

Ex parte **reexaminations**

28th Annual Advanced Patent Law Institute

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Topics

- Mechanics of *ex parte* reexaminations
- Use of *ex parte* reexaminations
 - By Patent Challengers
 - By Patent Owners

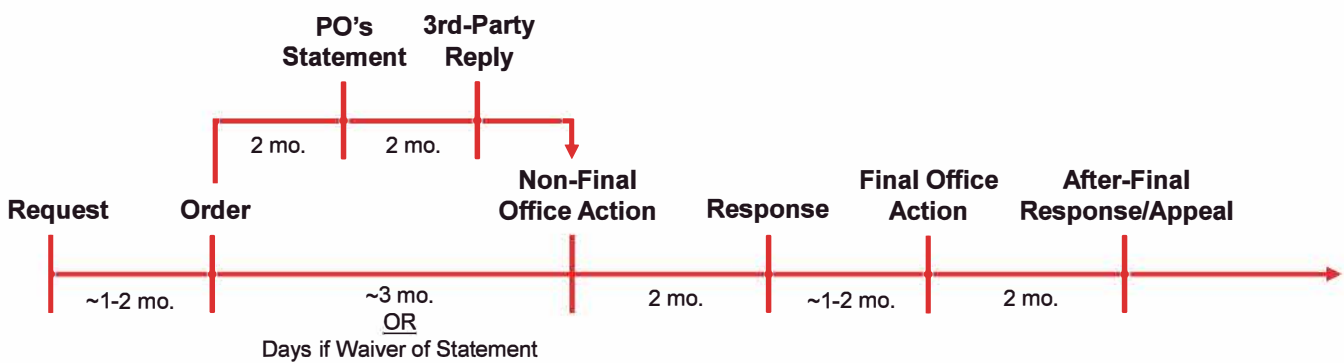
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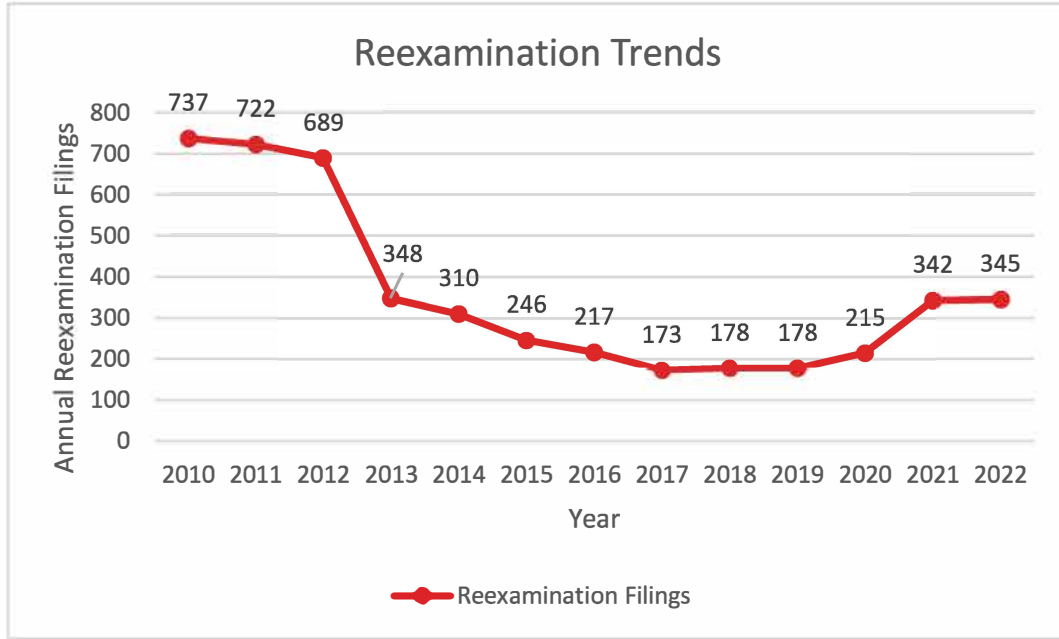
What is an *ex parte* reexamination?

- USPTO reexamines the patentability of challenged claims of an issued patent based on prior art patents and printed publications
 - Panel of three examiners in the Central Reexamination Unit (CRU)
- Requester
 - Third-party challenger
 - Patent Owner
 - Director
- *Ex parte* proceeding
 - Limited input from a third-party challenger

Process



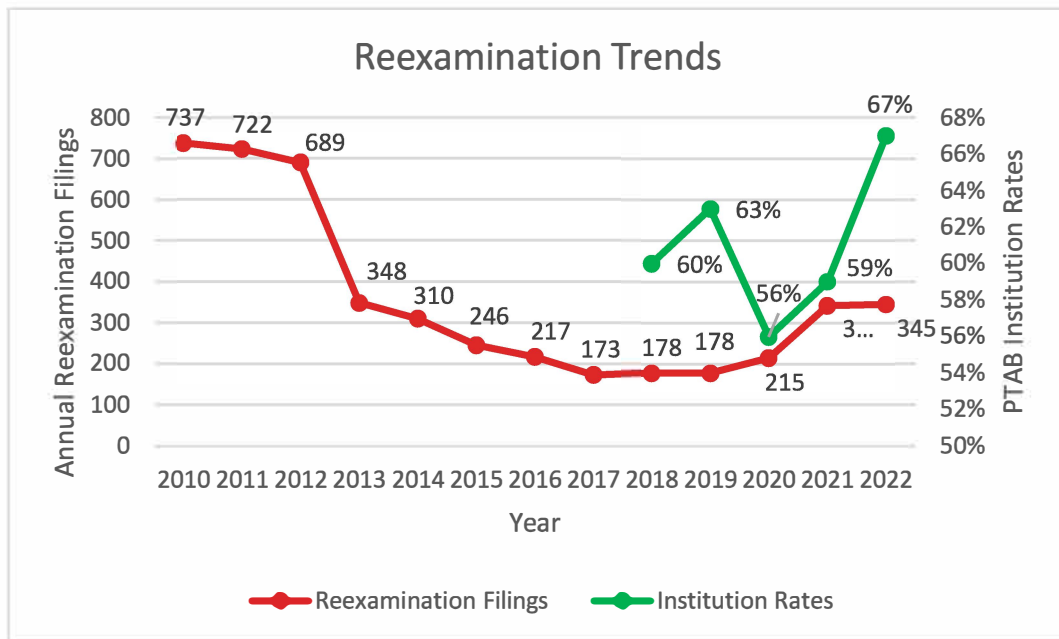
Why use a reexamination post-AIA?



Source: Unified Patents

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Why use a reexamination post-AIA?



Source: Unified Patents & USPTO

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28th Annual Advanced Patent Law Institute session
"Patent Reexamination"