

**UNITED STATES  
PATENT AND TRADEMARK OFFICE**



# FY20 pendency stats review

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Patent Public Advisory Committee quarterly meeting

UNITED STATES  
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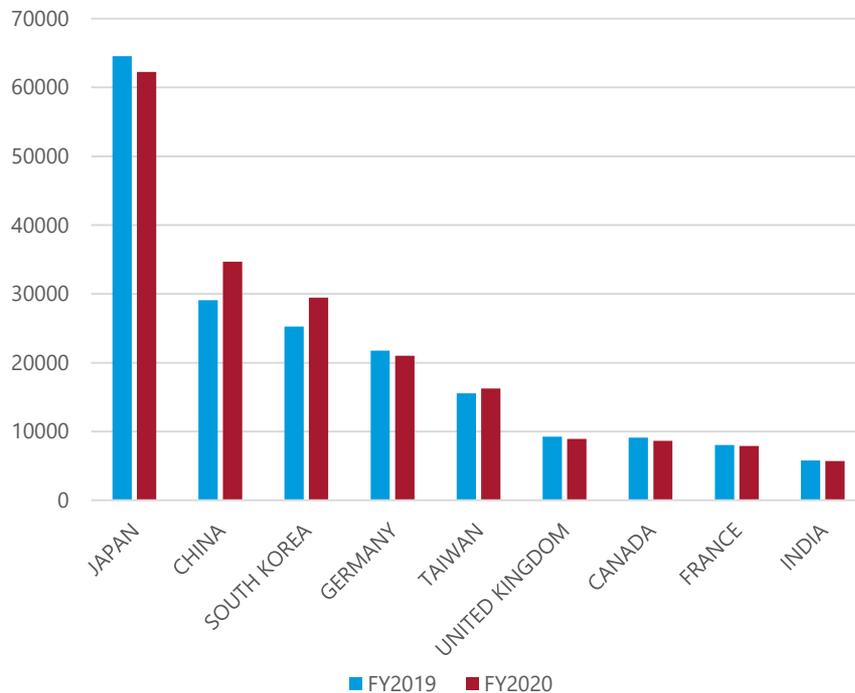
# Key points of interest

- Patent Term Adjustment
  - Overall PTA compliance of mailed actions: 83%
  - Overall PTA compliance of remaining inventory: 88%
- First action pendency is 14.8 months
  - Increase from 14.7 months in Q4 in FY19
- Total pendency is 23.3 months
  - Decrease compared to 23.8 months in Q4 in FY19
- Serialized growth rate is 0.7%
- Attrition rate is 3.8%

# FY 2020 filing trends

- Serialized filings increased by 0.7%
  - Compared to 4.9% growth in FY19
- RCE filings have decreased by 10.6%
  - Compared to 0.6% decrease this time last year
- Provisional filings have increased by 2.9%
  - Compared to less than 1% increase in FY19 (0.6%)
- Design filings increased by 4.1%
  - Compared to 0.8% increase in FY19

# FY20 USPTO serialized filings by country of origin

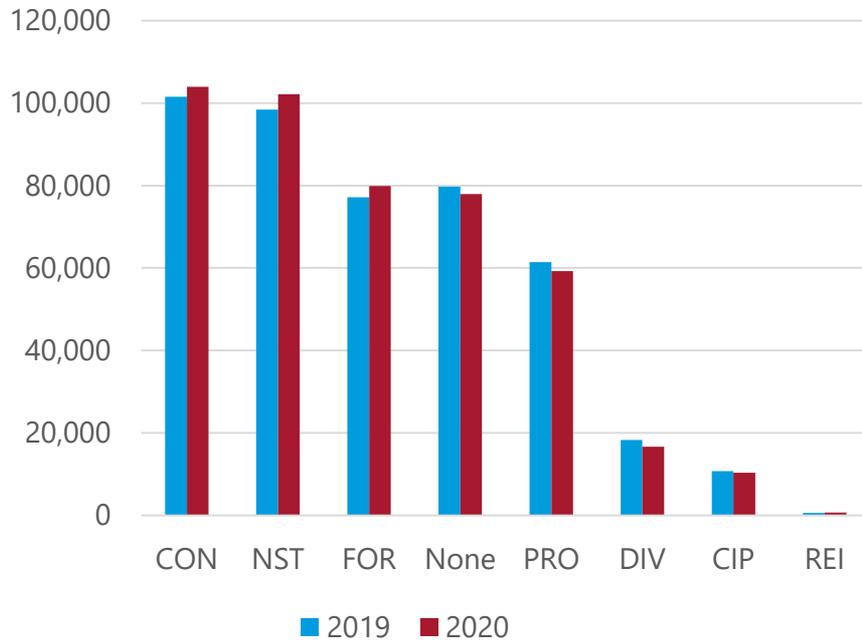


Country of Origin*	FY2019	FY2020	% Growth
JAPAN	64566	62256	-3.6%
CHINA	29081	34695	19.3%
SOUTH KOREA	25269	29472	16.6%
GERMANY	21735	20994	-3.4%
TAIWAN	15543	16240	4.5%
UNITED KINGDOM	9235	8908	-3.5%
CANADA	9117	8654	-5.1%
FRANCE	8026	7889	-1.7%
INDIA	5792	5693	-1.7%

**\*US filings**  
 FY2019: 216,090; FY2020: 212,845  
 (% Growth: -1.5%)



# FY20 USPTO filings by priority type



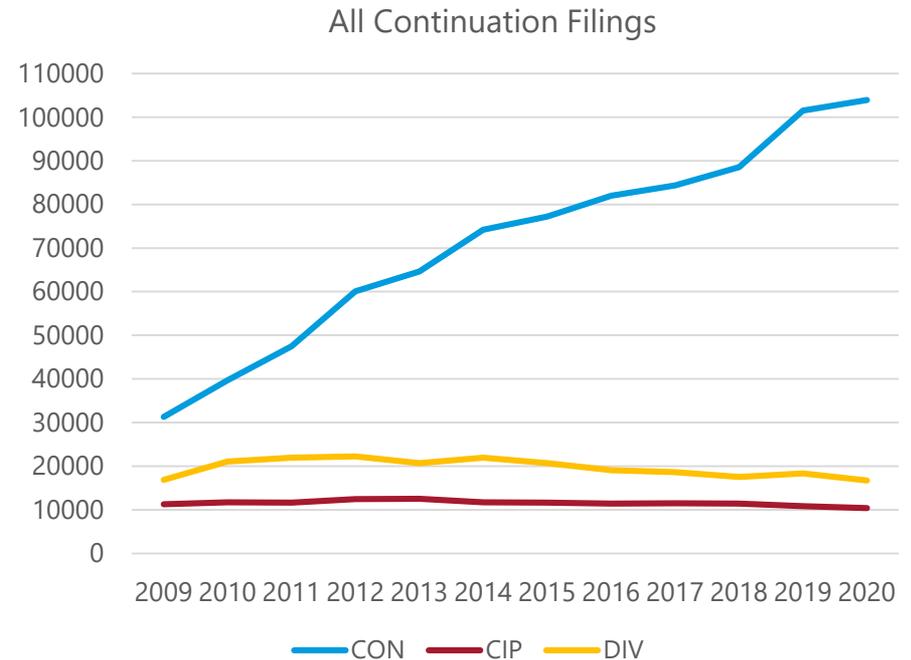
- FY 2020 increase in serialized filings was driven primarily by continuations
- National stage applications, applications claiming foreign priority, and brand-new cases also contributed to growth

Priority Type	2019	2020	% Growth
CON	101501	103936	2.4%
NST	98377	102160	3.8%
FOR	77178	79850	3.5%
None	79716	77915	-2.3%
PRO	61411	59280	-3.5%
DIV	18335	16710	-8.9%
CIP	10792	10367	-3.9%
REI	681	690	1.3%

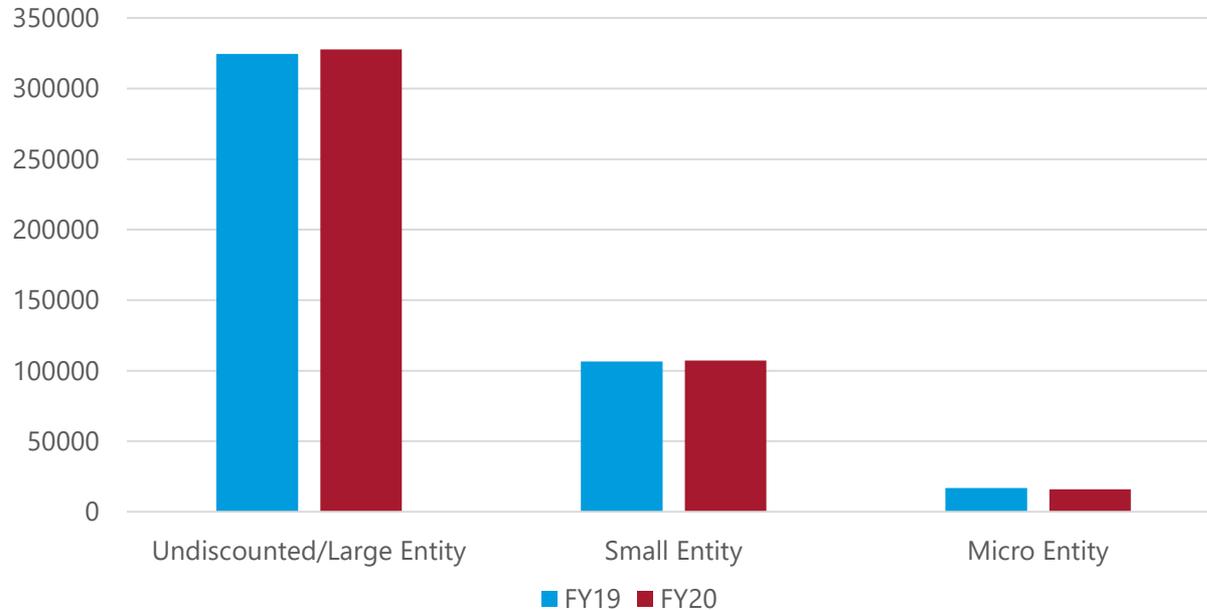


# Continuation filing trends

- Continuations are rapidly increasing
  - Tripled in a decade
  - Now account for nearly a quarter of all serialized filings
- Impacts workload and docketing practice
  - Makes first-in-first-out and workload balancing more difficult
- Large majority filed from allowed cases
  - 80% of continuations have a patented parent
  - 21% of issued patents spawn a continuation



# Serialized filings by entity status



- Ratio of entity status relatively stable
- Most growth appears to have come from large entities



# Thank you!

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