All claims confirmed	1600	22%
b. All calims cancled	967	13%
c. Claims changed	4705	65%
c. Certificates – COMMISSIONER INITIATED REEXAM		170
a. All claims confirmed	18	11%
b. All calims cancled	45	26%
c. Claims changed	107	63%

1 Total decisions on requests does not include requests that have been vacated or are pending.

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Ex Parte Reexamination Filing Data - September 30, 2013

1. Total requests filed since start of *Ex Parte reexam on 07/01/81*.....		12874
a. By patent owner	3833	30%
b. by other member of the public	8874	69%
c. By order of Commissioner	167	1%
2. Number of Filings by dicipline		
a. Chemical Operation	3435	27%
b. Electrical Operation	5001	39%
c. Mechanical Operation	4234	33%
d. Design Patents	204	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.	1989	243	1997	376	2005	524	2013	305
1982	187	1990	297	1998	350	2006	511		
1983	186	1991	307	1999	385	2007	643		
1984	189	1992	392	2000	318	2008	680		
1985	230	1993	359	2001	296	2009	658		
1986	232	1994	379	2002	272	2010	780		
1987	240	1995	392	2003	392	2011	759		
1988	268	1996	418	2004	441	2012	787		

4. Number known to be in litigation.....	4167	32%
5. Decisions on requests.....		12016
a. No. granted	11013	92%
(1) By examiner	10891	
(2) By Director (on petition)	122	
b. No. denied	1003	8%
(1) By examiner	968	
(2) Reexam vacated	35	
6. Total examiner denials (includes denials reversed by Director).....		1067
a. Patent owner requester	498	47%
b. Third party requester	606	57%
7. Overall reexamination pendency (Filing date to certificate issue date)		
a. Average pendency	27.8 (mos.)	
b. Median pendency	20.1 (mos.)	

1 Total decisions on requests does not include requests that have been vacated or are pending.

8. Reexam certificate claim analysis:	Owner Requeste	3rd Party Requeste	Comm'r Initiate	Overall
a. All claims confirmed	6%	15%	0%	21%
b. All calims cancled	3%	8%	0%	11%
c. Claims changed	21%	40%	1%	62%

9. Total ex parte reexamination certificates issued (1981 – present) …….		9991
a. Certificates with all claims confirmed	2241	22%
b. Certificates with all claims canceled	1205	12%
c. Certificates with claims changes	6545	66%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.		
a. Certificates – PATENT OWNER REQUESTER		3279
a. All claims confirmed	682	21%
b. All calims cancled	283	9%
c. Claims changed	2239	68%
b. Certificates – 3rd PARTY REQUESTER		7174
a. All claims confirmed	1541	21%
b. All calims cancled	882	12%
c. Claims changed	4201	59%
c. Certificates – COMMISSIONER INITIATED REEXAM		164
a. All claims confirmed	18	11%
b. All calims cancled	40	24%
c. Claims changed	105	64%

1 Total decisions on requests does not include requests that have been vacated or are pending.

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Ex Parte Reexamination Filing Data - September 30, 2012

1. Total requests filed since start of *ex parte reexam on 07/01/81*.....		12569
a. By patent owner	3872	31%
b. by other member of the public	8532	68%
c. By order of Commissioner	165	1%
2. Number a. Chemical Operation	3373	27%
b. Electrical Operation	4831	38%
c. Mechanical Operation	4178	33%
d. Design Patents	187	1%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No	Fiscal Yr.	No
1981	78 (3 mos.)	1989	243	1997	376	2005	524
1982	187	1990	297	1998	350	2006	511
1983	186	1991	307	1999	385	2007	643
1984	189	1992	392	2000	318	2008	680
1985	230	1993	359	2001	296	2009	658
1986	232	1994	379	2002	272	2010	780
1987	240	1995	392	2003	392	2011	759
1988	268	1996	418	2004	441	2012	788

4. Number known to be in litigation.....	3994	32%
5. Decisions on requests.....		11737
a. No. granted.....	10755	92%
(1) By examiner	10762	
(2) By Director (on petition)	122	
b. No. denied.....	982	8%
(1) By examiner	961	
(2) Reexam vacated	35	
6. Total examiner denials (includes denials reversed by Director).....		1078
a. Patent owner requester	496	46%
b. Third party requester	582	54%
7. Overall reexamination pendency (Filing date to certificate issue date)		
a. Average pendency	27.9	(mos.)
b. Median pendency	20.5	(mos.)

8. Reexam certificate claim analysis:	Owner Requester	3rd Party Requester	Comm'r Initiate	Overall
a. All claims confirmed	21%	22%	11%	21%
b. All calims cancled	8%	12%	24%	11%
c. Claims changed	71%	66%	65%	68%

9. Total ex parte reexamination certificates issued (1981 – present) ……		9328
a. Certificates with all claims confirmed	2029	22%
b. Certificates with all claims canceled	1063	11%
c. Certificates with claims changes	6236	67%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER		3176
a. All claims confirmed	669	21%
b. All calims cancled	280	9%
c. Claims changed	2227	70%
b. Certificates – 3rd PARTY REQUESTER		6026
a. All claims confirmed	1348	22%
b. All calims cancled	745	12%
c. Claims changed	3933	65%
c. Certificates – COMMISSIONER INITIATED REEXAM		164
a. All claims confirmed	18	11%
b. All calims cancled	38	23%
c. Claims changed	108	66%

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Ex Parte Reexamination Filing Data - September 30, 2011

1. Total requests filed since start of *ex parte* reexam on 07/01/81.....11782[1]

a. By patent owner	3801	33%
b. By other member of public	7815	66%
c. By order of Commissioner	166	1%

2. Number of filings by discipline

a. Chemical Operation	3211	27%
b. Electrical Operation	4405	37%
c. Mechanical Operation	3987	34%
d. Design Patents	179	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No.	Fiscal Yr.	No.	Fiscal Yr.	No.	Fiscal Yr.	No.
1981	78 (3 mos.)	1989	243	1997	376	2005	524
1982	187	1990	297	1998	350	2006	511
1983	186	1991	307	1999	385	2007	643
1984	189	1992	392	2000	318	2008	680
1985	230	1993	359	2001	296	2009	658
1986	232	1994	379	2002	272	2010	780
1987	240	1995	392	2003	392	2011	759
1988	268	1996	418	2004	441		

4. Number known to be in litigation……...……..... .3894……33%

5. Decisions on requests……..11262

   a. No. granted…… 10333……...92%

      (1) By examiner 10213
      (2) By Director (on petition) 120

   b. No. denied ……929…….....8%

      (1) By examiner 894
      (2) Reexam vacated 35

[1]Of the requests received in FY 2011, 22 requests have not yet been accorded a filing date, and preprocessing of 35 requests was terminated for failure to comply with the requirements of 37 CFR 1.510. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).

6. Total examiner denials (includes denials reversed by Director)…….....1014

a. Patent owner requester	476	47%
b. Third party requester	538	53%

7. Overall reexamination pendency (Filing date to certificate issue date)

a. Average pendency	25.6 (mos.)
b. Median pendency	19.9 (mos.)

8. Reexam certificate claim analysis:

	Owner Requester	3rd Party Requester	Comm'r Initiated	Overall
a. All claims confirmed	21%	24%	11%	23%
b. All claims cancelled	9%	12%	23%	11%
c. Claims changes	70%	64%	66%	66%

9. Total *ex parte* reexamination certificates issued (1981 – present) ……8578

a. Certificates with all claims confirmed	1943	23%
b. Certificates with all claims canceled	974	11%
c. Certificates with claims changes	5661	66%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER ……..3040

(1) All claims confirmed	651	21%
(2) All claims canceled	264	9%
(3) Claim changes	2125	70%

b. Certificates – 3rd PARTY REQUESTER ……..5380

(1) All claims confirmed	1274	24%
(2) All claims canceled	674	12%
(3) Claim changes	3432	64%

c. Certificates – COMMISSIONER INITIATED REEXAM …….…..…….....158

(1) All claims confirmed	18	11%
(2) All claims canceled	36	23%
(3) Claim changes	104	66%

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Ex Parte Reexamination Filing Data - September 30, 2010

1. Total requests filed since start of *ex parte* reexam on 07/01/81..... 11023[1]

a. By patent owner	3697	34%
b. By other member of public	7161	65%
c. By order of Commissioner	165	1%

2. Number of filings by discipline

a. Chemical Operation	3068	28%
b. Electrical Operation	4010	36%
c. Mechanical Operation	3771	34%
d. Design Patents	174	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No.	Fiscal Yr.	No.	Fiscal Yr.	No.	Fiscal Yr.	No.
1981	78 (3 mos.)	1989	243	1997	376	2005	524
1982	187	1990	297	1998	350	2006	511
1983	186	1991	307	1999	385	2007	643
1984	189	1992	392	2000	318	2008	680
1985	230	1993	359	2001	296	2009	658
1986	232	1994	379	2002	272	2010	780
1987	240	1995	392	2003	392		
1988	268	1996	418	2004	441		

4. Number known to be in litigation……..……..... .3568……32%

5. Decisions on requests……..10495

   a. No. granted…… …9648……....92%

      (1) By examiner 9534
      (2) By Director (on petition) 114

   b. No. denied ……847…….....8%

      (1) By examiner 812
      (2) Reexam vacated 35

[1]Of the requests received in FY 2010, 16 requests have not yet been accorded a filing date, and preprocessing of 80 requests was terminated for failure to comply with the requirements of 37 CFR 1.510. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).

6. Total examiner denials (includes denials reversed by Director)…….....926

a. Patent owner requester	451	49%
b. Third party requester	475	51%

7. Overall reexamination pendency (Filing date to certificate issue date)

a. Average pendency	25.5 (mos.)
b. Median pendency	20.0 (mos.)

8. Reexam certificate claim analysis:

	Owner Requester	3rd Party Requester	Comm'r Initiated	Overall
a. All claims confirmed	22%	25%	12%	23%
b. All claims cancelled	8%	13%	23%	12%
c. Claims changes	70%	62%	65%	65%

9. Total *ex parte* reexamination certificates issued (1981 – present) ……7782

a. Certificates with all claims confirmed	1817	23%
b. Certificates with all claims canceled	893	12%
c. Certificates with claims changes	5072	65%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER ……..2947

(1) All claims confirmed	638	22%
(2) All claims canceled	251	8%
(3) Claim changes	2058	70%

b. Certificates – 3rd PARTY REQUESTER ……..4681

(1) All claims confirmed	1161	25%
(2) All claims canceled	607	13%
(3) Claim changes	2913	62%

c. Certificates – COMMISSIONER INITIATED REEXAM …….…..…….....154

(1) All claims confirmed	18	12%
(2) All claims canceled	35	23%
(3) Claim changes	101	65%

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Ex Parte Reexamination Filing Data - September 30, 2009

1. Total requests filed since start of *ex parte* reexam on 07/01/81..... 10243[1]

a. By patent owner	3634	35%
b. By other member of public	6444	63%
c. By order of Commissioner	165	2%

2. Number of filings by discipline

a. Chemical Operation	2931	29%
b. Electrical Operation	3596	35%
c. Mechanical Operation	3554	34%
d. Design Patents	162	2%

3. Annual *Ex Parte* Reexam Filings

Fiscal Yr.	No.	Fiscal Yr.	No.	Fiscal Yr.	No.	Fiscal Yr.	No.
1981	78 (3 mos.)	1989	243	1997	376	2005	524
1982	187	1990	297	1998	350	2006	511
1983	186	1991	307	1999	385	2007	643
1984	189	1992	392	2000	318	2008	680
1985	230	1993	359	2001	296	2009	658
1986	232	1994	379	2002	272		
1987	240	1995	392	2003	392		
1988	268	1996	418	2004	441		

4. Number known to be in litigation……..……..... .3221……31%

5. Decisions on requests……...9833

   a. No. granted…… …9041……....92%

      (1) By examiner 8928
      (2) By Director (on petition) 113

   b. No. denied ……792…….....8%

      (1) By examiner 757
      (2) Reexam vacated 35

[1]Of the requests received in FY 2009, 22 requests have not yet been accorded a filing date, and preprocessing of 41 requests was terminated for failure to comply with the requirements of 37 CFR 1.510. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).

6. Total examiner denials (includes denials reversed by Director)…….....870

a. Patent owner requester	445	51%
b. Third party requester	425	49%

7. Overall reexamination pendency (Filing date to certificate issue date)

a. Average pendency	25.2 (mos.)
b. Median pendency	19.7 (mos.)

8. Reexam certificate claim analysis:

	Owner Requester	3rd Party Requester	Comm'r Initiated	Overall
a. All claims confirmed	22%	26%	12%	25%
b. All claims cancelled	8%	13%	23%	11%
c. Claims changes	70%	61%	65%	64%

9. Total *ex parte* reexamination certificates issued (1981 – present) ……7089

a. Certificates with all claims confirmed	1725	25%
b. Certificates with all claims canceled	807	11%
c. Certificates with claims changes	4557	64%

10. Reexam claim analysis – requester is patent owner or 3rd party or Commissioner initiated.

a. Certificates – PATENT OWNER REQUESTER ……..2827

(1) All claims confirmed	625	22%
(2) All claims canceled	233	8%
(3) Claim changes	1969	70%

b. Certificates – 3rd PARTY REQUESTER ……..4111

(1) All claims confirmed	1082	26%
(2) All claims canceled	540	13%
(3) Claim changes	2489	61%

c. Certificates – COMMISSIONER INITIATED REEXAM …….…..…….....151

(1) All claims confirmed	18	12%
(2) All claims canceled	34	23%
(3) Claim changes	99	65%

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Ex Parte Reexamination Filing Data - September 30, 2008

1. Total requests filed since start of *ex partes* reexam on 07/01/81 ..... 9585[1]

a. By patent owner	3567	37%
b. By other member of public	5853	61%
c. By order of Commissioner	165	2%

2. Number of filings by discipline

a. Chemical Operation	2811	29%
b. Electrical Operation	3261	34%
c. Mechanical Operation	3357	35%
d. Design Patents	156	2%

3. Annual Ex Parte Reexam Filings

Fiscal Yr.	No.	Fiscal Yr.	No.	Fiscal Yr.	No.	Fiscal Yr.	No.
1981	78 (3 mos.)	1989	243	1997	376	2005	524
1982	187	1990	297	1998	350	2006	511
1983	186	1991	307	1999	385	2007	643
1984	189	1992	392	2000	318	2008	680
1985	230	1993	359	2001	296		
1986	232	1994	379	2002	272		
1987	240	1995	392	2003	392		
1988	268	1996	418	2004	441		

4. Number known to be in litigation……..……..... .2849…….....30%

5. Decisions on requests……...9219

   a. No. granted…… …8467……....92%

      (1) By examiner 8354
      (2) By Director (on petition) 113

   b. No. denied ……752…….....8%

      (1) By examiner 717
      (2) Reexam vacated 35

[1]Of the requests received in FY 2008, 7 requests have not yet been accorded a filing date, and preprocessing of 15 requests was terminated for failure to comply with the requirements of 37 CFR 1.510. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).

6. Total examiner denials (includes denials reserved by Director)…….....830

a. Patent owner requester	441	53%
b. Third party requester	389	47%

7. Overall reexamination pendency (Filing date to certificate issue date)

a. Average pendency	24.5 (mos.)
b. Median pendency	19.0 (mos.)

8. Reexam certificate claim analysis:

	Owner Requester	3rd Party Requester	Comm'r Initiated	Overall
a. All claims confirmed	22%	28%	12%	25%
b. All claims cancelled	8%	13%	21%	11%
c. Claims changes	70%	59%	67%	64%

9. Total ex parte reexamination certificates issued (1981 – present) ……6457

a. Certificates with all claims confirmed	1624	25%
b. Certificates with all claims canceled	721	11%
c. Certificates with claims changes	4112	64%

10. Reexam claim analysis – requester is patent owner or 3rd party; or Comm'r initiated.

a. Certificates – PATENT OWNER REQUESTER ……..2722

(1) All claims confirmed	611	22%
(2) All claims canceled	214	8%
(3) Claim changes	1897	70%

b. Certificates – 3rd PARTY REQUESTER ……..3588

(1) All claims confirmed	995	28%
(2) All claims canceled	476	13%
(3) Claim changes	2117	59%

c. Certificates – COMM'R INITIATED REEXAM …….…….....147

(1) All claims confirmed	18	12%
(2) All claims canceled	31	21%
(3) Claim changes	98	67%