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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. 9750267 — Response to Assertion of Infringement

Dear Counsel,

We acknowledge receipt of your correspondence asserting infringement of U.S. Patent No. 9750267 (the "9750267 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 9,750,267

A concise technical analysis of the patent for a "Fruit snack with probiotics and method of manufacturing a fruit snack with probiotics" is provided below.

Title: Fruit snack with probiotics and method of manufacturing a fruit snack with probiotics

Assignee: PROMOTION IN MOTION COMPANIES Inc

Inventors: Basant K. Dwivedi

Filing Date: October 22, 2008

Issue Date: September 5, 2017

Abstract:

A fruit snack with probiotics that is stable at room temperature is manufactured by combining various ingredients including fruit juices/purees to produce a slurry and cooking the slurry to produce a center that contains a high moisture content. The fruit snack...

4. Litigation History of the Patent

Public records reflect that the 9750267 Patent has been the subject of the following litigation, which informs our view of the asserted claims and your client's enforcement posture:

- Promotion In Motion Inc v. New Cibo Vita LLC et al. — 337-TA-3900 · International Trade

3. 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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