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[Your Name]

[Your Title]

[Your Company]

[Street Address, City, State ZIP]

May 14, 2026

[Opposing Counsel Name]

[Firm Name]

[Address]

Re: U.S. Patent No. 10764803 — Response to Assertion of Infringement

Dear Counsel,

We acknowledge receipt of your correspondence asserting infringement of U.S. Patent No. 10764803 (the "10764803 Patent"). After preliminary review, we have substantial concerns about the validity, enforceability, and scope of the asserted claims, summarized below. We reserve all rights and defenses.

1. Subject Patent — Summary

A detailed analysis of United States Patent 10,764,803 is provided below. As of April 26, 2026, there is no evidence of this patent being the subject of litigation in the 2026 dockets of the U.S. Court of Appeals for the Federal Circuit (CAFC).

Summary of U.S. Patent 10,764,803

Title: Enhanced uplink operation in soft handover

Assignee: The current assignee of record is Pantech Wireless LLC. The original assignee was Signal Trust for Wireless Innovation.

Inventors:

- Stephen G. Dick
- Stephen E. Terry
- Guodong Zhang
- James M. Miller
- Sung-Hyuk Shin

Filing Date: August 6, 2019

Issue Date: September 1, 2020

Abstract:

A method, wireless transmit/receive unit (WTRU), and a wireless...

2. Validity Concerns under 35 U.S.C. § 102 — Prior Art

We have identified prior-art references that, in our preliminary view, anticipate one or more asserted claims of the 10764803 Patent:

Relevant Prior Art for US Patent 10,764,803

The following prior art references are cited by US Patent 10,764,803 and are relevant to its claims. The analysis is based on the information available as of May 14, 2026.

US20030147370A1

- Full Citation: US Patent Application Publication No. 2003/0147370 A1
- Publication Date: August 7, 2003
- Filing Date: February 5, 2002
- Title: Inter Node B serving HS-DSCH cell change mechanism in a high speed wireless communication system
- Brief Description: This patent application discloses a method for changing the serving high-speed downlink shared channel (HS-DSCH) cell for a user equipment (UE) from a source Node B to a target Node B. It describes a mechanism where the change is initiated and controlled by the radio network controller (RNC) to ensure a seamless handover.
- Potential Anticipation of Claims: This reference is highly relevant to the core concepts of US 10,764,803, which deals with managing communication cells during handover. Specifically, it appears to describe a system with a controlling entity (the RNC) that manages the...

3. Obviousness under 35 U.S.C. § 103

Independent of § 102, we believe the asserted claims are obvious in view of combinations of prior art that a person having ordinary skill in the art would have been motivated to combine:

Obviousness Analysis of US Patent 10,764,803

This analysis examines the obviousness of the claims of US Patent 10,764,803 ("the '803 patent") under 35 U.S.C. § 103, in light of prior art available before the earliest priority date of August 25, 2003. The focus is on whether a person of ordinary skill in the art (POSITA) would have been motivated to combine existing technologies to arrive at the claimed invention.

The core of the '803 patent's claims revolves around a method for managing downlink transmissions to a wireless transmit/receive unit (WTRU) during a "softer handover" scenario. In this scenario, a WTRU is connected to multiple cells (a primary and one or more non-primary) that are all controlled by the same wireless network node (e.g., a Node-B).

Specifically, Claim 1, an independent claim, describes a WTRU that:

1. Receives configuration information for a primary cell and one or more non-primary cells, all associated with the same network node.
2. Receives a message on the primary cell.
3. This message includes an "indication" of at least one non-primary cell from...

4. Litigation History of the Patent

Public records reflect that the 10764803 Patent has been the subject of the following litigation, which informs our view of the asserted claims and your client's enforcement posture:

- Pantech Corporation et al. v. OnePlus Technology (Shenzhen) Co., Ltd. — 5:24-cv-00038 · U.S.

District Court for the Eastern District of Texas · pending

5. Request

In light of the foregoing, we request that your client (i) provide a detailed claim chart identifying each accused product or service and mapping every limitation of each asserted claim, (ii) identify any prior art known to your client, including any references cited during prosecution or reexamination, and (iii) substantiate the basis for any damages or licensing demand. We are prepared to discuss the matter further once we have received and reviewed the foregoing.

Sincerely,

[Your Name]

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