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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. 8641525 — Response to Assertion of Infringement

Dear Counsel,

We acknowledge receipt of your correspondence asserting infringement of U.S. Patent No. 8641525 (the "8641525 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 8,641,525 is as follows:

Title: Controller for video game console

Assignee: The current assignee listed is Ironburg Inventions Ltd. The original assignee was also Ironburg Inventions Ltd.

Inventors:

- Simon Burgess
- Duncan Ironmonger

Filing Date: June 17, 2011

Issue Date: February 4, 2014

Abstract:

An improved controller (10) for a game console that is intended to be held by a user in both hands in the same manner as a conventional controller (1), which has controls on the front operable by the thumbs (2), (3), (4), (5), and has two additional controls (11) located on the back in positions to be operated by the middle fingers of a user.

Plain-Language...

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 8641525 Patent:

Analysis of Prior Art for U.S. Patent 8,641,525

The following analysis details the most relevant prior art cited against U.S. Patent 8,641,525, focusing on potential anticipation of the patent's claims under 35 U.S.C. § 102. The core invention of the '525 patent lies in a hand-held video game controller with one or more additional controls, described as "elongate members," located on the back of the controller to be operated by the user's middle fingers. This allows players to perform actions without removing their thumbs from the primary analog sticks on the front.

A selection of the most pertinent prior art cited by the patent examiner during prosecution is analyzed below:

U.S. Patent No. 7,407,439 to Ochoa

- Full Citation: US Patent 7,407,439 B1, "Apparatus and system for reconfigurable two-hand game controllers."
- Publication Date: August 5, 2008 (Filing Date: December 29, 2004).
- Brief Description: Ochoa discloses a modular and reconfigurable game controller. The key feature is the ability to attach and detach various control components. Notably, Figures 11A and 11B...

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 8,641,525 under 35 U.S.C. § 103

This analysis evaluates whether the invention claimed in U.S. Patent 8,641,525 would have been obvious to a "person having ordinary skill in the art" (POSITA) at the time the invention was made. The analysis is based on the prior art references detailed in the "Prior art" section.

A POSITA in this field would be an individual with a degree in mechanical or electrical engineering and experience in the design of ergonomic consumer electronics and input devices, such as game controllers.

The primary argument for the invalidity of the claims of the '525 patent under 35 U.S.C. § 103 is that the claimed invention represents a predictable combination of known elements from the prior art to solve a well-understood problem.

Combination of Coe ('695) and Ochoa ('439)

A strong case for obviousness can be made by combining the teachings of U.S. Patent Application Publication No. 2008/0261695 to Coe and U.S. Patent No. 7,407,439 to Ochoa.

1. Base Reference (Coe): The Coe application serves as an excellent primary...

4. Litigation History of the Patent

Public records reflect that the 8641525 Patent has been the subject of the following litigation, which informs our view of the asserted claims and your client's enforcement posture:

- Ironburg Inventions Ltd. v. Valve Corporation — 1:15-cv-04219 · U.S. District Court for the Northern District of Georgia · filed 2015-12-03 · Transferred

- Valve Corporation v. Ironburg Inventions Ltd. — IPR2016-00948 · Patent Trial and Appeal Board (PTAB) · Final Written Decision Issued
- Ironburg Inventions Ltd. v. Collective Minds Gaming Co. Ltd. — 1:16-cv-04110 · U.S. District Court for the Northern District of Georgia · Stayed
- Collective Minds Gaming Co. Ltd. v. Ironburg Inventions Ltd. — IPR2018-00354 · Patent Trial and Appeal Board (PTAB) · Settled

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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