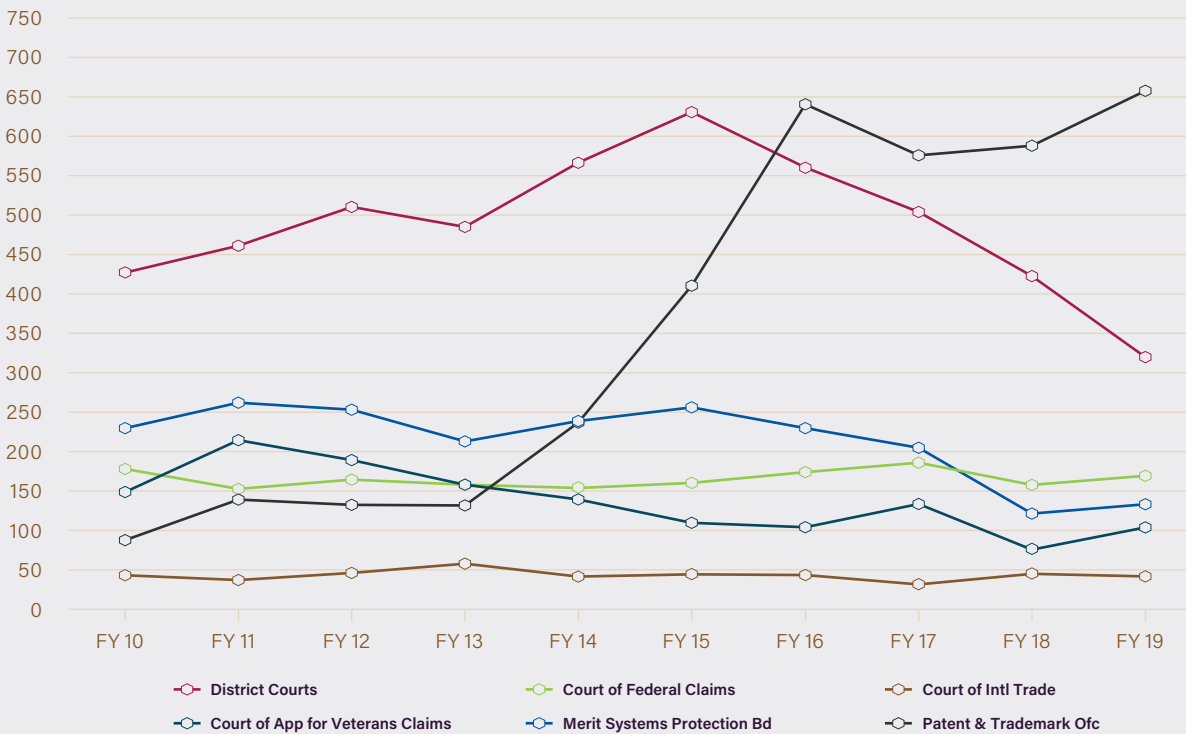


United States Court of Appeals for the Federal Circuit

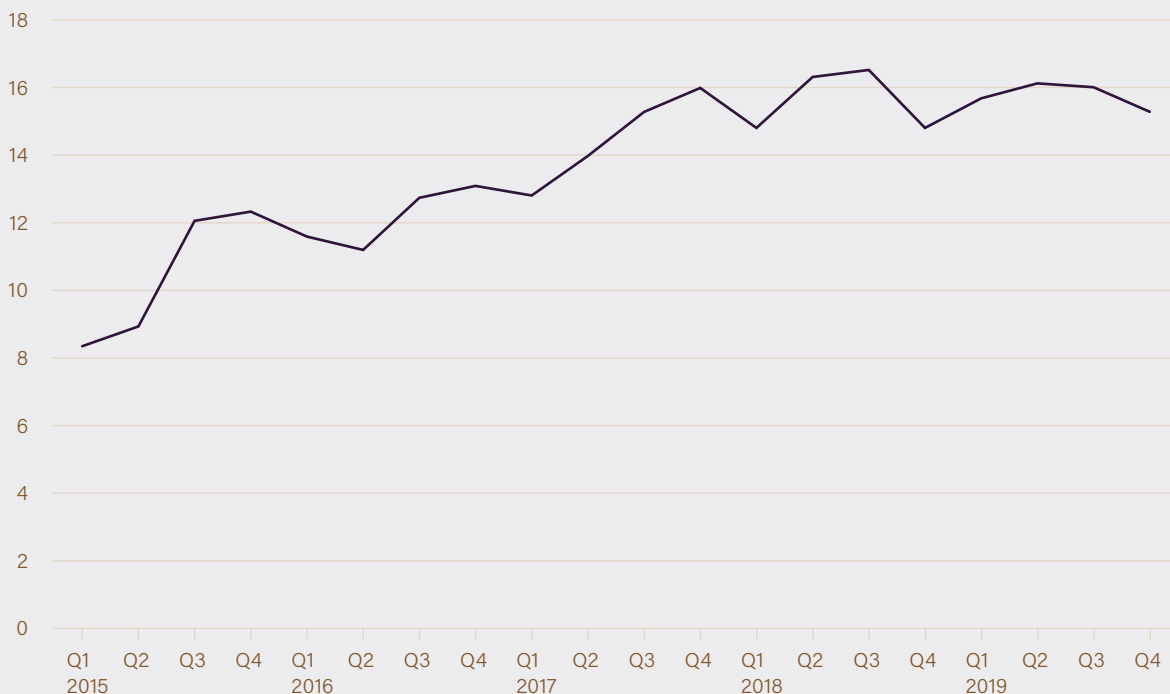
Origin of Appeals Filed



The steady decline in district court patent appeals that began in FY16 continued in FY19, while appeals from the USPTO nudged up to their highest level ever.

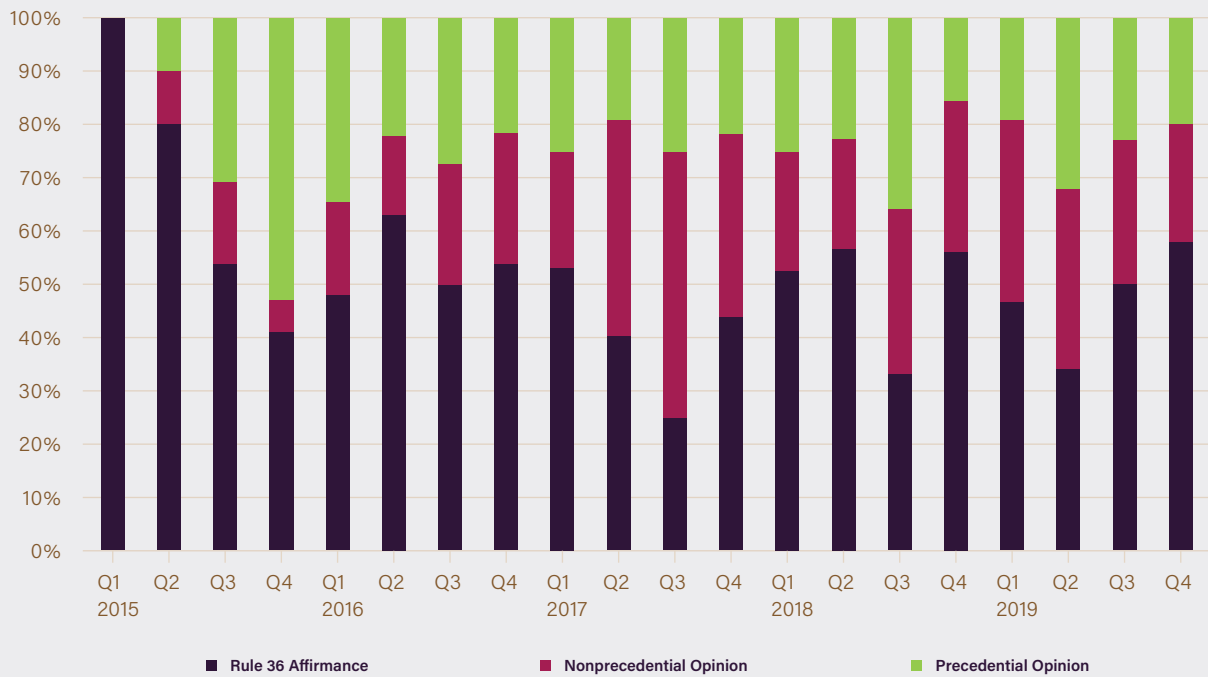
Source: CAFC

Total AIA Appeal Pendency in Months



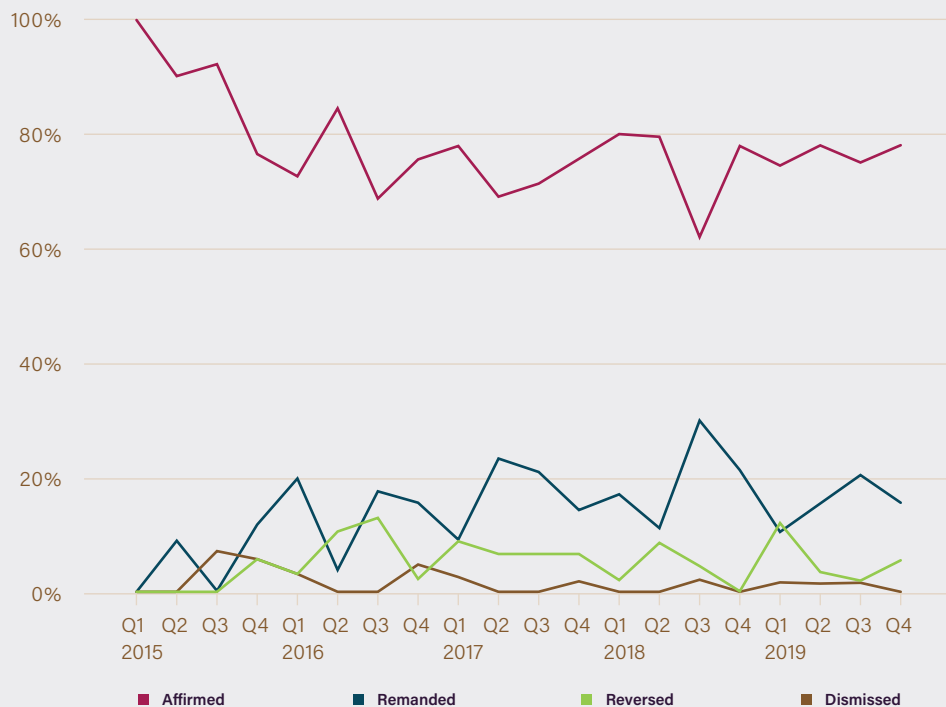
PTAB/AIA appeal pendency from docketing to opinion continued to hold steady in 2019, with the Federal Circuit having had several years to adjust to its new normal caseload.

AIA Appeal Disposition Type



47% of the Federal Circuit's PTAB/AIA appeal decisions were Rule 36 summary affirmances in 2019, about the same share as in the previous year.

Outcomes of AIA Appeals



Overall in 2019, 76% of PTAB/AIA decisions were affirmed, 16% were remanded, 6% were reversed, and 2% were dismissed. The affirmance rate has checked in between 73% and 76% for each of the last four years.