

[Date]

[Client Name]

[Client Address]

[City, State, Zip Code]

Re: Preliminary Validity Assessment of U.S. Patent No. [Patent Number]

Dear [Client Name],

At your request, we have conducted a preliminary assessment regarding the validity of the claims set forth in U.S. Patent No. [Patent Number] (the "Subject Patent"), currently assigned to [Patent Holder Name].

1. Executive Summary

Based on our initial review of the patent's file wrapper, the cited prior art, and newly identified references, it is our preliminary opinion that there are [significant/moderate/minimal] grounds to challenge the validity of the Subject Patent under 35 U.S.C. §§ [102 and/or 103].

2. Scope of Review

Our preliminary review included:

- The specification and claims of the Subject Patent.
- The prosecution history (file wrapper) of the Subject Patent.
- A targeted search of prior art published before the priority date of [Priority Date].

3. Identified Prior Art

We have identified the following key references that may impact the validity of the claims:

- [Reference 1]: Discloses [brief description of relevant features].
- [Reference 2]: Discloses [brief description of relevant features].

4. Preliminary Analysis

- **Anticipation (35 U.S.C. § 102):** It appears that Reference [X] may anticipate Claim [Y] because it describes every element of the claim.
- **Obviousness (35 U.S.C. § 103):** The combination of Reference [X] and Reference [Z] suggests that the claimed invention would have been obvious to a person having ordinary skill in the art at the time of filing.

5. Conclusion and Recommendations

This assessment is preliminary in nature and does not constitute a formal legal opinion of invalidity. We recommend proceeding with a comprehensive prior art search and a formal validity opinion before initiating any legal action or business decisions based on these findings.

Sincerely,

[Your Name/Law Firm Name]