

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

PJC LOGISTICS, LLC,

Plaintiff

vs.

Civil Case No. _____

AAA COOPER TRANSPORTATION, INC.;
ALLIED AUTOMOTIVE GROUP, INC.;
ALLIED HOLDINGS, INC.; ARMELLINI
EXPRESS LINES, INC.; ARNOLD
TRANSPORTATION SERVICES, INC.; BOYD:
BROS. TRANSPORTATION, INC.; BYNUM
TRANSPORT; CANNON EXPRESS, INC.;
THE COCA-COLA COMPANY; COMCAR
INDUSTRIES, INC.; CYPRESS TRUCK
LINES, INC.; EAGLE MOTOR LINES, LLC;
FLORIDA ROCK AND TANK LINES, INC.;
INDIAN RIVER TRANSPORT CO.;
JACKSON TRUCKING COMPANY, INC.;
KENNESAW TRANSPORTATION, INC.;
LANDSTAR SYSTEM, INC.; MCI EXPRESS,
INC.; MCKENZIE TANK LINES, INC.;
QUALITY DISTRIBUTION, INC.; RYDER
SYSTEM, INC.; SAIA MOTOR FREIGHT
LINE, LLC; SOUTHERN CAL TRANSPORT,
INC.; THE SUDDATH COMPANIES;
TRUCKS, INC.; and UNITED PARCEL
SERVICE, INC. (UPS).

Defendants.

JURY TRIAL REQUESTED

COMPLAINT

Plaintiff PJC Logistics LLC (“PJC Logistics” or “Plaintiff), by way of Complaint
against defendants AAA Cooper Transportation, Inc.; Allied Automotive Group, Inc.;
Allied Holdings, Inc.; Armellini Express Lines, Inc.; Arnold Transportation Services,

Inc.; Boyd Bros. Transportation, Inc.; Bynum Transport; Cannon Express, Inc.; The Coca-Cola Company; Comcar Industries, Inc.; Cypress Truck Lines, Inc.; Eagle Motor Lines, LLC; Florida Rock and Tank Lines, Inc.; Indian River Transport Co.; Jackson Trucking Company, Inc.; Kennesaw Transportation, Inc.; Landstar System, Inc.; MCI Express, Inc.; McKenzie Tank Lines, Inc.; Quality Distribution, Inc.; Ryder System, Inc.; Saia Motor Freight Line, LLC; Southern Cal Transport, Inc.; The Suddath Companies; Trucks, Inc.; and United Parcel Service, Inc. (UPS), hereby alleges as follows:

NATURE OF THE ACTION

1. This is an action for patent infringement arising under the Patent Laws of the United States, 35 U.S.C. § 101, *et seq.*

THE PARTIES

2. Plaintiff PJC Logistics is a limited liability corporation organized under the laws of Texas with its principal place of business at 777 Enterprise Drive, Hewitt, Texas 76643.

3. Defendant AAA Cooper Transportation, Inc. is a corporation organized under the laws of Alabama with its principal place of business at 1751 Kinsey Road, Dothan, Alabama 36303, and a registered agent for service of process at Registered Agent Solutions, Inc., 155 Office Plaza Dr., Suite A, Tallahassee, Florida 32301.

4. Defendant Allied Automotive Group, Inc. is a corporation organized under the laws of Georgia with its principal place of business at 2302 Parklake Drive, Building 15, Suite 600, Atlanta, Georgia 30345, and a registered agent for service of process at Corporation Service Company, 1201 Hays Street, Tallahassee, Florida 32301-2525.

5. Defendant Allied Holdings, Inc. is a corporation organized under the laws of Georgia with its principal place of business at 2302 Parklake Drive, Building 15, Suite 600, Atlanta, Georgia 30345, and a registered agent for service of process at Corporation Service Company, 1201 Hays Street, Tallahassee, Florida 32301-2525.

6. Defendant Armellini Express Lines, Inc. is a corporation organized under the laws of Florida with its principal place of business at 3446 SW Armellini Ave., Palm City, Florida 34990, and a registered agent for service of process at John J. Nicholason, 3446 SW Armellini Ave., Palm City, Florida 34990.

7. Defendant Arnold Transportation Services, Inc. is a corporation organized under the laws of Florida with its principal place of business at 9523 Florida Mining Blvd., Jacksonville, Florida 32257, and a registered agent for service of process at NRAI Services, Inc., 515 E. Park Avenue, Tallahassee, Florida 32301.

8. Defendant Boyd Bros. Transportation, Inc. is a corporation organized under the laws of Alabama with its principal place of business at 3275 Highway 30, Clayton, Alabama 36016, and a registered agent for service of process at Corporation Service Company, 1201 Hays Street, Tallahassee, Florida 32301-2525.

9. Defendant Bynum Transport is a corporation organized under the laws of Florida with its principal place of business at 70 Thornhill Road, Auburndale, Florida 33823, and a registered agent for service of process at Durward Bynum, 70 Thornhill Road, Auburndale, Florida 33823.

10. Defendant Cannon Express, Inc. is a corporation organized under the laws of Georgia with its principal place of business at 5075 Minola Rd., Lithonia, Georgia

30038, and a registered agent for service of process at Ana Margarita Camps, 5421 S.W. 155 Place, Miami, Florida 33185.

11. Defendant The Coca-Cola Company is a corporation organized under the laws of Delaware with its principal place of business at One Coca-Cola Plaza, N.W., Atlanta, GA 30313, and a registered agent for service of process at CT Corporation System, 1200 S. Pine Island Road, Plantation, FL 33324.

12. Defendant Comcar Industries, Inc. is a corporation organized under the laws of Florida with its principal place of business at 502 E. Bridgers Ave., Auburndale, Florida 33823, and a registered agent for service of process at Corporation Service Company, 1201 Hays Street, Tallahassee, Florida 32301-2525.

13. Defendant Cypress Truck Lines, Inc. is a corporation organized under the laws of Florida with its principal place of business at 1414 Lindrose St., Jacksonville, Florida 32206, and a registered agent for service of process at D.V. Penland, Sr., 1300 Wigmore Street, Jacksonville, Florida 32206.

14. Defendant Eagle Motor Lines, LLC is a corporation organized under the laws of Alabama with its principal place of business at 148 41st Avenue West, Birmingham, Alabama 35207, and it may be served with process through the Secretary of State for the State of Florida.

15. Defendant Florida Rock and Tank Lines, Inc. is a corporation organized under the laws of Florida with its principal place of business at 501 Riverside Avenue, Suite 500, Jacksonville, Florida 32202, and a registered agent for service of process at John D. Milton, Jr., 501 Riverside Avenue, Suite 500, Jacksonville, Florida 32202.

16. Defendant Indian River Transport Co. is a corporation organized under the laws of Florida with its principal place of business at 2580 Executive Road, Winter Haven, Florida 33884, and a registered agent for service of process at John J. Harned, Jr., 2580 Executive Rd., Winter Haven, Florida 33884.

17. Defendant Jackson Trucking Company, Inc. is a corporation organized under the laws of Georgia with its principal place of business at 3240 Bankhead Hwy., Lithia Springs, Georgia 30122, and it may be served with process through the Secretary of State for the State of Florida.

18. Defendant Kennesaw Transportation, Inc. is a corporation organized under the laws of Georgia with its principal place of business at 3794 Highway 411 NE, Rydal, Georgia 30171, and it may be served with process through the Secretary of State for the State of Florida.

19. Defendant Landstar System, Inc. is a corporation organized under the laws of Delaware with its principal place of business at 13410 Sutton Park Drive South, Jacksonville, Florida 32224, and a registered agent for service of process at C T Corporation System, 1200 South Pine Island Road, Plantation, Florida 33324.

20. Defendant MCI Express, Inc. is a corporation organized under the laws of Florida with its principal place of business at 16505 NW 49th Avenue, Miami, Florida 33014, and a registered agent for service of process at C T Corporation System, 1200 South Pine Island Road, Plantation, Florida 33324.

21. Defendant McKenzie Tank Lines, Inc. is a corporation organized under the laws of Florida with its principal place of business at 975 Appleyard Drive,

Tallahassee, Florida 32304, and a registered agent for service of process at Robert G. Landrum, Jr., 975 Appleyard Drive, Tallahassee, Florida 32304.

22. Defendant Quality Distribution, Inc. is a corporation organized under the laws of Florida with its principal place of business at 4041 Park Oaks Boulevard, Suite 200, Tampa, Florida 33610, and a registered agent for service of process at Corporation Service Company, 1201 Hays Street, Tallahassee, Florida 32301-2525.

23. Defendant Ryder System, Inc. is a corporation organized under the laws of Florida with its principal place of business at 11690 NW 105th Street, Miami, Florida 33178, and a registered agent for service of process at Robert D. Fatovic, 11690 NW 105 Street, Miami, Florida 33178-1103.

24. Defendant Saia Motor Freight Line, LLC is a corporation organized under the laws of Delaware with its principal place of business at 11465 Johns Creek Parkway, Suite 400, Johns Creek, Georgia, and a registered agent for service of process at CT Corporation System, 1200 South Pine Island Road, Plantation, Florida 33324.

25. Defendant Southern Cal Transport, Inc. is a corporation organized under the laws of Alabama with its principal place of business at 148 41st Avenue West, Birmingham, Alabama 35207, and it may be served with process through the Secretary of State for the State of Florida.

26. Defendant The Suddath Companies is a corporation organized under the laws of Florida with its principal place of business at 815 South Main Street, Jacksonville, Florida 32207, and a registered agent for service of process at James G. Barnett, 815 S. Main St., Jacksonville, Florida 32207.

27. Defendant Trucks, Inc. is a corporation organized under the laws of Georgia with its principal place of business at 105 Short Rd., Jackson, Georgia, and it may be served with process through the Secretary of State for the State of Florida.

28. Defendant United Parcel Service, Inc. (UPS) is a corporation organized under the laws of Delaware with its principal place of business at 55 Glenlake Parkway, NE, Atlanta, Georgia 30328, and a registered agent for service of process at Corporation Service Company, 1201 Hays Street, Tallahassee, Florida 32301-2525.

JURISDICTION AND VENUE

29. This is an action for patent infringement arising under the patent laws of the United States, Title 35 of the United States Code. This Court has jurisdiction over the subject matter of this action under 28 U.S.C. §§ 1331 and 1338(a). Venue is proper in this judicial district under 28 U.S.C. §§ 1391(b) and 1400(b).

30. Defendant AAA Cooper Transportation, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles, vans or other vehicles in AAA Cooper Transportation, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

31. Defendant Allied Automotive Group, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that

infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Allied Automotive Group, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

32. Defendant Allied Holdings, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Allied Holdings, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

33. Defendant Armellini Express Lines, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Armellini Express Lines, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

34. Defendant Arnold Transportation Services, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Arnold Transportation Services, Inc.'s fleet of trucks, vans or other vehicles operate in the State

of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

35. Defendant Boyd Bros. Transportation, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Boyd Bros. Transportation, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

36. Defendant Bynum Transport uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Bynum Transport's fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

37. Defendant Cannon Express, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Cannon Express, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

38. Defendant The Coca-Cola Company uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in The Coca-Cola Company's fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

39. Defendant Comcar Industries, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Comcar Industries, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

40. Defendant Cypress Truck Lines, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Cypress Truck Lines, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

41. Defendant Eagle Motor Lines, LLC uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Eagle Motor Lines, LLC's fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

42. Defendant Florida Rock and Tank Lines, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Florida Rock and Tank Lines, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

43. Defendant Indian River Transport Co. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Indian River Transport Co.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

44. Defendant Jackson Trucking Company, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Jackson Trucking Company, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

45. Defendant Kennesaw Transportation, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Kennesaw Transportation, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

46. Defendant Landstar System, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Landstar System, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

47. Defendant MCI Express, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in MCI Express, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

48. Defendant McKenzie Tank Lines, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in McKenzie Tank Lines, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

49. Defendant Quality Distribution, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Quality Distribution, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

50. Defendant Ryder System, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and

tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Ryder System, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

51. Defendant Saia Motor Freight Line, LLC uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Saia Motor Freight Line, LLC's fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

52. Defendant Southern Cal Transport, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Southern Cal Transport, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

53. Defendant The Suddath Companies uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in The

Suddath Companies' fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

54. Defendant Trucks, Inc. uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in Trucks, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

55. Defendant United Parcel Service, Inc. (UPS) uses, and/or directs its agents, employees, customers, or contracting entities to use, electronic position-based fleet management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as is alleged below. Trucks, vans or other vehicles in United Parcel Service, Inc.'s (UPS) fleet of trucks, vans or other vehicles operate in the State of Florida, including in this judicial district, while using the infringing electronic fleet management systems.

COUNT I – INFRINGEMENT OF U.S. PATENT NO. 5,223,844

56. PJC Logistics repeats and realleges the allegations of paragraphs 1 through 55 as if fully set forth herein.

57. On June 29, 1993, United States Patent No. 5,223,844 (hereinafter referred to as the "844 Patent"), entitled VEHICLE TRACKING AND SECURITY SYSTEM,

was duly and legally issued by the United States Patent and Trademark Office. A true and correct copy of the '844 Patent is attached as Exhibit A to this Complaint.

58. PJC Logistics is the assignee and owner of the right, title, and interest in and to the '844 Patent, including the right to assert all causes of action arising under said patent and the right to any remedies for infringement of it.

59. Without license or authorization, each of the Defendants have been infringing the '844 Patent, and contributing to and actively inducing the infringement of said patent by others in the United States, by using in the United States, including within this judicial district, certain electronic fleet management systems that embody the inventions claimed in the '844 Patent. Such acts constitute infringement under at least 35 U.S.C. §§ 271(a), (b), and (c).

60. PJC Logistics has been damaged by Defendants' infringing activities.

JURY DEMAND

61. Pursuant to Rule 38 of the Federal Rules of Civil Procedure, PJC Logistics demands a trial by jury on all issues triable as such.

PRAYER FOR RELIEF

WHEREFORE, PJC Logistics respectfully demands judgment for itself and against Defendants as follows:

a. That this Court adjudge that Defendants have infringed each of the '844 Patent;

b. That this Court ascertain and award PJC Logistics damages sufficient to compensate it for the above infringement and that the damages so ascertained be awarded to PJC Logistics with interest;

c. That this Court find this case to be exceptional and award PJC Logistics its attorneys fees, costs and expenses in this action; and

d. That this Court award PJC Logistics such other relief as the Court may deem just and proper.

Respectfully submitted March 28, 2011.

/s/Brian R. Gilchrist

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