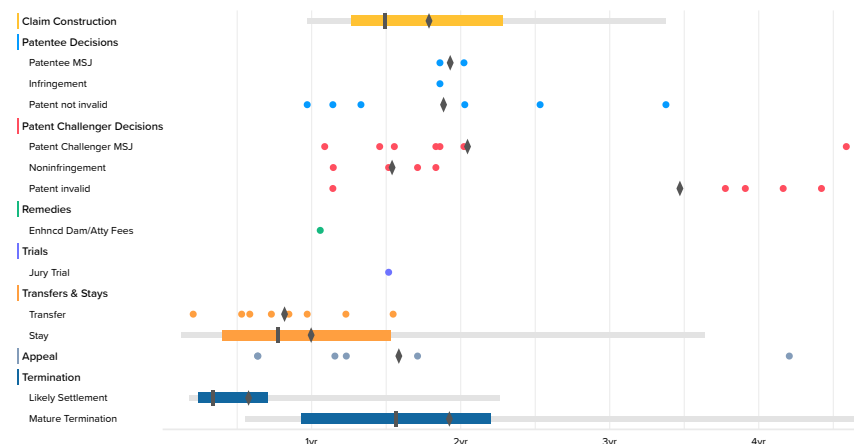


## Time to Milestones

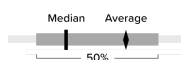
VIEW IN BROWSER

Parties: Fortinet, Inc. Case Filing Date: On or After Jan. 1st, 2008

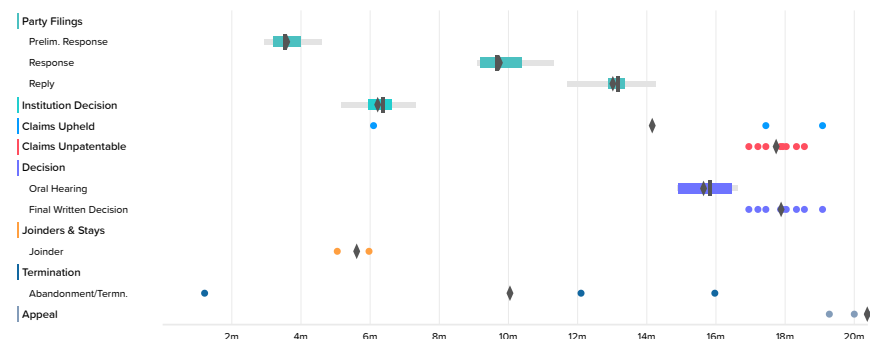
## U.S. District Courts (103 cases)



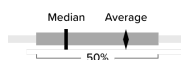
The milestones shown in this chart are based on Docket Navigator's classification of orders matching the search criteria specified to generate the report. Each box plot shows the time between the filing of the complaint and the named milestone. The left and right ends of the box labeled 50% are respectively the first- and third-quartiles. The lighter line shows events between the 2nd and 98th percentile. The remaining points are outliers, represent at most 4% of the data, and are not shown, however, the true minimum and maximum are included in the accompanying table and the mean includes outliers. Fewer than ten events occurring in a category are shown as dots instead of a box plot.



## Patent Trial and Appeal Board (47 cases)



The milestones shown in this chart are based on Docket Navigator's classification of orders matching the search criteria specified to generate the report. Each box plot shows the time between the filing of the complaint and the named milestone. The left and right ends of the box labeled 50% are respectively the first- and third-quartiles. The lighter line shows events between the 2nd and 98th percentile. The remaining points are outliers, represent at most 4% of the data, and are not shown, however, the true minimum and maximum are included in the accompanying table and the mean includes outliers. Fewer than ten events occurring in a category are shown as dots instead of a box plot.



## U.S. District Courts

|                       | Occurrences | Minimum | 2nd Percentile | First Quartile | Median | Third Quartile | 98th Percentile | Maximum | Average |
|-----------------------|-------------|---------|----------------|----------------|--------|----------------|-----------------|---------|---------|
| Claim Construction    | 12          | 10.5    | 11.6           | 15.2           | 17.9   | 27.4           | 40.5            | 40.5    | 21.6    |
| Patentee MSJ          | 2           | 22.3    |                |                | 23.3   |                |                 | 24.3    | 23.3    |
| Infringement          | 1           | 22.3    |                |                |        |                |                 | 22.3    | 22.3    |
| Patent not invalid    | 6           | 11.6    |                |                | 20.1   |                |                 | 40.5    | 22.8    |
| Patent Challenger MSJ | 7           | 13.0    |                |                | 22.0   |                |                 | 55.0    | 24.7    |
| Noninfringement       | 4           | 13.7    |                |                | 19.4   |                |                 | 22.0    | 18.6    |
| Patent invalid        | 5           | 13.7    |                |                | 46.9   |                |                 | 53.0    | 41.8    |
| Enhncd Dam/Atty Fees  | 1           | 12.7    |                |                |        |                |                 | 12.7    | 12.7    |
| Jury Trial            | 1           | 18.2    |                |                |        |                |                 | 18.2    | 18.2    |
| Transfer              | 9           | 2.5     |                |                | 9.9    |                |                 | 18.6    | 10.0    |
| Stay                  | 19          | 1.3     | 1.5            | 4.8            | 9.3    | 18.4           | 43.7            | 43.7    | 12.1    |
| Appeal                | 6           | 7.6     |                |                | 14.3   |                |                 | 50.5    | 19.2    |
| Likely Settlement     | 60          | 1.5     | 2.1            | 2.9            | 4.1    | 8.5            | 27.1            | 27.5    | 7.1     |
| Mature Termination    | 29          | 6.6     | 6.7            | 11.2           | 18.8   | 26.4           | 56.8            | 56.8    | 23.2    |

## Patent Trial and Appeal Board

|                        | Occurrences | Minimum | 2nd Percentile | First Quartile | Median | Third Quartile | 98th Percentile | Maximum | Average |
|------------------------|-------------|---------|----------------|----------------|--------|----------------|-----------------|---------|---------|
| Prelim. Response       | 35          | 2.6     | 3.0            | 3.2            | 3.5    | 4.0            | 4.6             | 4.6     | 3.6     |
| Response               | 17          | 8.3     | 9.1            | 9.2            | 9.7    | 10.4           | 11.3            | 11.3    | 9.8     |
| Reply                  | 15          | 11.0    | 11.7           | 12.9           | 13.2   | 13.4           | 14.3            | 14.3    | 13.1    |
| Institution Decision   | 37          | 5.0     | 5.1            | 5.9            | 6.4    | 6.6            | 7.3             | 7.3     | 6.3     |
| Claims Upheld          | 3           | 6.1     |                |                | 17.4   |                |                 | 19.1    | 14.2    |
| Claims Unpatentable    | 8           | 17.0    |                |                | 17.9   |                |                 | 18.6    | 17.8    |
| Oral Hearing           | 15          | 14.5    | 14.9           | 14.9           | 15.8   | 16.5           | 16.6            | 16.6    | 15.7    |
| Final Written Decision | 9           | 17.0    |                |                | 17.9   |                |                 | 19.1    | 17.9    |
| Joinder                | 3           | 5.0     |                |                | 6.0    |                |                 | 6.0     | 5.7     |
| Abandonment/Termin.    | 7           | 1.2     |                |                | 12.1   |                |                 | 16.0    | 10.1    |
| Appeal                 | 5           | 19.3    |                |                | 20.4   |                |                 | 21.8    | 20.4    |