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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. 8205622 — Response to Assertion of Infringement

Dear Counsel,

We acknowledge receipt of your correspondence asserting infringement of U.S. Patent No. 8205622 (the "8205622 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 concise summary of US patent 8,205,622 is as follows:

Title: Electronic cigarette

Assignee: The current assignee of record is VPR Brands LP.

Inventor: Guocheng Pan

Filing Date: May 7, 2009

Issue Date: June 26, 2012

Abstract:

An electronic cigarette has two tubes that resemble a cigarette: an electronic inhaler and an electronic atomizer. The two tubes are connected through one or more electric connectors to form an electronic cigarette. Inside the inhaler is a rechargeable or non-rechargeable power source such as a battery, which supplies electric power to the electronic inhaler and atomizer and ensures that both work together like a cigarette. In addition to the power source, the...

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 8205622 Patent:

Analysis of Prior Art Cited in U.S. Patent 8,205,622

The following prior art references were cited during the prosecution of U.S. Patent 8,205,622. This analysis considers their potential to anticipate the independent claims of the '622 patent under 35 U.S.C. § 102.

It is important to note that the patentability of claims 13-18 was challenged and ultimately upheld by the Patent Trial and Appeal Board (PTAB) in case IPR2022-00299, where the board determined that the petitioner, Jupiter Research, LLC, did not establish a reasonable likelihood that the claims were unpatentable based on the presented prior art.

U.S. Patent Documents

• Citation: U.S. Patent 5,060,671

Inventor: Counts et al.

Publication Date: October 29, 1991

Filing Date: October 2, 1989

Brief Description: This patent describes a smoking article that generates aerosol by heating a flavor-generating medium. It includes a heater that is activated by the user drawing on the device, which is detected by a pressure-sensitive switch. The device is designed to simulate the experience of smoking.

Potential Anticipation:...

4. Litigation History of the Patent

Public records reflect that the 8205622 Patent has been the subject of the following litigation, which informs our view of the asserted claims and your client's enforcement posture:

- Reynolds American Inc v. VPR Brands — 1:26-cv-00459 · Delaware District Court · filed 2026-04-21 · Open
- VPR Brands, LP v. Jupiter Research, LLC — District of Arizona · Pending
- VPR Brands, LP v. HQDTech USA LLC et al. — Southern District of Florida · filed 2021-05-03 · Settled
- VPR Brands, LP v. PHD Marketing, Inc. — 2:21-cv-03797 · Central District of California · Settled
- VPR Brands, LP v. XL Vape LLC et al. — Settled
- VPR Brands, LP v. POP Vapor — Northern District of Georgia · Settled
- VPR Brands, LP v. Shenzhen Fango Technology Co. — 1:24-cv-01154 · Northern District of Georgia · Dismissed

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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