Patexia

September 2024

PTAB 2024 Intelligence Report

July 2019 — June 2024

A comprehensive report on the **Best Performing** and **Most Active PTAB Attorneys** and **Law Firms.**

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Introduction.

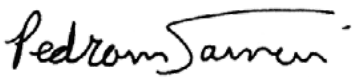
This September marks the eighth anniversary of our first IPR Intelligence Report, initially launched in 2017. Since then, the report has undergone significant evolution, incorporating new sections and refining our analytical techniques—developments made possible through the valuable input of the IP community. The most significant change came last year with the inclusion of all PTAB proceedings, expanding our coverage beyond Inter Partes Reviews to also include Post Grant Reviews (PGR), Covered Business Method (CBM) reviews, and Derivation proceedings (DER).

What began as a groundbreaking addition to our IP Insight series has grown in scope and complexity. As interest in our reports expanded, we broadened our focus to cover seven key areas of intellectual property, including ITC Section 337, Hatch-Waxman Litigation, Patent and Trademark Prosecution, Patent Litigation, the Federal Circuit Court of Appeals (CAFC), and the Patent Trial and Appeal Board.

The PTAB continues to play a key role in the intellectual property landscape, offering a forum for resolving patent disputes that is faster and often more cost-effective than traditional court litigation. With its various proceedings, PTAB has established itself as a key venue for challenging the validity of patents in the U.S.

Our 2024 PTAB Intelligence Report covers a five-year period from July 1, 2019, to June 30, 2024, offering a deep dive into filing trends, outcomes, and strategies employed by both petitioners and patent holders. It includes insights into patent and claim-level challenges, trends across different types of PTAB proceedings, and an analysis of the most popular International Patent Classification (IPC) codes.

This year's report uncovers notable trends, including a decrease in IPR filings since their 2020 peak, an upward trend in settlement rates, and key performance insights for the top firms and attorneys. Whether you're assessing the competitive landscape or refining your patent strategies, this comprehensive analysis provides valuable perspectives that can inform your decisions and position you for success in the intellectual property arena.



Pedram Sameni
Founder and CEO

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What's in the Eighth Report?

As mentioned above, building on the success of our IPR Intelligence Report, we expanded our coverage last year to include all PTAB proceedings. In addition to IPRs, we cover PGRs, CBMs, and DER proceedings. This broader scope enables us to offer a more comprehensive perspective on the PTAB landscape, delivering valuable insights into the dynamic world of intellectual property. We believe this enhancement provides legal professionals, companies, and stakeholders with a deeper understanding of PTAB proceedings and their influence on the IP ecosystem.

This year's report delivers a comprehensive analysis of five years of PTAB filings, covering the period from July 1, 2019, to June 30, 2024. Readers will gain detailed insights into filing trends, the distribution of different proceeding types, and the roles of patent owners and petitioners. Key metrics at the patent and claim levels, along with the most popular IPC codes and the statuses of terminated proceedings, are examined to provide a thorough understanding of PTAB activity throughout the study period.

Using our ranking methodology, we provide an objective and data-driven assessment of the activity and performance of all parties involved in PTAB proceedings. By analyzing multiple factors, including the outcomes and the roles of petitioners and patent owners, we calculate scores that reflect each party's involvement and effectiveness. These scores are derived using advanced computational methods, including machine learning algorithms, which allow us to isolate individual contributions and control for external variables. Each party is then ranked based on these scores, enabling us to produce comprehensive rankings that cover petitioners, patent owners, law firms, and attorneys. This methodology ensures that the rankings accurately capture both activity levels and success rates, providing valuable insights into the key players and their impact on PTAB proceedings. Our approach offers a transparent and thorough view of performance across the board, helping stakeholders understand the competitive landscape within the PTAB.

This year's report is delivered as a detailed PDF that presents comprehensive statistics and insights. Alongside the PDF, we provide an Excel file containing all relevant data and metrics, including rankings of law firms, attorneys, companies, lateral moves, and judges. Together, these resources offer a thorough overview and make it easy to access the extensive data compiled throughout the study period.

Disclaimer: *The data for this report was obtained from public sources, including USPTO, PTAB, and PACER, as well as self-reported by attorneys on the Patexia website. Patexia has gone to great lengths to provide valid and accurate analysis based on this data. However, Patexia does not guarantee 100% accuracy nor take any responsibility for possible losses caused by the use of information provided in this report.*

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Appendix.

Appendix A: Sources of Data.

Data forms the bedrock of any data-driven analysis. Therefore, sourcing information from reputable outlets and maintaining data integrity are core principles we rigorously adhere to at Patexia. Our raw data has been carefully collected from a variety of sources, including:

- Patent Trial and Appeal Board (PTAB) Database
- United States Patent and Trademark (USPTO) Patent Database
- Public Access to Court Electronic Records (PACER)
- Self-reported by attorneys named on the case
- US Patent Classification Database

For this release, we limited the date range of our analysis to the last five years (July 1, 2019, through June 30, 2024).

While errors such as typos are common in legal documents, the task of cleaning and organizing attorney data presents even greater challenges. Attorneys often have similar or identical names, frequently switch firms, fail to update their information, and use various name variations.

To address these issues, our engineering team employs advanced machine learning and natural language processing techniques. These technologies help us accurately match different instances of the same name. To further reduce errors, we implement a two-pronged approach: First, suspicious matches are manually reviewed to ensure accuracy. Second, we offer profile pages for over 100,000 attorneys and agents, allowing them to directly review and contribute missing cases to our database. All user-contributed data is then carefully validated by Patexia's internal data team to ensure the highest level of precision.

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Appendix B: Patent Owners and Petitioners Stats.

See the attached Excel spreadsheet for the stats related to up to the 1,000 most active patent owners and petitioners involved in one or more PTAB proceedings filed during the period of our study. The spreadsheet covers the following information for each of the companies:

1. Company name with a link to the Patexia page
2. All Cases (Patent Owner + Petitioner)
3. Patent Owner Cases
4. Petitioner Cases
5. Overall Performance Rank
6. Overall Activity Rank
7. Patent Owner Performance Rank
8. Patent Owner Activity Rank
9. Petitioner Performance Rank
10. Petitioner Activity Rank
11. Overall Activity Score
12. Patent Owner Activity Score
13. Petitioner Activity Score
14. Overall Success Score
15. Patent Owner Success Score
16. Petitioner Success Score
17. Overall Performance Score
18. Patent Owner Performance Score
19. Petitioner Performance Score
20. 2023 Overall Performance Rank
21. 2023 Overall Activity Rank
22. 2023 Patent Owner Performance Rank
23. 2023 Patent Owner Activity Rank
24. 2023 Petitioner Performance Rank
25. 2023 Petitioner Activity Rank
26. Top Three Law Firms

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Appendix C: Law Firms Stats.

See the attached Excel spreadsheet for the stats related to all law firms involved in one or more PTAB cases filed during the period of our study. The spreadsheet covers the following information for each of the law firms:

1. Law firm name with a link to the Patexia page
2. All Cases (Patent Owner + Petitioner)
3. Patent Owner Cases
4. Petitioner Cases
5. Overall Performance Rank
6. Overall Activity Rank
7. Patent Owner Performance Rank
8. Patent Owner Activity Rank
9. Petitioner Performance Rank
10. Petitioner Activity Rank
11. Overall Activity Score
12. Patent Owner Activity Score
13. Petitioner Activity Score
14. Overall Success Score
15. Patent Owner Success Score
16. Petitioner Success Score
17. Overall Performance Score
18. Patent Owner Performance Score
19. Petitioner Performance Score
20. 2023 Overall Performance Rank
21. 2023 Overall Activity Rank
22. 2023 Patent Owner Performance Rank
23. 2023 Patent Owner Activity Rank
24. 2023 Petitioner Performance Rank
25. 2023 Petitioner Activity Rank
26. Top Three Law Clients

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Appendix D: Attorneys Stats.

See the attached Excel spreadsheet for the stats related to the top 1,000 most active attorneys involved in one or more PTAB cases filed during the period of our study. The spreadsheet covers the following information for each of the law firms:

1. Attorney name with a link to the Patexia page
2. Attorney's title (Partner, Associate, ...)
3. Law firm name with a link to the Patexia page
4. All Cases (Patent Owner + Petitioner)
5. Patent Owner Cases
6. Petitioner Cases
7. Overall Performance Rank
8. Overall Activity Rank
9. Patent Owner Performance Rank
10. Patent Owner Activity Rank
11. Petitioner Performance Rank
12. Petitioner Activity Rank
13. Overall Activity Score
14. Patent Owner Activity Score
15. Petitioner Activity Score
16. Overall Success Score
17. Patent Owner Success Score
18. Petitioner Success Score
19. Overall Performance Score
20. Patent Owner Performance Score
21. Petitioner Performance Score
22. 2023 Overall Performance Rank
23. 2023 Overall Activity Rank
24. 2023 Patent Owner Performance Rank
25. 2023 Patent Owner Activity Rank
26. 2023 Petitioner Performance Rank
27. 2023 Petitioner Activity Rank
28. Top Three Clients

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Appendix E: Judges.

See the attached Excel spreadsheet for the stats related to all main judges who authored the final written decision. The spreadsheet covers the following information for each of the judges:

1. Main Judge (Author)
2. All Cases
3. Unique patents
4. Judge Score (In Favor of Petitioner)
5. Claims Challenged
6. Claims Instituted
7. Claims Invalidated

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Appendix F: Lateral Moves.

See the attached Excel spreadsheet to find the current firms for all top PTAB attorneys who switched firms over the last 12 months. The spreadsheet covers the following information for each of the attorneys:

1. PTAB Attorney
2. Title
3. Current Firm
4. Old Firm
5. Overall Activity Rank
6. PTAB Proceedings

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Appendix G: Best Performing and Most Active Badges.

As part of our annual tradition, Patexia designs two categories of badges for Best Performing and Most Active Law Firms and Attorneys (Patent Owner, Petitioner, and Overall). These badges are awarded to firms and attorneys ranked in the top 250 who choose to purchase the report. Concierge Members, however, automatically receive the badges if they are ranked among the top 250.

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Contact Us.

Established in 2010 with the goal of improving efficiency and transparency in the realm of intellectual property through the use of data, technology, and expert resources, Patexia is the leading network for IP professionals, boasting over 100,000 IP attorney profiles. The company offers a range of IP services through four distinct divisions: Patexia Connect (recruiting), Patexia Studies (Crowdsourced and traditional IP due diligence), Patexia Expert Witness, and Patexia Insights (IP reports and data). For further information, please contact us today.

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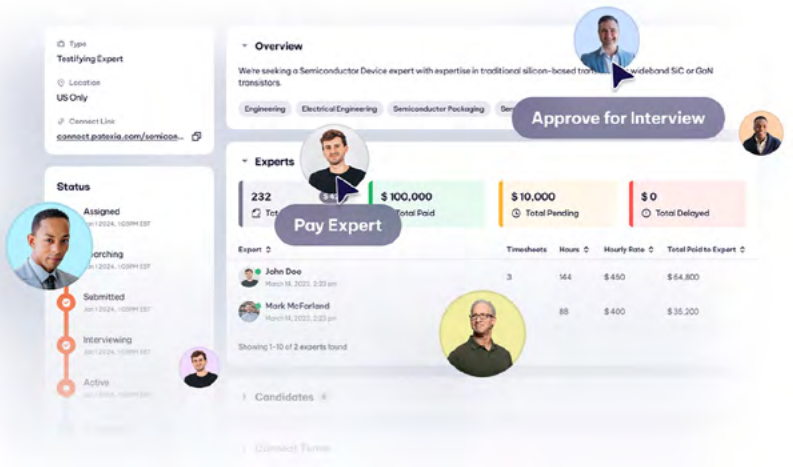
Thank you for your purchase of the 2024 PTAB Intelligence Report. It is your support that enables us to spend the time, money, and precious thousands of hours needed to compile an annual report of this magnitude. We at Patexia sincerely hope this report brings value to your organization, and we welcome any thoughts or feedback you may have.

Our Solutions.



Patexia Connect

Access World-leading Expertise in every Field

With advanced, data-driven technology, Patexia connects law firms with over 7 million experts across diverse fields, including Nobel Prize winners and tech founders. Our system and database are built on over 10 million patents and 100,000 lawsuits, including ITC Section 337, PTAB, and district court cases.

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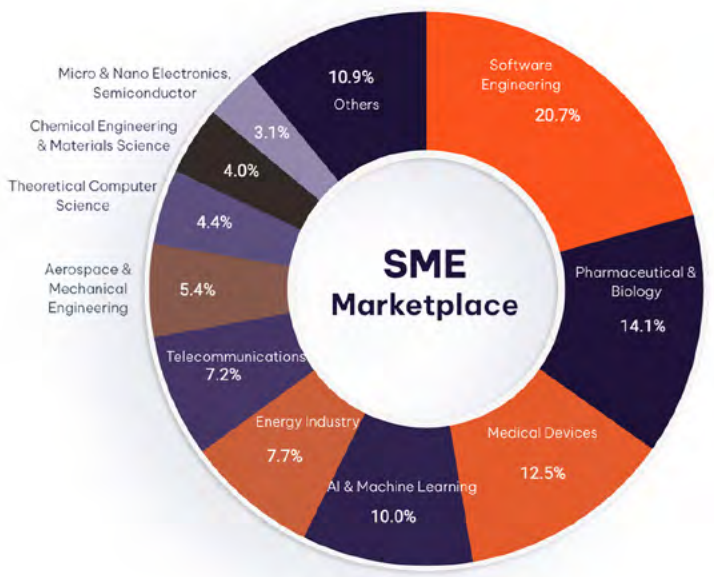
AI-Powered Niche Matches

Our AI technology ensures precise matching of project needs with the most relevant SME expertise. Additionally, our comprehensive database offers advanced AI capabilities for reverse-looking experts.

Easy Management & Billing

Our platform offers efficient workflows, intuitive time tracking, and streamlined invoicing, so you can focus on perfecting your case strategy. Plus, with our pay-as-you-go model, you only pay per hour once you've found and hired the expert you need. (Learn more).



“What really stood out to me was how responsive the Patexia team was and how quickly they found candidates with the right credentials. The expert we worked with was key in helping us secure a favorable settlement by providing a crucial declaration for a patent challenge. The team's professionalism and understanding of legal dynamics, especially in handling billing, have made Patexia a trusted partner for expert witness sourcing.”

Douglas R. Nemec,
Head of Skadden's Intellectual Property Litigation Group.

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Intelligence Reports

Valuable Insights, Smarter Intellectual Property Decisions

Use our data-driven rankings to make informed and intelligent decisions when choosing your next IP counsel. Leverage IP analytics for business development and competitive intelligence. Join the growing number of law firms and corporate clients who trust our comprehensive research and reporting. (Learn more).

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Targeting Exceptional, Hard-to-Find Talent with a Multifaceted Approach

We assess attorney's expertise and skills by examining their case history, not public profiles. Conflicts are identified from case details, and the book of business is estimated using our empirically honed models.

Access a Network of Highly Skilled IP Attorneys

Don't let the challenge of finding the right IP talent hold you back. Discover Patexia's expert recruiting services and take the first step toward building a top-notch team. (Learn more).

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