

# **EXHIBIT R**



Inter Partes Reexamination Filing Data - March 31, 2008

1. Total requests filed since start of <i>inter partes</i> reexam on 11/29/99 .....	390 <sup>1</sup>
2. Number of filings by discipline	
a. Chemical Operation	91 23%
b. Electrical Operation	151 39%
c. Mechanical Operation	148 38%
3. Annual Reexam Filings	
<u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u> <u>Fiscal Yr.</u> <u>No.</u>	
2000           0                   2003           21               2006           70	
2001           1                   2004           27               2007           126	
2002           4                   2005           59               2008           82 YTD	
4. Number known to be in litigation.....	212.....54%
5. Decisions on requests .....	346
a. No. granted .....	328 ..... 95%
(1) By examiner	328
(2) By Director (on petition)	0
b. No. not granted .....	18 ..... 5%
(1) By examiner	15
(2) Reexam vacated	3
6. Overall reexamination pendency (Filing date to certificate issue date)	
a. Average pendency	31.4 (mos.)
b. Median pendency	29.7 (mos.)
7. Total <i>inter partes</i> reexamination certificates issued (1999 - present) .....	17
a. Certificates with all claims confirmed	1 6%
b. Certificates with all claims canceled	13 76%
c. Certificates with claims changes	3 18%

<sup>1</sup>Of the requests received in FY 2008, 3 requests have not yet been accorded a filing date, and 7 requests had preprocessing terminated, for failure to comply with the requirements of 37 CFR 1.915. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).