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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. 10769446 — Response to Assertion of Infringement**

Dear Counsel,

We acknowledge receipt of your correspondence asserting infringement of U.S. Patent No. 10769446 (the "10769446 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**

Patent Analysis: U.S. Patent No. 10,769,446

Date of Analysis: May 12, 2026

Patent Number: 10,769,446

Title: Methods and systems of combining video content with one or more augmentations

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I. Patent Details

- Inventors: Yu-Han Chang, Rajiv Tharmeswaran Maheswaran, Jeffrey Wayne Su, Emil Dotchevski, Jason Kent Simon
- Assignee: Genius Sports SS LLC
- Filing Date: February 20, 2020
- Issue Date: September 8, 2020

Abstract:

"Methods and systems disclosed herein enable combining video content with one or more augmentations to produce augmented video. A computer-implemented data processing method for displaying augmented content on a client device may include: receiving, by one or more...

## **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 10769446 Patent:

Here is a detailed analysis of the prior art cited in U.S. Patent No. 10,769,446, focusing on the most relevant references and their potential impact on the patent's claims.

Analysis of Prior Art for U.S. Patent No. 10,769,446

The following analysis details the prior art references cited during the prosecution of U.S. Patent No. 10,769,446. Each reference is assessed for its relevance to the patent's independent claims, particularly claims 1, 9, and 15, which describe a method, system, and non-transitory computer-readable medium for combining video content with augmentations based on user interaction with defined bounding boxes.

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Most Relevant Prior Art

1. U.S. Patent No. 9,495,788 B2 ("the '788 patent")

- Full Citation: US 9,495,788 B2, "System and method for augmenting a broadcast video with secondary content related to a user-selected object"
- Assignee: Rovi Guides, Inc.
- Filed: March 13, 2013
- Issued: November 15, 2016
- Brief Description: The '788 patent describes a system that identifies objects in a video stream, associates them with supplementary information, and...

### **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 U.S. Patent No. 10,769,446

To: In-house Counsel

From: Senior Patent Analyst

Date: May 12, 2026

Subject: Obviousness Analysis of U.S. Patent No. 10,769,446

I. Executive Summary

This analysis concludes that the independent claims of U.S. Patent No. 10,769,446 ("the '446 patent") are likely invalid as obvious under 35 U.S.C. § 103. The core invention—using invisible, color-coded bounding boxes to identify user-selected objects in a video for augmentation—represents an obvious implementation choice for a well-established concept. The primary argument for obviousness combines U.S. Patent No. 9,495,788 B2 ("the '788 patent") with the well-known computer graphics technique of "ID Buffering" or "Color Picking." The '788 patent teaches the broader system of displaying augmented information in response to a user selecting an object within a video. The use of color-coded IDs to handle the selection mechanism was a common, efficient, and widely understood technique in the field of computer graphics at the time of the invention. A Person of Ordinary Skill in the Art...

### **4. 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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