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## Inter Partes Reexamination Filing Data - December 31, 2008

1.	Total requests filed since start of <i>inter partes</i> reexam on 11/29/99.....	544 <sup>1</sup>	
2.	Number of filings by discipline		
	a. Chemical Operation	119	22%
	b. Electrical Operation	215	39%
	c. Mechanical Operation	199	37%
	d. Design Patents	11	2%
3.	Annual Re-exam Filings		
	<u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u>		
	2000        0        2003        21        2006        70        2009        68 YTD		
	2001        1        2004        27        2007        126		
	2002        4        2005        59        2008        168		
4.	Number known to be in litigation.....	337	62%
5.	Decisions on requests .....	465	
	a. No. granted.....	439	94%
	(1) By examiner	439	
	(2) By Director (on petition)	0	
	b. No. not granted.....	26	6%
	(1) By examiner	23	
	(2) Reexam vacated	3	
6.	Overall reexamination pendency (Filing date to certificate issue date)		
	a. Average pendency	34.9 (mos.)	
	b. Median pendency	32.5 (mos.)	
7.	Total <i>inter partes</i> re-examination certificates issued (1999 - present).....	44	
	a. Certificates with all claims confirmed	4	9%
	b. Certificates with all claims canceled (or disclaimed)	31	70%
	c. Certificates with claims changes	9	21%

<sup>1</sup>Of the requests received in FY 2009, 4 requests have not yet been accorded a filing date, and 1 request had preprocessing terminated, for failure to comply with the requirements of 37 CFR 1.915. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).