



UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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Ex Parte Reexamination Filing Data - December 31, 2003

- 1. Total requests filed since start of ex parte reexam on 07/01/81 6899
a. By patent owner 2936 43%
b. By other member of public 3804 55%
c. By order of Commissioner 159 2%

- 2. Number of filings by discipline
a. Chemical Operation 2190 32%
b. Electrical Operation 2156 31%
c. Mechanical Operation 2553 37%

3. Annual Ex Parte Reexam Filings

Table with 4 columns: Fiscal Yr., No., Fiscal Yr., No., Fiscal Yr., No. showing annual filing counts from 1981 to 2004 YTD.

- 4. Number known to be in litigation.....1430 21%

- 5. Determinations on requests 6676

- a. No. granted6045.....91%
(1) By examiner 5940
(2) By Director (on petition) 105
b. No. denied631.....10%
(1) By examiner 597
(2) Order vacated 34

6. Total examiner denials (includes denials reversed by Director)				702
a. Patent owner requester			407	58%
b. Third party requester			295	42%
7. Overall reexamination pendency (Filing date to certificate issue date)				
a. Average pendency			21.3	(mos.)
b. Median pendency			16.7	(mos.)
8. Reexam certificate claim analysis:	<u>Owner</u>	<u>3rd Party</u>	<u>Comm'r</u>	<u>Overall</u>
	<u>Requester</u>	<u>Requester</u>	<u>Initiated</u>	
a. All claims confirmed	23%	30%	13%	26%
b. All claims cancelled	7%	12%	19%	10%
c. Claims changes	70%	58%	68%	64%
9. Total ex parte reexamination certificates issued (1981 - present).....				4887
a. Certificates with all claims confirmed			1279	26%
b. Certificates with all claims canceled			477	10%
c. Certificates with claims changes			3061	64%
10. Reexam claim analysis - requester is patent owner or 3rd party; or Comm'r initiated.				
a. Certificates _ PATENT OWNER REQUESTER				2131
(1) All claims confirmed			494	23%
(2) All claims canceled			152	7%
(3) Claim changes			1485	70%
b. Certificates _ 3rd PARTY REQUESTER.....				2557
(1) All claims confirmed			768	30%
(2) All claims canceled			301	12%
(3) Claim changes			1488	58%
c. Certificates _ COMM'R INITIATED REEXAM.....				129
(1) All claims confirmed			17	13%
(2) All claims canceled			24	19%
(3) Claim changes			88	68%