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Description of document:	United States Patent and Trademark Office (USPTO) Statistics on Patent Secrecy Orders 2024
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United States Patent and Trademark Office

Office of the General Counsel

Friday, June 21, 2024

VIA EMAIL

Re: *Freedom of Information Act (FOIA) Request No. F-24-00232*

This is in response to your Wednesday, May 01, 2024 Freedom of Information Act (FOIA) request seeking:

A copy of the ten most recent USPTO Secrecy Order Activity Reports.

The USPTO conducted a search and identified information that is responsive to your request. A copy of this material is enclosed.

You may contact the FOIA Public Liaison at 571-272-9585 for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Your request is considered complete with full disclosure. However, you have the right to appeal this initial decision to the Deputy General Counsel, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, or you may submit an appeal electronically to FOIARequests@USPTO.gov. An appeal must be received within 90 calendar days from the date of this letter. The appeal must be in writing. You must include a copy of your original request, this letter, and a statement of the reasons why the information should be made available and why this initial denial is in error. If you submit your appeal by mail, both the letter and the envelope must be clearly marked "Freedom of Information Appeal."

The processing fee was less than \$20.00, and is hereby waived.

Sincerely,

A handwritten signature in black ink, appearing to read "KES", is located below the "Sincerely," text.

Karon E. Seldon
USPTO FOIA Officer
Office of General Law

ACTIVITY	FY17		FY18		FY19		FY20		FY21		FY22	
New Secrecy Orders	132		85		88		45		61		87	
SO Rescinds processed	28		77		2		8		0		6	
Total SO's in effect, end of period	5784		5792		5878		5915		5976		6057	
Sponsoring Agencies for new SO's												
Foreign Origin	17	12.9%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
ARMY	19	14.4%	14	16.5%	21	23.9%	2	4.4%	9	14.8%	5	5.7%
NAVY	49	37.1%	40	47.1%	55	62.5%	33	73.3%	41	67.2%	70	80.5%
AF	33	25.0%	31	36.5%	10	11.4%	4	8.9%	7	11.5%	6	6.9%
DOE	7	5.3%	0	0.0%	1	1.1%	6	13.3%	4	6.6%	5	5.7%
NSA	2	1.5%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
DTSA	2	1.5%	0	0.0%	1	1.1%	0	0.0%	0	0.0%	1	1.1%
NASA, DARPA	3	2.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
New DOD SO's imposed by Type												
DOD Type 1 (export control)	47	35.6%	27	31.8%	36	40.9%	34	75.6%	36	59.0%	56	64.4%
DOD Type 2 (classified/classifiable)	23	17.4%	19	22.4%	3	3.4%	1	2.2%	0	0.0%	0	0.0%
DOD Type 2 (foreign PSA)	17	12.9%	0	0.0%	10	11.4%	0	0.0%	0	0.0%	0	0.0%
DOD Type 3	38	28.8%	39	45.9%	38	43.2%	4	8.9%	21	34.4%	26	29.9%
New Non-DOD SO's imposed (DOE, NASA)	7	5.3%	0	0.0%	1	1.1%	6	13.3%	4	6.6%	5	5.7%
<u>John Doe SO's</u>	<u>39</u>		<u>43</u>		<u>48</u>		<u>21</u>		<u>29</u>		<u>1</u>	

ACTIVITY	FY23	
New Secrecy Orders	125	
SO Rescinds processed	27	
Total SO's in effect, end of period	6155	
Sponsoring Agencies for new SO's		
Foreign Origin	0	0.0%
ARMY	17	13.6%
NAVY	55	44.0%
AF	43	34.4%
DOE	7	5.6%
NSA	0	0.0%
DTSA	2	1.6%
NASA, DARPA	1	0.8%
New DOD SO's imposed by Type		
DOD Type 1 (export control)	84	67.2%
DOD Type 2 (classified/classifiable)	8	6.4%
DOD Type 2 (foreign PSA)	0	0.0%
DOD Type 3	26	20.8%
New Non-DOD SO's imposed (DOE,NSA)	7	5.6%
<u>John Doe SO's</u>	<u>25</u>	