
View from the Federal Circuit

PTAB Bar Association 2019 Annual Conference

March 15, 2019

Panelists

Hon. Pauline Newman,
U.S. Court of Appeals for the
Federal Circuit

Hon. Kimberly A. Moore,
U.S. Court of Appeals for the
Federal Circuit

Hon. Raymond T. Chen,
U.S. Court of Appeals for the
Federal Circuit

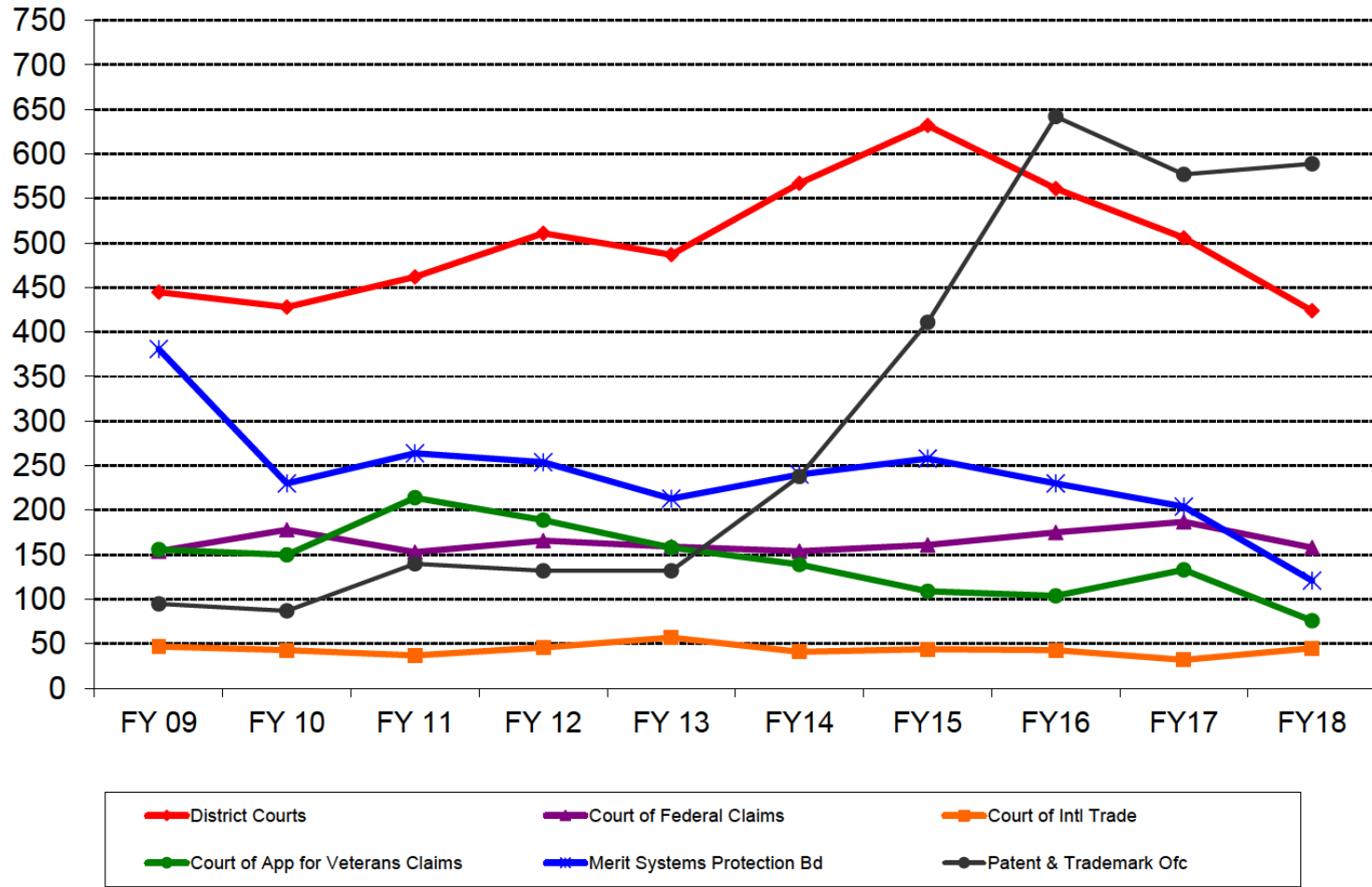
Moderator

J. Steven Baughman,
Paul, Weiss, Rifkind, Wharton & Garrison LLP

(Please email questions to: sbaughman@paulweiss.com)

United States Court of Appeals for the Federal Circuit

Appeals Filed in Major Origins

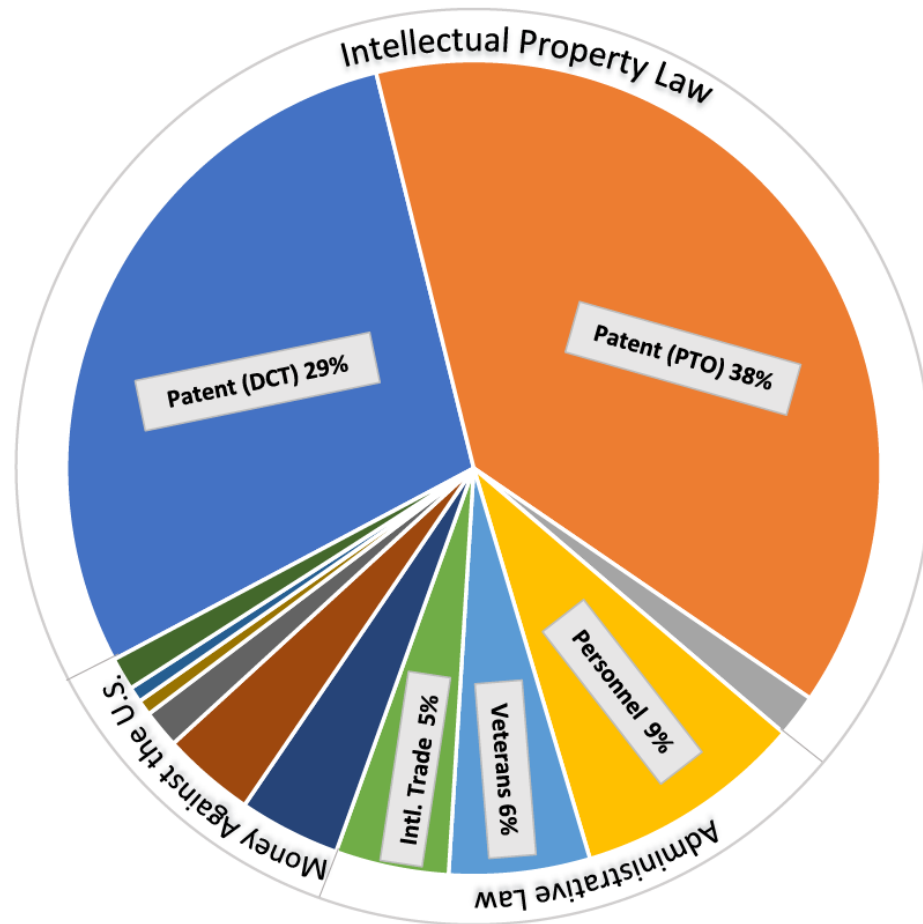


Notes: Includes reinstated, cross-, and consolidated appeals.

Source: http://www.ca9c.uscourts.gov/sites/default/files/the-court/statistics/02-Hist_Caseld_by_Origin_through_FY18_-_Final.pdf

United States Court of Appeals for the Federal Circuit

Appeals Filed, by Category FY 2018



■ Trademark 2% ■ Contracts 4% ■ Other Claims 4% ■ Takings 2% ■ Vaccine 1% ■ Tax 1% ■ Mil/Civ Pay 1%

Source: http://www.ca9c.uscourts.gov/sites/default/files/the-court/statistics/CaseloadbyCategory2018_-_Final.pdf

United States Court of Appeals for the Federal Circuit

Median Time to Disposition in Cases Terminated After Hearing or Submission¹

Docketing Date² to Disposition Date, in Months

	<u>FY 09</u>	<u>FY 10</u>	<u>FY 11</u>	<u>FY 12</u>	<u>FY 13</u>	<u>FY 14</u>	<u>FY 15</u>	<u>FY 16</u>	<u>FY 17</u>	<u>FY 18</u>	<u>Overall Median per Origin</u>
District Court	11.0	11.0	11.2	11.8	11.8	12.0	12.0	13.0	13.0	14.0	11.9
Court of Federal Claims	10.3	10.0	10.6	9.9	10.4	10.0	10.0	9.0	9.0	11.0	10.0
Court of International Trade	11.5	11.0	12.2	12.6	12.4	13.0	12.0	13.0	15.0	14.0	12.5
Court of Appeals Veterans Claims	9.3	9.3	6.0	8.6	11.2	10.0	7.0	7.5	6.0	14.0	9.0
Board of Contract Appeals	11.9	8.8	10.0	11.5	13.3	16.0	10.0	10.0	9.0	13.5	10.8
Department of Veterans Affairs	18.9	n/a	19.4	15.7	n/a	n/a	16.0	13.0	17.0	19.0	16.5
Department of Justice	8.9	8.9	n/a	n/a	9.7	12.0	5.9	12.0	13.0	12.0	9.7
International Trade Commission	14.4	14.8	14.6	16.1	13.7	16.0	13.0	17.0	13.0	11.0	14.5
Merit Systems Protection Board	6.5	6.1	6.1	6.4	7.4	6.0	6.5	7.0	6.0	12.0	6.4
Office of Compliance	n/a	13.0	15.0	n/a	n/a	n/a	n/a	n/a	n/a	14.0	14.0
Patent and Trademark Office	9.3	8.2	11.2	11.7	10.1	10.0	11.0	11.0	13.0	15.0	11.0
Government Accountability Office	n/a	n/a	n/a	n/a	n/a	n/a	n/a	11.0	n/a	n/a	11.0
Overall Median per Fiscal Year	10.7	9.7	11.2	11.7	11.2	12.0	10.5	11.0	13.0	14.0	11.5

¹ Excludes cross and consolidated appeals, writs, and OPM petitions

² Calculated from Date of Docketing or Date of Reinstatement, whichever is later

Source: http://www.ca9.uscourts.gov/sites/default/files/the-court/statistics/07_Med_Disposition_Time_MERITS_table.pdf