Trial Statistics
IPR, PGR, CBM
Patent Trial and Appeal Board
February 2020
Petitions by Trial Type
(All Time: Sept. 16, 2012 to Feb. 29, 2020)

Trial types include Inter Partes Review (IPR), Post Grant Review (PGR), and Covered Business Method (CBM).
Petitions Filed by Technology in FY20
(FY20: Oct. 1, 2019 to Feb. 29, 2020)
Petitions Filed by Month

(546 IPRs in FY20)

Feb-19  |  IPR | Feb-20
---|---|---
        | 74  | 150
        | 144 |
        | 79  |

Feb-19  |  PGR | Feb-20
---|---|---
        | 0   | 10
        | 3   |
        | 1   |

Feb-19  |  CBM | Feb-20
---|---|---
        |      | 5
        |      | 0
        |      | 0
        |      | 2

(21 PGRs in FY20)
(7 CBMs in FY20)
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 by Technology
(All Time: Sept. 16, 2012 to Feb. 29, 2020)

- **Bio/Pharma**: 59% (524 of 890)
- **Chemical**: 61% (333 of 544)
- **Design**: 41% (19 of 46)
- **Electrical/Computer**: 66% (3,435 of 5,190)
- **Mechanical & Business Method**: 68% (1,489 of 2,199)

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.
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.

Pre-Institution Settlements
(FY13 to FY20: Oct. 1, 2012 to Feb. 29, 2020)
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: Sept. 16, 2012 to Feb. 29, 2020)

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.
Outcome of concluded proceedings
(All time: Sept. 16, 2012 to Feb. 29, 2020)

- Institution Denied: 3,043 (33%)
- Settled: 2,676 (29%)
- Requested Adverse Judgment: 378 (4%)
- FWD All Patentable: 609 (7%)
- FWD Mixed: 557 (6%)
- FWD All Unpatentable: 1,937 (21%)

Percentage of the Final Written Decisions:
- FWD All Patentable: 609 (20%)
- FWD Mixed: 557 (18%)
- FWD All Unpatentable: 1,937 (62%)

Joined and dismissed cases are excluded.