Re: Alleged Infringement of Patent No. X,XXX,NNN

Dear \_\_\_\_\_\_\_\_\_\_\_\_:

We received your letter dated \_\_\_\_\_\_\_\_ alleging that [Company Name] has or is presently infringing Patent No. X,XXX,NNN (the “‘NNN Patent”) and suggesting a license permitting continued use. This letter did not include the basic facts supporting your allegations. To facilitate our full investigation of this matter, please provide us with the following information:

1. A copy of the ‘NNN Patent;
2. The name and address of the owner(s) of the ‘NNN Patent, all parent companies related to the owner(s), and all other persons or entities having a right to enforce the ‘NNN Patent;
3. All assignees or licensees of the ‘NNN Patent;
4. Identification of each asserted claim of the ‘NNN Patent;
5. Identification of [Company Name]’s products, including model numbers or trade names, that allegedly infringe the asserted claims;
6. A detailed description of how [Company Name]’s product(s) allegedly infringe the asserted claims;
7. [*If the infringement is alleged to be indirect*] A detailed description of the products or acts alleged to contribute to or induce the direct infringement of the asserted claims;
8. [*If the infringement is alleged to be* *willful*] A detailed description of the basis for any allegation of willful infringement;
9. A description of the method used to calculate the requested license fee;
10. A description of any prior or ongoing reexamination or post-grant review of the ‘NNN Patent by the USPTO and the current status of each proceeding;
11. A description of any other litigation or administrative proceeding concerning the ‘NNN Patent, including the relevant citation;
12. Whether the ‘NNN Patent is the subject of a declaration or commitment to any standard setting organization;
13. A complete list of all individuals and entities that have received a letter alleging infringement of the ‘NNN Patent; and
14. A description of your principal business and how you use the ‘NNN Patent, including any goods produced or services provided that relate to the ‘NNN Patent.

[Company Name] will not be able to fully investigate the alleged infringement until it has received and reviewed the above materials and information. Please confirm you will forward such materials and information within the next ten (10) business days.

Sincerely,

[Demand Letter Recipient]