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9 Attorneys for Plaintiff  
10 INNOVATIVE WIRELESS SOLUTIONS,  
11 LLC

12 IN THE UNITED STATES DISTRICT COURT  
13 FOR THE CENTRAL DISTRICT OF CALIFORNIA

14 INNOVATIVE WIRELESS  
15 SOLUTIONS, LLC,

16 Plaintiff,

17 v.

18 Z-COM, INC. and ZCOMAX  
TECHNOLOGIES, INC.,

19 Defendants.

Civil Case No. 2:13-CV-08550-CJC  
(ANx)

**FIRST AMENDED COMPLAINT  
FOR PATENT INFRINGEMENT**

**JURY TRIAL DEMANDED**

20 **COMPLAINT FOR PATENT INFRINGEMENT**

21 Plaintiff Innovative Wireless Solutions, LLC (“IWS” or “Plaintiff”), by way  
22 of its First Amended Complaint for Patent Infringement (“Complaint”) against  
23 Defendant Z-Com, Inc. (“Z-Com”) and Zcomax Technologies, Inc. (“Zcomax,” or  
24 collectively, “Defendants”), alleges as follows:

25 **JURISDICTION AND VENUE**

26 1. This is a civil action for patent infringement arising under the patent  
27 laws of the United States, 35 U.S.C. § 1 *et seq.* This Court has subject matter  
28

1 jurisdiction over such Federal Question claims pursuant to 28 U.S.C. §§ 1331 and  
2 1338(a).

3 2. Venue is proper in this Judicial District under 28 U.S.C. §§ 1391 and  
4 1400(b).

5 3. On information and belief, Defendants are subject to the jurisdiction of  
6 this Court by reason of their acts of patent infringement which have been  
7 committed in this Judicial District, and by virtue of their regularly conducted and  
8 systematic business contacts in this State. As such, Defendants have purposefully  
9 availed themselves of the privilege of conducting business within this Judicial  
10 District, have established sufficient minimum contacts with this Judicial District  
11 such that they should reasonably and fairly anticipate being haled into court in this  
12 Judicial District, have purposefully directed activities at residents of this State, and  
13 at least a portion of the patent infringement claims alleged herein arise out of or are  
14 related to one or more of the foregoing activities.

15 **THE PARTIES**

16 4. Plaintiff Innovative Wireless Solutions, LLC (“IWS”) is a Texas  
17 limited liability company with a place of business at 555 Republic Drive, Suite 200,  
18 Plano, Texas 75074.

19 5. On information and belief, Defendant Z-Com is a corporation  
20 organized under the laws of Taiwan. On information and belief, and based upon  
21 the “U.S.A. Business Center” listed on Z-Com’s website at  
22 [http://www.zcom.com.tw/program1/info\\_main.asp?infoId=I\\*sQ\\$X](http://www.zcom.com.tw/program1/info_main.asp?infoId=I*sQ$X), at least as late  
23 as December 21, 2013 Defendant Z-Com has a place of business at 14545 Valley  
24 View Avenue, Suite S, Santa Fe Springs, California 90670.

25 6. On information and belief, Defendant Zcomax is a corporation  
26 organized under the laws of California. On information and belief, Defendant has a  
27 place of business at 14545 Valley View Avenue, Suite S, Santa Fe Springs,  
28

1 California 90670, and may be served through its registered agent George Zhu at  
2 20435 Herbshey Cir., Yorba Linda, California 92887.

3 **THE PATENT-IN-SUIT**

4 7. The allegations set forth in the foregoing paragraphs 1 through 6 are  
5 hereby realleged and incorporated herein by reference.

6 8. On June 15, 1999, U.S. Patent Number 5,912,895 (the “’895 Patent”),  
7 entitled “INFORMATION NETWORK ACCESS APPARATUS AND METHODS  
8 FOR COMMUNICATING INFORMATION PACKETS VIA TELEPHONE  
9 LINES,” was duly and legally issued by the United States Patent and Trademark  
10 Office. A true and correct copy of the ’895 Patent is attached as Exhibit A to this  
11 Complaint.

12 9. On December 4, 2001, U.S. Patent Number 6,327,264 (the “’264  
13 Patent”), entitled “INFORMATION NETWORK ACCESS APPARATUS AND  
14 METHODS FOR COMMUNICATING INFORMATION PACKETS VIA  
15 TELEPHONE LINES,” was duly and legally issued by the United States Patent and  
16 Trademark Office. A true and correct copy of the ’264 Patent is attached as Exhibit  
17 B to this Complaint.

18 10. On July 1, 2003, U.S. Patent Number 6,587,473 (the “’473 Patent”),  
19 entitled “INFORMATION NETWORK ACCESS APPARATUS AND METHODS  
20 FOR COMMUNICATING INFORMATION PACKETS VIA TELEPHONE  
21 LINES,” was duly and legally issued by the United States Patent and Trademark  
22 Office. A true and correct copy of the ’473 Patent is attached as Exhibit C to this  
23 Complaint.

24 11. IWS is the assignee and owner of the right, title and interest in and to  
25 the ’895, ’264 and ’473 Patents (collectively, the “patents-in-suit”), including the  
26 right to assert all causes of action arising under said patents and the right to any  
27 remedies for infringement.  
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**JOINDER**

12. Joinder is proper under 35 U.S.C. § 299. The allegations of infringement contained herein are asserted against the Defendants jointly, severally, or in the alternative and arise, at least in part, out of the same series of transactions and occurrences relating to Defendants’ manufacture, use, sale, offer for sale, and importation of the same accused products. On information and belief, the Defendants are part of the same corporate family of companies, and the infringement allegations arise at least in part from the Defendants’ collective activities with respect to the Defendants’ accused products. Questions of fact common to the Defendants will arise in the action, including questions relating to the structure and operation of the accused products, Defendants’ infringing acts and, on information and belief, the validity of the patents-in-suit.

**COUNT I**

**(INFRINGEMENT OF U.S. PATENT NO. 5,912,895)**

13. The allegations set forth in the foregoing paragraphs 1 through 12 are hereby realleged and incorporated herein by reference.

14. IWS provided actual notice to Defendants of their infringement of the ’895 Patent in letters from IWS to Defendants dated October 18, 2013 and January 3, 2014. In these letters, IWS informed Defendants that they were infringing the ’895 Patent by making, using, offering for sale, selling, and/or importing wireless access points and/or routers capable of connecting to an Ethernet network and an IEEE 802.11 wireless network (the “’895 Patent Accused Products”) to provide wireless Internet access.

15. IWS’s letters further informed Defendants that their wireless networks satisfied all of the limitations of at least claim 48 of the ’895 Patent in at least the following manner:

1           a.     The '895 Patent Accused Products provide communication with  
2 a CSMA/CD network (an Ethernet network) via a bidirectional  
3 communications path (the wireless path).

4           b.     The '895 Patent Accused Products are located at a first end of  
5 the wireless path and include an Ethernet interface to an Ethernet network.  
6 Ethernet is a CSMA/CD technology. The '895 Patent Accused Products  
7 include a buffer for buffering information packets received from the Ethernet  
8 network via the Ethernet interface for supply to the wireless path. The '895  
9 Patent Accused Products also include a buffer for buffering information  
10 packets received from the wireless path for supply to the Ethernet network  
11 via the Ethernet interface. The '895 Patent Accused Products also include a  
12 controller that implements the control protocol as defined in IEEE 802.11.

13           c.     A station is connected at a second end of the wireless path. The  
14 station includes a buffer for buffering information packets received from the  
15 wireless path, a buffer for buffering information packets to be supplied to the  
16 wireless path, and a controller.

17           d.     The controller in the '895 Patent Accused Products and the  
18 controller in the station are arranged to exchange control information over  
19 the wireless path so as to allow information packets to be communicated bi-  
20 directionally over the wireless path between the buffers of the '895 Patent  
21 Accused Products and the station in a half-duplex manner.

22       16.     IWS's letters further informed Defendants that they were inducing  
23 infringement of the '895 Patent under 35 U.S.C. § 271(b) by actively aiding and  
24 abetting others to engage in the following actions that constitute direct  
25 infringement: (1) performing the steps of the method claims in connection with use  
26 of the '895 Patent Accused Products; (2) using the '895 Patent Accused Products;  
27 and (3) combining the '895 Patent Accused Products with other components to  
28 form the claimed invention. These letters further explained that such other entities

1 include, for example, Defendants' partners, customers and end users of the '895  
2 Patent Accused Products. These letters further explained that Defendants' acts of  
3 inducement include but are not limited to advertising, offering for sale, and selling  
4 the '895 Patent Accused Products, and providing user manuals, product  
5 documentation, and other instructions regarding the use of the wireless networking  
6 features of the '895 Patent Accused Products.

7 17. IWS's letters also informed Defendants that they were contributing to  
8 infringement of the '895 Patent under 35 U.S.C. § 271(c) by providing the '895  
9 Patent Accused Products to others, including their partners, customers, and end  
10 users, because the '895 Patent Accused Products constitute a material part of the  
11 invention, were especially made or especially adapted for use in an infringement of  
12 the '895 Patent, and have no substantial non-infringing uses. IWS further identified  
13 within these letters that, for example, the '895 Patent Accused Products constitute a  
14 material part of the claimed invention at least because they contain the components  
15 that interface a wireless network to an Ethernet network and provide control  
16 information to the wireless devices as claimed in the '895 Patent. Further, IWS  
17 explained that the '895 Patent Accused Products were made or especially adapted  
18 for use in an infringement of the '895 Patent and have no substantial non-infringing  
19 uses at least because they contain components whose only purpose is to interface a  
20 wireless network to an Ethernet network and provide control information to the  
21 wireless devices as claimed in the '895 Patent.

22 18. Defendants have had actual knowledge of the '895 Patent and their  
23 infringement of that patent since at least the dates that Defendants received the  
24 notice letters from IWS.

25 19. In violation of 35 U.S.C. § 271(a), Defendants have directly infringed  
26 and continue to directly infringe, both literally and under the doctrine of  
27 equivalents, the '895 Patent by making, using, offering to sell, and selling in the  
28 United States, and importing into the United States, products that practice the

1 subject matter claimed in one or more claims of the '895 Patent, including but not  
2 limited to claim 48, without the authority of IWS. The '895 Patent Accused  
3 Products include, but are not limited to, Defendants' wireless base stations, wireless  
4 access points and wireless routers including, but not limited to, Defendants' IEEE  
5 802.11 compliant wireless access points and wireless routers such as their XN-2050  
6 Wireless LAN Router.

7 20. Upon information and belief, Defendants have induced and continue to  
8 induce others to infringe the '895 Patent under 35 U.S.C. § 271(b) by, and with  
9 specific intent or willful blindness, actively aiding and abetting others to engage in  
10 the following actions that constitute direct infringement: (1) performing the steps  
11 of the method claims in connection with use of the '895 Patent Accused Products;  
12 (2) using the '895 Patent Accused Products; and (3) combining the '895 Patent  
13 Accused Products with other components to form the claimed invention. Such  
14 other entities include, for example, Defendants' partners, customers and end users  
15 of the '895 Patent Accused Products. Defendants' acts of inducement include  
16 advertising, offering for sale, and selling the '895 Patent Accused Products, and  
17 providing user manuals, product documentation, and other instructions regarding  
18 the use of the wireless networking features of the '895 Patent Accused Products.  
19 On information and belief, Defendants have engaged in such actions with specific  
20 intent to cause infringement or with willful blindness to the resulting infringement  
21 because Defendants have had actual knowledge of the '895 Patent and that their  
22 acts were inducing others to infringe the '895 Patent since at least the dates they  
23 received the notice letters from IWS notifying Defendants of their infringement of  
24 the '895 Patent.

25 21. Upon information and belief, Defendants have committed and continue  
26 to commit acts of contributory infringement of the '895 Patent under 35 U.S.C.  
27 § 271(c) by offering to sell, selling, and importing the '895 Patent Accused  
28 Products. The '895 Patent Accused Products constitute a material part of the

1 invention, were especially made or especially adapted for use in an infringement of  
2 the '895 Patent, and have no substantial non-infringing uses. The '895 Patent  
3 Accused Products constitute a material part of the claimed invention at least  
4 because they contain the components that interface a wireless network to an  
5 Ethernet network and provide control information to the wireless devices as  
6 claimed in the '895 Patent. Further, the '895 Patent Accused Products were made  
7 or especially adapted for use in an infringement of the '895 Patent and have no  
8 substantial non-infringing uses at least because they contain components whose  
9 only purpose is to interface a wireless network to an Ethernet network and provide  
10 control information to the wireless devices as claimed in the '895 Patent.  
11 Defendants have known or remained willfully blind to these facts since at least the  
12 dates they received the notice letters from IWS detailing their infringement of the  
13 '895 Patent.

14 22. IWS has been harmed by the Defendants' infringing activities.

15 23. IWS notified Defendants of their infringement of the '895 Patent  
16 including an identification of the particular infringing products and features, but  
17 Defendants thereafter continued to infringe the '895 Patent by continuing the  
18 activities described in Paragraph 14-17. On information and belief, Defendants  
19 have not obtained an opinion of counsel regarding the '895 Patent. The Defendants'  
20 continued infringement has therefore been in reckless disregard of IWS's patent  
21 rights. On information and belief, the Defendants' infringement has been and  
22 continues to be willful.

23 **COUNT II**

24 **(INFRINGEMENT OF U.S. PATENT NO. 6,327,264)**

25 24. The allegations set forth in the foregoing paragraphs 1 through 23 are  
26 hereby realleged and incorporated herein by reference.

27 25. IWS provided actual notice to Defendants of their infringement of the  
28 '264 Patent in letters from IWS to Defendants dated October 18, 2013 and January



1 3, 2014. In these letters, IWS informed Defendants that they were infringing the  
2 '264 Patent by making, using, offering for sale, selling, and/or importing wireless  
3 access points and/or routers capable of connecting to an Ethernet network and an  
4 IEEE 802.11 wireless network (the "'264 Patent Accused Products") to provide  
5 wireless Internet access.

6 26. IWS's letters further informed Defendants that their wireless networks  
7 satisfied all of the limitations of at least claim 5 of the '264 Patent in at least the  
8 following manner:

9 a. The '264 Patent Accused Products allow wireless devices to  
10 connect to a network.

11 b. The '264 Patent Accused Products include an Ethernet interface  
12 for coupling to an Ethernet network. Ethernet is a CSMA/CD technology.

13 c. The '264 Patent Accused Products include a wireless interface  
14 for coupling to the wireless network which provides a wireless bidirectional  
15 communications path.

16 d. The '264 Patent Accused Products include a controller that  
17 implements a control protocol as defined in IEEE 802.11. In accordance  
18 with the wireless protocol, the controller provides information that controls  
19 when wireless devices connected to the network are allowed to transmit,  
20 thereby causing the communications over the wireless network to occur in a  
21 half-duplex manner.

22 e. The '264 Patent Accused Products include a first buffer that  
23 holds frames received from the Ethernet network via the Ethernet interface  
24 and then supplies those frames via the wireless interface to the wireless  
25 network.

26 f. The '264 Patent Accused Products include a second buffer that  
27 holds frames received from the wireless network via the wireless interface  
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1 and then supplies those frames via the Ethernet interface to the Ethernet  
2 network.

3 27. IWS's letters further informed Defendants that they were inducing  
4 infringement of the '264 Patent under 35 U.S.C. § 271(b) by actively aiding and  
5 abetting others to engage in the following actions that constitute direct  
6 infringement: (1) performing the steps of the method claims in connection with use  
7 of the '264 Patent Accused Products; (2) using the '264 Patent Accused Products;  
8 and (3) combining the '264 Patent Accused Products with other components to  
9 form the claimed invention. These letters further explained that such other entities  
10 include, for example, Defendants' partners, customers and end users of the '264  
11 Patent Accused Products. These letters further explained that Defendants' acts of  
12 inducement include but are not limited to advertising, offering for sale, and selling  
13 the '264 Patent Accused Products, and providing user manuals, product  
14 documentation, and other instructions regarding the use of the wireless networking  
15 features of the '264 Patent Accused Products.

16 28. Defendants have had actual knowledge of the '264 Patent and their  
17 infringement of that patent since at least the dates that Defendants received the  
18 notice letters from IWS.

19 29. In violation of 35 U.S.C. § 271(a), Defendants have directly infringed  
20 and continue to directly infringe, both literally and under the doctrine of  
21 equivalents, the '264 Patent by making, using, offering to sell, and selling in the  
22 United States, and importing into the United States, products that practice the  
23 subject matter claimed in one or more claims of the '264 Patent, including but not  
24 limited to claim 5, without the authority of IWS. The '264 Patent Accused  
25 Products include, but are not limited to, Defendants' wireless base stations, wireless  
26 access points and wireless routers including, but not limited to, Defendants' IEEE  
27 802.11 compliant wireless access points and wireless routers such as their XN-2050  
28 Wireless LAN Router.

1           30.     Upon information and belief, Defendants have induced and continue to  
2 induce others to infringe the '264 Patent under 35 U.S.C. § 271(b) by, and with  
3 specific intent or willful blindness, actively aiding and abetting others to engage in  
4 the following actions that constitute direct infringement: (1) performing the steps  
5 of the method claims in connection with use of the '264 Patent Accused Products;  
6 (2) using the '264 Patent Accused Products; and (3) combining the '264 Patent  
7 Accused Products with other components to form the claimed invention. Such  
8 other entities include, for example, Defendants' partners, customers and end users  
9 of the '264 Patent Accused Products. Defendants' acts of inducement include  
10 advertising, offering for sale, and selling the '264 Patent Accused Products, and  
11 providing user manuals, product documentation, and other instructions regarding  
12 the use of the wireless networking features of the '264 Patent Accused Products.  
13 On information and belief, Defendants have engaged in such actions with specific  
14 intent to cause infringement or with willful blindness to the resulting infringement  
15 because Defendants have had actual knowledge of the '264 Patent and that their  
16 acts were inducing others to infringe the '264 Patent since at least the dates they  
17 received the notice letters from IWS notifying Defendants of their infringement of  
18 the '264 Patent.

19           31.     IWS has been harmed by the Defendants' infringing activities.

20           32.     IWS notified Defendants of their infringement of the '264 Patent  
21 including an identification of the particular infringing products and features, but  
22 Defendants thereafter continued to infringe the '264 Patent by continuing the  
23 activities described in Paragraph 25-27. On information and belief, Defendants  
24 have not obtained an opinion of counsel regarding the '264 Patent. The  
25 Defendants' continued infringement has therefore been in reckless disregard of  
26 IWS's patent rights. On information and belief, the Defendants' infringement has  
27 been and continues to be willful.  
28

**COUNT III**

**(INFRINGEMENT OF U.S. PATENT NO. 6,587,473)**

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3 33. The allegations set forth in the foregoing paragraphs 1 through 32 are  
4 hereby realleged and incorporated herein by reference.

5 34. IWS provided actual notice to Defendants of their infringement of the  
6 '473 Patent in letters from IWS to Defendants dated October 18, 2013 and January  
7 3, 2014. In these letters, IWS informed Defendants that they were infringing the  
8 '473 Patent by making, using, offering for sale, selling, and/or importing wireless  
9 access points and/or routers capable of connecting to an Ethernet network and an  
10 IEEE 802.11 wireless network (the "'473 Patent Accused Products") to provide  
11 wireless Internet access.

12 35. IWS's letters further informed Defendants that their wireless network  
13 satisfied all of the limitations of at least claim 40 of the '473 Patent in at least the  
14 following manner:

15 a. The '473 Patent Accused Products provide communication  
16 between a CSMA/CD network (an Ethernet network) and a bidirectional  
17 communications path (the wireless path).

18 b. The '473 Patent Accused Products include an Ethernet interface  
19 that contains an Ethernet modem that receives information packets from an  
20 Ethernet network.

21 c. The '473 Patent Accused Products transmit the information  
22 packets over the wireless path in a direction towards a station.

23 d. The '473 Patent Accused Products include a controller that  
24 implements the control protocol as defined in IEEE 802.11. In accordance  
25 with that protocol, the controller provides information that controls when  
26 stations connected to the network are allowed to transmit, thereby causing the  
27 communications over the wireless network to occur in a half-duplex manner.  
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1 e. The '473 Patent Accused Products receive information  
2 corresponding to information packets from the wireless path at the Ethernet  
3 modem and transmit those information packets over the Ethernet network.

4 36. IWS's letters further informed Defendants that they were inducing  
5 infringement of the '473 Patent under 35 U.S.C. § 271(b) by actively aiding and  
6 abetting others to engage in the following actions that constitute direct  
7 infringement: (1) performing the steps of the method claims in connection with use  
8 of the '473 Patent Accused Products; (2) using the '473 Patent Accused Products;  
9 and (3) combining the '473 Patent Accused Products with other components to  
10 form the claimed invention. These letters further explained that such other entities  
11 include, for example, Defendant's partners, customers and end users of the '473  
12 Patent Accused Products. These letters further explained that Defendants' acts of  
13 inducement include but are not limited to advertising, offering for sale, and selling  
14 the '473 Patent Accused Products, and providing user manuals, product  
15 documentation, and other instructions regarding the use of the wireless networking  
16 features of the '473 Patent Accused Products.

17 37. IWS's letters also informed Defendants that they were contributing to  
18 infringement of the '473 Patent under 35 U.S.C. § 271(c) by providing the '473  
19 Patent Accused Products to others, including their partners, customers, and end  
20 users, because the '473 Patent Accused Products constitute a material part of the  
21 invention, were especially made or especially adapted for use in an infringement of  
22 the '473 Patent, and have no substantial non-infringing uses. IWS further identified  
23 within these letters that, for example, the '473 Patent Accused Products constitute a  
24 material part of the claimed invention at least because they contain the components  
25 that interface a wireless network to an Ethernet network and provide control  
26 information to the wireless devices as claimed in the '473 Patent. Further, IWS  
27 explained the '473 Patent Accused Products were made or especially adapted for  
28 use in an infringement of the '473 Patent and have no substantial non-infringing

1 uses at least because they contain components whose only purpose is to interface a  
2 wireless network to an Ethernet network and provide control information to the  
3 wireless devices as claimed in the '473 Patent.

4 38. Defendants have had actual knowledge of the '473 Patent and their  
5 infringement of that patent since at least the dates that Defendants received the  
6 notice letters from IWS.

7 39. In violation of 35 U.S.C. § 271(a), Defendants have directly infringed  
8 and continue to directly infringe, both literally and under the doctrine of  
9 equivalents, the '473 Patent by making, using, offering to sell, and selling in the  
10 United States, and importing into the United States, products that practice the  
11 subject matter claimed in one or more claims of the '473 Patent, including but not  
12 limited to claim 40, without the authority of IWS. The '473 Patent Accused  
13 Products include, but are not limited to, Defendants' wireless base stations, wireless  
14 access points and wireless routers including, but not limited to, Defendants' IEEE  
15 802.11 compliant wireless access points and wireless routers such as their XN-2050  
16 Wireless LAN Router.

17 40. Upon information and belief, Defendants have induced and continue to  
18 induce others to infringe the '473 Patent under 35 U.S.C. § 271(b) by, among other  
19 things, and with specific intent or willful blindness, actively aiding and abetting  
20 others to engage in the following actions that constitute direct infringement: (1)  
21 performing the steps of the method claims in connection with use of the '473 Patent  
22 Accused Products; (2) using the '473 Patent Accused Products; and (3) combining  
23 the '473 Patent Accused Products with other components to form the claimed  
24 invention. Such other entities include, for example, Defendants' partners,  
25 customers and end users of the '473 Patent Accused Products. Defendants' acts of  
26 inducement include advertising, offering for sale, and selling the '473 Patent  
27 Accused Products, and providing user manuals, product documentation, and other  
28 instructions regarding the use of the wireless networking features of the '473 Patent

1 Accused Products. On information and belief, Defendants have engaged in such  
2 actions with specific intent to cause infringement or with willful blindness to the  
3 resulting infringement because Defendants have had actual knowledge of the '473  
4 Patent and that their acts were inducing others to infringe the '473 Patent since at  
5 least the dates they received the notice letters from IWS notifying Defendants of  
6 their infringement of the '473 Patent.

7 41. Upon information and belief, Defendants have committed and continue  
8 to commit acts of contributory infringement of the '473 Patent under 35 U.S.C.  
9 § 271(c) by offering to sell and selling the '473 Patent Accused Products. The '473  
10 Patent Accused Products constitute a material part of the invention, were especially  
11 made or especially adapted for use in an infringement of the '473 Patent, and have  
12 no substantial non-infringing uses. The '473 Patent Accused Products constitute a  
13 material part of the claimed invention at least because they contain the components  
14 that interface a wireless network to an Ethernet network and provide control  
15 information to the wireless devices as claimed in the '473 Patent. Further, the '473  
16 Patent Accused Products were made or especially adapted for use in an  
17 infringement of the '473 Patent and have no substantial non-infringing uses at least  
18 because they contain components whose only purpose is to interface a wireless  
19 network to an Ethernet network and provide control information to the wireless  
20 devices as claimed in the '473 Patent. Defendants have known or remained  
21 willfully blind to these facts since at least the dates they received the notice letters  
22 from IWS detailing their infringement of the '473 Patent.

23 42. IWS has been harmed by the Defendants' infringing activities.

24 43. IWS notified Defendants of their infringement of the '473 Patent  
25 including an identification of the particular infringing products and features, but  
26 Defendants thereafter continued to infringe the '473 Patent by continuing the  
27 activities described in Paragraph 34-37. On information and belief, Defendants  
28 have not obtained an opinion of counsel regarding the '473 Patent. The

1 Defendants' continued infringement has therefore been in reckless disregard of  
2 IWS's patent rights. On information and belief, the Defendants' infringement has  
3 been and continues to be willful.

4 **JURY DEMAND**

5 IWS demands a jury trial on all issues and claims so triable.

6 **PRAYER FOR RELIEF**

7 **WHEREFORE**, IWS prays for judgment as follows:

8 a. An adjudication that Defendants have infringed one or more claims of  
9 each of the patents-in-suit;

10 b. An award of damages to be paid by Defendants adequate to  
11 compensate IWS for past infringement of the patents-in-suit, and any continuing or  
12 future infringement through the date such judgment is entered, including interest,  
13 costs, expenses and an accounting of all infringing acts including, but not limited  
14 to, those acts not presented at trial;

15 c. An order that Defendants must pay an ongoing royalty in an amount to  
16 be determined for any continued infringement after the date judgment is entered;

17 d. An award of treble damages under 35 U.S.C. § 284;

18 e. A declaration finding this to be an exceptional case, and awarding IWS  
19 attorney fees under 35 U.S.C. § 285; and

20 f. For such further relief at law and in equity as the Court may deem just  
21 and proper.

22 DATED: January 15, 2014

*/s/ Jonathan D. Baker*  
Jonathan D. Baker

*Attorneys for Plaintiff*  
*Innovative Wireless Solutions, LLC*