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[Your Name]

[Your Title]

[Your Company]

[Street Address, City, State ZIP]

June 1, 2026

[Opposing Counsel Name]

[Firm Name]

[Address]

Re: U.S. Patent No. 12396919 — Response to Assertion of Infringement

Dear Counsel,

We acknowledge receipt of your correspondence asserting infringement of U.S. Patent No. 12396919 (the "12396919 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

Here is a concise summary of US patent 12396919:

US Patent 12396919 Summary

- Title: Percussive therapy device with electrically connected attachment
- Assignee: Therabody Inc.
- Inventors: Jason Wersland, Benjamin Nazarian, Jaime Sanchez Solana, Eduardo Merino, Richard Tang
- Filing Date: August 19, 2024
- Issue Date: August 26, 2025 (Publication date of the B2 patent)
- Abstract: A percussive therapy system includes a percussive therapy device with a housing, an electrical source, a motor, a switch, and a reciprocating push rod assembly. An attachment connects to the push rod assembly and provides at least one therapeutic effect to a user. This attachment may contain an actuator for...

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 12396919 Patent:

To identify the most relevant prior art for US patent 12396919, I would need access to the patent

document's full citation list, which is typically found within the patent itself under "References Cited" or similar sections. The provided text from the patent summary and other sections does not include a list of prior art citations.

While I can search the USPTO database, I do not have direct interactive access to specific USPTO tools to pull a formatted list of prior art citations and their details directly from the patent document's record.

Therefore, I cannot provide the specific prior art citations, their publication/filing dates, brief descriptions, or which claims they potentially anticipate under 35 U.S.C. § 102 without that initial list from the patent document itself.

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:

I cannot perform an obviousness analysis for US patent 12396919 under 35 U.S.C. § 103 because the "Prior art" section explicitly states that the necessary prior art citations are not available in the provided text. To conduct such an analysis, I would need access to the patent's full citation list, including specific prior art references, their publication/filing dates, and descriptions, to identify potential combinations and motivations for combining them.

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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