

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WISCONSIN**

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E-IMAGEDATA CORP.  
340 Grant Street  
Hartford, WI 53027,

Plaintiff,

v.

Case No. 3:13-cv-721

KONICA MINOLTA BUSINESS  
SOLUTIONS U.S.A., INC.  
100 Williams Drive  
Ramsey, NJ 07446,

NAVIANT, INC.  
201 Prairie Heights Drive  
Verona, WI 53593, and

INDUS INTERNATIONAL, INC.  
340 South Oak Street  
West Salem, WI 54669

Defendants.

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**COMPLAINT FOR PATENT INFRINGEMENT**

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Plaintiff, e-ImageData Corp., by its attorneys Quarles & Brady LLP, for its Complaint against Defendants alleges as follows:

**NATURE OF THE ACTION**

1. This is an action for patent infringement brought under the patent laws of the United States, 35 U.S.C. § 1, *et seq.* Plaintiff seeks injunctive relief and damages arising from Defendants' infringement of U.S. Patent No. 8,537,279.

## **THE PARTIES**

2. Plaintiff e-Image Data Corp. (“e-Image”) is a Wisconsin corporation with its principal place of business located at 340 Grant Street, Hartford, WI 53027. E-Image is a manufacturer of digital microform scanning systems.

3. Defendant Konica Minolta Business Solutions U.S.A., Inc. (“Konica Minolta”) is a New York corporation with its principal place of business at 100 Williams Drive, Ramsey, NJ 07446. Konica Minolta is a direct competitor of e-Image in the field of digital microform scanning.

4. Konica Minolta conducts business in this judicial district by promoting, distributing, selling and offering to sell products, including its SL1000 Digital Film Scanner, directly to consumers within this judicial district. Konica Minolta has an office at 5133 West Terrance Drive, Suite 101, Madison, WI 53718.

5. Konica Minolta further conducts business in Wisconsin, through one or more entities owned, controlled, or otherwise affiliated with Konica Minolta, who promote, distribute, sell and offer to sell Konica Minolta products, including the SL1000 Digital Film Scanner, to consumers through retail stores physically located in this judicial district.

6. Defendant Naviant, Inc. (“Naviant”) is a Wisconsin corporation with its principal place of business at 201 Prairie Heights Drive, Verona, Wisconsin 53593. Naviant promotes, sells and offers to sell Konica Minolta’s SL1000 Digital Film Scanner in this judicial district.

7. Defendant Indus International, Inc. (“Indus”) is a Wisconsin corporation with its principal place of business at 340 South Oak Street, West Salem, Wisconsin 54669.

8. Indus promotes, sells and offers to sell, in this judicial district, the 4601-SL Digital Film Scanner, which is manufactured by Konica Minolta for resale by Indus under

Indus's private label. The 4601-SL Digital Film Scanner sold by Indus is identical in all material respects to the SL1000 with the exception of the private label.

### **JURISDICTION AND VENUE**

9. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331 and 1338, with reference to the United States Patent Laws, Title 35 of the United States Code.

10. This Court has personal jurisdiction over Defendants under 28 U.S.C. § 1400 and Wis. Stat. § 801.05. Defendants promote, distribute, sell and offer to sell products in this District including digital microfilm scanners manufactured by Konica Minolta. Defendants have purposefully availed themselves of the privileges and benefits of the laws of the State of Wisconsin, and through the promotion, selling or offering to sell the SL1000 and 4601-SL digital microfilm scanners, have committed acts of patent infringement during the course of their business in this district.

11. Venue is proper in this judicial district pursuant to 28 U.S.C. §§ 1391 and 1400.

### **THE PATENT-IN-SUIT**

12. On September 17, 2013, U.S. Patent No. 8,537,279 entitled "Digital Microform Imaging Apparatus" was duly and legally issued by the United States Patent and Trademark Office. A copy of the '279 Patent is attached as Exhibit A.

13. E-Image is the owner by assignment of the entire right, title and interest in the '279 Patent.

14. The '279 Patent relates to an integrated desktop microform reader designed for public use. The claimed invention is used primarily by libraries, universities and researchers to allow microfilm or other images to be quickly converted to electronic images that can be edited using digital editing techniques, printed, e-mailed, or saved to other media.

**COUNT I**  
**PATENT INFRINGEMENT**

15. E-Image realleges and incorporates by reference as if fully set forth herein the allegations contained in paragraphs 1 through 14.

16. Defendants Konica Minolta, Naviant, and Indus have infringed and continue to infringe, directly or indirectly, one or more claims of the '279 Patent, either literally or under the doctrine of equivalents, by making, using, selling and offering for sale in the United States, or importing into the United States, microfilm scanners that infringe one or more of the claims of the '279 Patent.

17. Defendants Konica Minolta and Naviant have made, used, offered for sale, sold or imported into the United States a product sold under the trade name SL1000 Digital Film Scanner.

18. Defendant Indus has used, offered for sale, sold or imported into the United States a product sold under the trade name 4601-SL Digital Film Scanner.

19. Defendants' SL1000 and 4601-SL digital film scanners infringe, either literally or through the doctrine of equivalents, claims 1-18, 20-21, 24-27, 30-35, 38-51, and 53 of the '279 Patent.

20. E-Image has been damaged by Defendants' infringement of the '279 Patent in an amount to be determined at trial.

21. E-Image has been and continues to be irreparably injured by Defendants' continuing infringement of the '279 Patent, and Defendants' infringing activities will continue unless enjoined by this Court pursuant to 35 U.S.C. § 283.

### **REQUEST FOR RELIEF**

WHEREFORE, e-Image respectfully requests a judgment:

- A. Declaring that Defendants have infringed the '279 Patent;
- B. Permanently enjoining Defendants, and all those in active concert or participation with Defendants, from directly or indirectly infringing the '279 Patent, pursuant to 35 U.S.C. § 283;
- C. Awarding e-Image damages adequate to compensate it for Defendants' infringement of the '279 Patent;
- D. Awarding prejudgment interest and costs pursuant to 35 U.S.C. § 284; and
- E. Granting such other and further relief as the Court deems just and proper.

### **DEMAND FOR A JURY TRIAL**

The Plaintiff hereby demands a trial by jury in this action on all claims and issues triable before a jury.

Dated this 16th day of October, 2013.

/s/ Matthew J. Duchemin

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