

PTAB Statistics

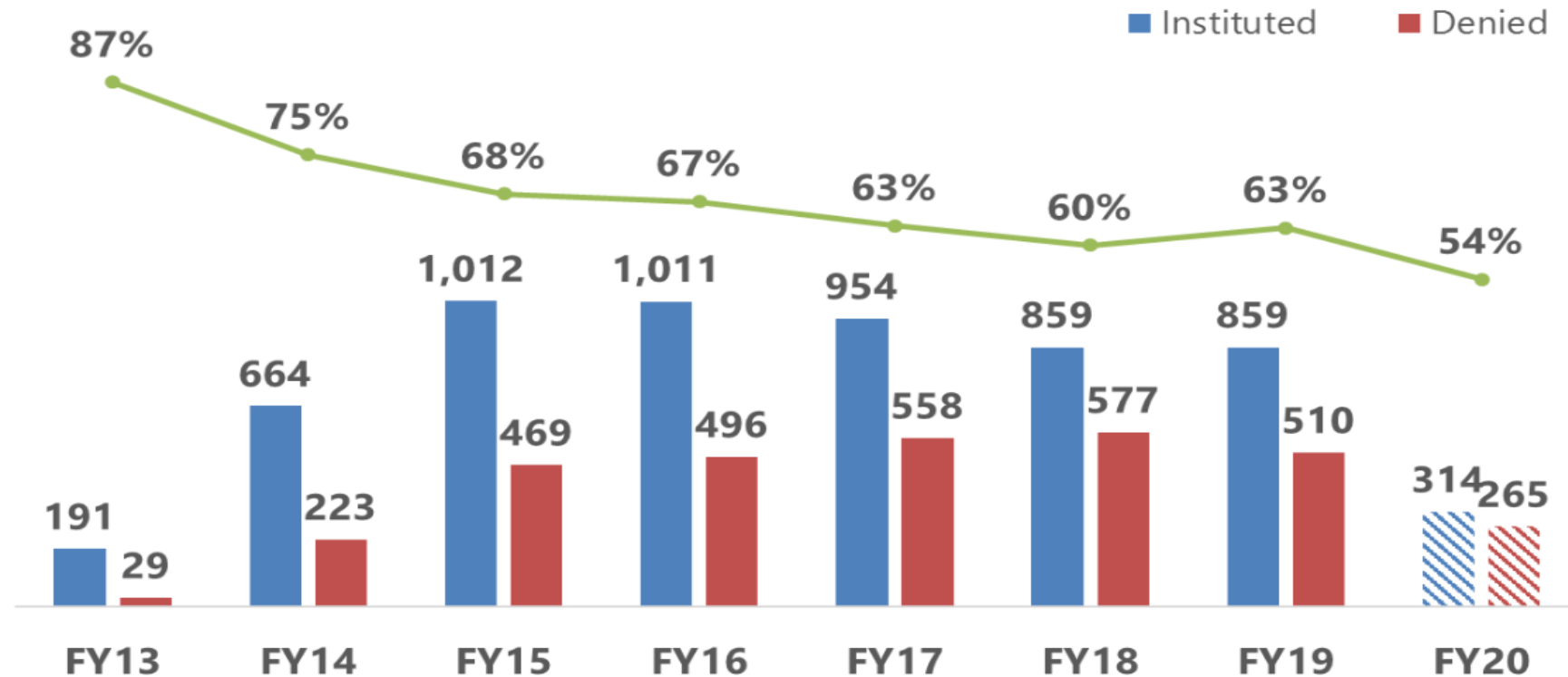
AIA Trials Data

2011 – Sept 2020

USPTO claims institution rates are going down but this is misleading.

Institution Rates

(FY13 to FY20: Oct. 1, 2012 to Mar. 31, 2020)



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.



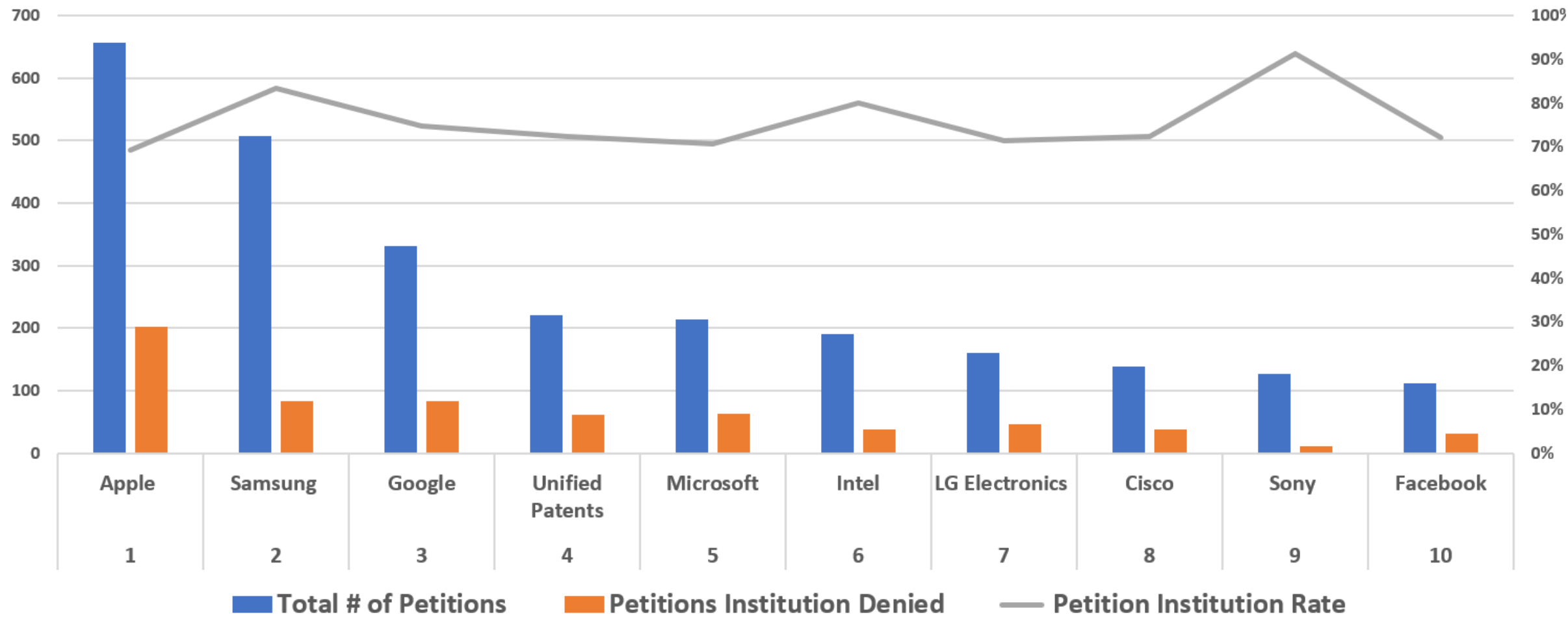
Top Petitioners

By Sept 2020, Total Petitions filed by these 10 Petitioners 2659 !!

	AIA Petitioner Name	Total # of Petitions	Petitions Institution Denied	Petition Institution Rate
1	Apple	657	202	69%
2	Samsung	508	84	83%
3	Google	331	84	75%
4	Unified Patents	221	61	72%
5	Microsoft	214	63	71%
6	Intel	191	38	80%
7	LG Electronics	161	46	71%
8	Cisco	138	38	72%
9	Sony	127	11	91%
10	Facebook	111	31	72%

These are Trillion Dollar or more than 100 Billion Dollar Companies

Petition Institution Rate for Top 10



Trillion Dollar Companies Petitioning the US government to Kill a Small US Company Patents

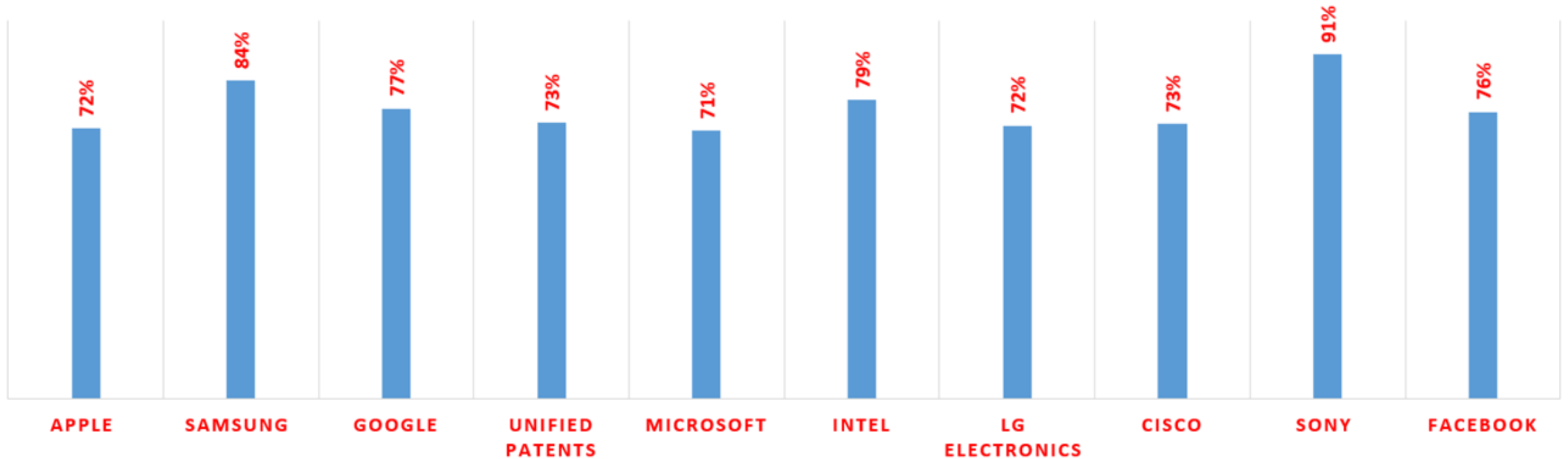
Top PTAB Petitioners

By Sept 2020, Total Patents challenged by these 10 Petitioners 2222 !!

	AIA Petitioner Name	Total # of Unique Patents Petitioned	Unique Patent Institution Denied	Patent Institution Rate
1	Apple	467	133	72%
2	Samsung	482	76	84%
3	Google	280	65	77%
4	Unified Patents	218	59	73%
5	Microsoft	172	50	71%
6	Intel	153	32	79%
7	LG Electronics	130	36	72%
8	Cisco	114	31	73%
9	Sony	123	11	91%
10	Facebook	83	20	76%

These are Trillion Dollar or more than 100 Billion Dollar Companies

Patent Institution Rate for these companies



Trillion Dollar Companies Petitioning the US government to Kill a Small US Company Patents

PTAB was sold to the public that it will protect Small Business against Patent Trolls *(derogatory terms for Small US Inventors)*

1. **8+** years of PTAB AIA Data analysis shows that it has been used by Trillion and Billion Dollar companies to steal technology from the much smaller US companies and inventors.
2. **97%** of the 2400+ companies that filed for the AIA Petitions had at least ONE Billion Dollar Market Cap or 100 Million Dollar Revenue.
3. PTAB adds \$500,000/IPR to the District court cost and adds 3 years of litigation time. With multiple IPRs as is typically done, the PTAB costs as much as the DC.
4. **ALL** these Trillion Dollar companies can afford to litigate both at the District Court **AND** at the PTAB. Of course they prefer the PTAB because:
 - ❖ They can CONTROL the PTAB filing but not the District court and have no downside at PTAB.
 - ❖ The PTAB gives them an easy path to invalidate patents and steal US Inventor technology