

Patent Trademark Blog | IP Q&A

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How much does IPR cost?

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A rough ballpark estimate of the costs of an inter partes review is approximately \$300K to \$600K. That is by no means cheap, but may still be considered a bargain compared to the costs of defending a patent infringement litigation in federal court which could easily reach \$1-4 million or more. If an IPR is instituted, USPTO fees alone start at \$23,000.

In view of these six-figure costs, it makes a great deal of sense to invest in thorough prior art searching.

Federal court judges have generally been favorable to staying, or suspending, a pending patent lawsuit to wait for the outcome an IPR which concludes within 1 year from the date of institution. Therefore, patent infringement defendants can defer hefty litigation costs, particularly those associated with litigation discovery, while contesting the validity of the patent-in-suit before the Patent Trial and Appeal Board (PTAB) at the USPTO.



Languages

- > German
- > Japanese
- > Korean
- > Mandarin (China)
- > Mandarin (Taiwan)
- > Spanish

How to Patent







- > Design vs utility patent
- > Utility: provisional vs nonprovisional
- > Patentability search
- > Initial filing process and cost
- > Nonprovisional filed, now what?
- > International patents
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Bio	Latest Posts
 	<p>Vic Lin Startup Patent Attorney IP Chair at Innovation Capital Law Group</p> <p>We love working with startups and small businesses. I help entrepreneurs protect their intellectual property so they can reach their business goals.</p>

Tagged:  inter partes review

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|  What is the cost and process for filing a utility non-provisional patent application? |  What is the cost and process for filing a trademark application? |

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- > Avoid descriptive marks
- > Identify goods and services
- > Knockout search
- > Intent-To-Use vs use-based
- > Filing process and cost
- > Respond to Office Action(s)
- > Wait through opposition period

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Contact Vic: (949) 223-9623 | vlin@icaplaw.com

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