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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. 11212838 — Response to Assertion of Infringement

Dear Counsel,

We acknowledge receipt of your correspondence asserting infringement of U.S. Patent No. 11212838 (the "11212838 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

Summary of U.S. Patent 11,212,838

A concise summary of U.S. Patent 11,212,838 is provided below, including details on the patent's title, assignee, inventors, key dates, and a plain-language overview of its independent claims.

Title: Method and apparatus for transmitting uplink data on uplink resources

Assignee: Pantech Wireless, LLC

Inventors:

- Benoit Pelletier
- Diana Pani
- Rocco DiGirolamo
- Christopher R. Cave
- Vincent Roy
- Paul Marinier
- Eldad M. Zeira

Filing Date: May 23, 2019

Issue Date: December 28, 2021

Abstract:

The patent describes a method and apparatus for a wireless transmit/receive unit (WTRU) to

transmit uplink data. The WTRU receives a radio resource control...

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 11212838 Patent:

Analysis of Prior Art for US Patent 11,212,838

I. Overview of US Patent 11,212,838

- Title: Method and apparatus for transmitting uplink data on uplink resources
- Publication Date: December 28, 2021
- Filing Date: May 23, 2019
- Priority Date: September 28, 2007
- Assignee: Pantech Wireless LLC
- Core Claimed Invention: The patent claims a method and a wireless transmit/receive unit (WTRU) for managing uplink data transmission. The key elements of the claimed invention involve the WTRU receiving a Radio Resource Control (RRC) message that indicates both the uplink resources and Medium Access Control (MAC) timer information. The WTRU then transmits uplink data using these resources. The core of the novelty appears to lie in the deactivation of these uplink resources in response to the expiration of a MAC timer, which itself is configured based on the information received in the RRC message. This provides a mechanism for the network to control the duration of uplink resource allocation for a WTRU.

II. Analysis of Most Relevant Cited Prior Art

The following analysis details 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 U.S. Patent 11,212,838

Introduction

This analysis examines the obviousness of U.S. Patent No. 11,212,838, titled "Method and apparatus for transmitting uplink data on uplink resources," under 35 U.S.C. § 103. The patent, issued on December 28, 2021, is directed to methods and apparatuses for a wireless transmit/receive unit (WTRU) to manage uplink resources based on a timer. An invention is considered obvious if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art. This analysis will consider combinations of prior art references to demonstrate that the claims of the '838 patent would have been obvious to a person of ordinary skill in the art of wireless communications in 2008, the earliest priority year of the patent.

Claim Analysis

The independent claims of the '838 patent are central to this analysis. Independent claim 1 recites a WTRU comprising a receiver, a transmitter, and a...

4. Litigation History of the Patent

Public records reflect that the 11212838 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. — U.S. District Court for the Eastern District of Texas · Claim construction phase
- OnePlus Technology (Shenzhen) Co., Ltd. v. Pantech Wireless, LLC — IPR2025-00763 · U.S. Patent and Trademark Office, Patent Trial and Appeal Board · filed 2025-05-14 · Pending institution decision

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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