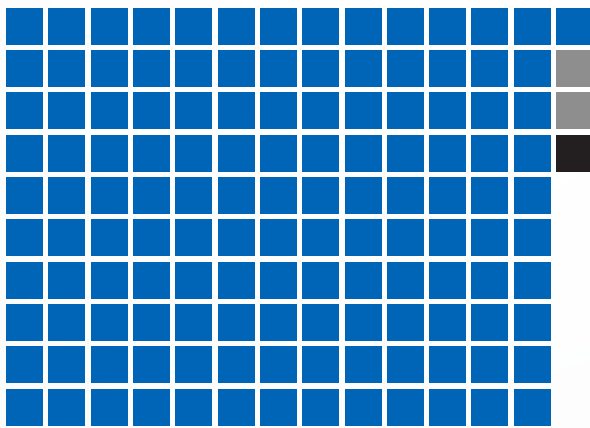


# Serial petitions in AIA proceedings are rarely attempted and mostly unsuccessful.

IN THE YEAR 2020:

# 938

PTAB CHALLENGES



■ = 7 challenges

# 21

# 7

SERIAL PETITIONS  
**ATTEMPT RATE: 2%**

**SUCCESSFUL ATTEMPTS  
ONLY 0.7% OF ALL  
PTAB CHALLENGES  
WERE SUCCESSFUL  
SERIAL PETITIONS**

## The standard is fair use – not abuse – at the PTAB.

*Serial petition = petition by same petitioner vs. same patent, filed >90 days after first petition  
Successful serial petitions are instituted (rather than denied) by the PTAB*

[https://www.uspto.gov/sites/default/files/documents/multiple\\_petition\\_\\_mta\\_study\\_.pdf](https://www.uspto.gov/sites/default/files/documents/multiple_petition__mta_study_.pdf)

**US MADE**