

Motions in Top Districts and Nationally

Lex Machina’s platform allows users to track and analyze other types of motions, including motions to dismiss, motions to stay, and summary judgment motions. When considering the expense of filing a motion to stay pending PTAB, companies and litigators should know the likelihood of winning the motion - which turns out to differ depending on the district.

Of motions to stay pending PTAB decided in 2016 and 2017, the Eastern District of Texas, the District of Delaware and the Northern District of California had similar grant rates of 50-60%, while the Central and Northern Districts of California granted motions to stay pending PTAB at a higher rate.

Figure 20: For top districts, motions to stay pending PTAB, orders decided in 2016-2017

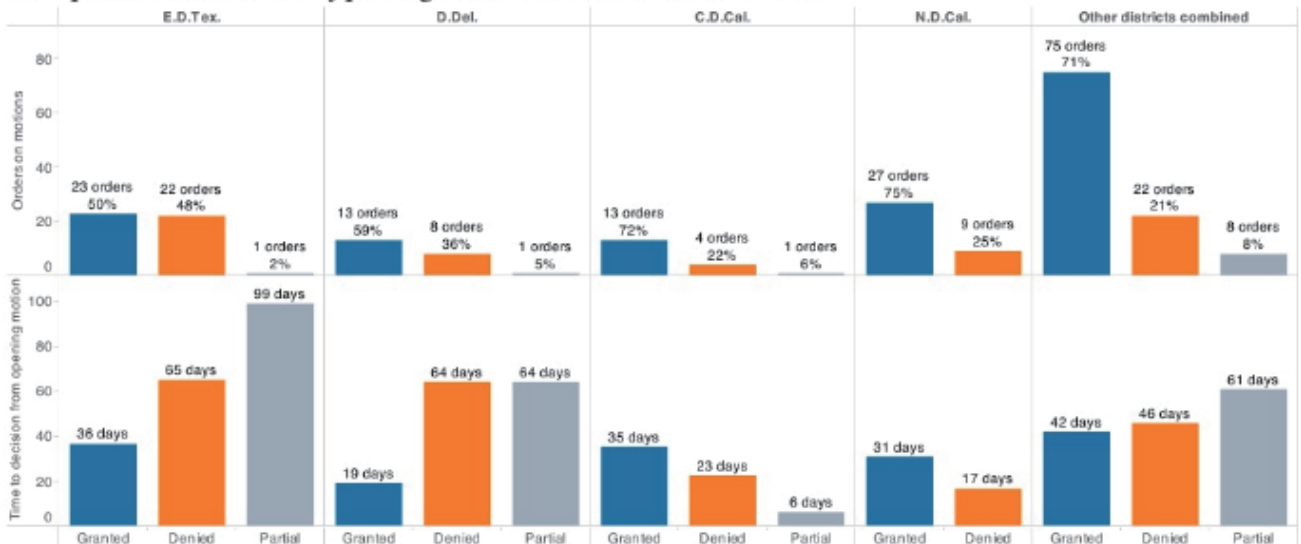


Figure 21: For top districts, motions to transfer, orders decided in 2016-2017

