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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. 11573939 — Response to Assertion of Infringement

Dear Counsel,

We acknowledge receipt of your correspondence asserting infringement of U.S. Patent No. 11573939 (the "11573939 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

An analysis of U.S. Patent 11,573,939 reveals the following details. As of today's date, May 13, 2026, a search of the United States Patent and Trademark Office (USPTO) database and the Court of Appeals for the Federal Circuit (CAFC) 2026 dockets shows no active litigation specifically involving this patent.

Summary of U.S. Patent 11,573,939

Title: Process and apparatus for selecting an item from a database

Assignee: Kannuu Pty Ltd

Inventor: Kevin W. Dinn

Filing Date: August 13, 2019

Issue Date: February 7, 2023

Abstract:

A method and apparatus for selecting database items from a database, where the database items are indexed by a list of item identifiers. The item identifiers may be...

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 11573939 Patent:

An analysis of the prior art cited in US patent 11,573,939 reveals several relevant references. The following have been identified as the most significant for potentially challenging the novelty of the patent's single independent claim under 35 U.S.C. § 102. These references describe user interfaces and selection methods in environments similar to that claimed in the '939 patent, namely television and set-top box systems controlled by remotes.

Key Prior Art and Potential Anticipation of Claim 1

1. US Patent Application Publication No. US 2002/0113825 A1 ("Perlman")

- Full Citation: US 2002/0113825 A1, "Apparatus and method for selecting data," filed by Stephen G. Perlman on February 22, 2001, and published on August 22, 2002.
- Brief Description: Perlman describes a system, particularly for a set-top box or similar media device, that allows a user to select data items from a large list displayed on a screen. The interface presents a "selection wheel" or list of characters. As the user selects characters with a remote control, the list of data items is filtered in real-time to...

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 11,573,939 under 35 U.S.C. § 103

An invention is considered obvious if the differences between the claimed invention 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 (PHOSITA). This analysis evaluates the single independent claim of U.S. Patent 11,573,939 (the '939 patent) in light of prior art references cited in the patent's own documentation. The priority date of the '939 patent is August 12, 2005, which serves as the critical date for evaluating the state of the art.

Deconstruction of Independent Claim 1

Independent Claim 1 of the '939 patent can be broken down into the following key elements:

- [1a] A television output display.
- [1b] A remote control with up, down, left, right, and select functionality.
- [1c] A computer processor within the television.
- [1d] A process of associating items in a database with item identifiers (e.g., names).
- [1e] A step-wise selection process:
Displaying initial "parts" of item...

4. Litigation History of the Patent

Public records reflect that the 11573939 Patent has been the subject of the following litigation, which informs our view of the asserted claims and your client's enforcement posture:

- Kannuu Pty Ltd. v. Samsung Electronics Co., Ltd. et al. — 1:19-cv-04297 · U.S. District Court for the Southern District of New York · filed 2019-05-10 · active

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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