

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**INNOVATIVE DISPLAY  
TECHNOLOGIES LLC,**

**Plaintiff,**

**V.**

**MAZDA MOTOR CORPORATION  
and  
MAZDA MOTOR OF AMERICA, INC.,**

## Defendants.



**C.A. No. 2:14-cv-00624**

## JURY TRIAL DEMANDED

**PLAINTIFF'S COMPLAINT**

Plaintiff Innovative Display Technologies LLC, by and through its undersigned counsel,  
files this Original Complaint for patent infringement against Mazda Motor Corporation and  
Mazda Motor of America, Inc. (collectively “Mazda”).

## THE PARTIES

1. Plaintiff Innovative Display Technologies LLC (“IDT”) is a Texas limited liability company having a principal place of business at 2400 Dallas Parkway, Suite 200, Plano, Texas 75093.

2. Defendant Mazda Motor Corporation is a Japanese corporation having a place of business at 3-1 Shinchu, Fuchu-cho, Aki-gun, Hiroshima, Japan.

3. Defendant Mazda Motor of America, Inc. (“MMA”) is a California corporation having its principal place of business at 7755 Irvine Center Drive, Irvine, California 92618.

MMA also does business as Mazda North American Operations. On information and belief, MMA is responsible for the importation, wholesaling, marketing and distribution of Mazda-branded vehicles in the United States. On information and belief, MMA is a subsidiary of Mazda Motor Corporation.

### **JURISDICTION AND VENUE**

4. This action arises under the Patent Laws of the United States, 35 U.S.C. § 271 *et seq.*

5. This Court has subject matter jurisdiction over this case for patent infringement under 28 U.S.C. §§ 1331 and 1338(a).

6. This Court has personal jurisdiction over Mazda. On information and belief, Mazda, either directly or through intermediaries, regularly sells products and services into this judicial district and manufactures products intended to be sold and in fact sold into and within this judicial district. Additionally, on information and belief, this Court has personal jurisdiction over Mazda because Mazda has committed and/or participated in the commission of acts within this judicial district giving rise to this action.

7. Venue is proper in this judicial district under 28 U.S.C. §§ 1391(b) and 1400 (b).

### **PATENTS IN SUIT**

8. U.S. Patent No. 6,755,547 titled “Light Emitting Panel Assemblies” (“the ’547 Patent”) was duly and legally issued by the U.S. Patent & Trademark Office on June 29, 2004, after full and fair examination. Jeffery R. Parker is the named inventor of the ’547 Patent. IDT owns the ’547 Patent and holds the right to sue and recover damages for infringement thereof.

9. U.S. Patent No. 7,300,194 titled “Light Emitting Panel Assemblies” (“the ’194 Patent”) was duly and legally issued by the U.S. Patent & Trademark Office on November 27, 2007, after full and fair examination. Jeffery R. Parker is the named inventor of the ’194 Patent. IDT owns the ’194 Patent and holds the right to sue and recover damages for infringement thereof.

10. U.S. Patent No. 7,384,177 titled “Light Emitting Panel Assemblies” (“the ’177 Patent”) was duly and legally issued by the U.S. Patent & Trademark Office on June 10, 2008, after full and fair examination. Jeffery R. Parker is the named inventor of the ’177 Patent. IDT owns the ’177 Patent and holds the right to sue and recover damages for infringement thereof.

11. U.S. Patent No. 7,404,660 titled “Light Emitting Panel Assemblies” (“the ’660 Patent”) was duly and legally issued by the U.S. Patent & Trademark Office on July 29, 2008, after full and fair examination. Jeffery R. Parker is the named inventor of the ’660 Patent. IDT owns the ’660 Patent and holds the right to sue and recover damages for infringement thereof.

12. U.S. Patent No. 7,434,974 titled “Light Emitting Panel Assemblies” (“the ’974 Patent”) was duly and legally issued by the U.S. Patent & Trademark Office on October 14, 2008, after full and fair examination. Jeffery R. Parker is the named inventor of the ’974 Patent. IDT owns the ’974 Patent and holds the right to sue and recover damages for infringement thereof.

13. U.S. Patent No. 8,215,816 titled “Light Emitting Panel Assemblies” (“the ’816 Patent”) was duly and legally issued by the U.S. Patent & Trademark Office on July 10, 2012, after full and fair examination. Jeffery R. Parker is the named inventor of the ’816 Patent. IDT owns the ’816 Patent and holds the right to sue and recover damages for infringement thereof.

**COUNT 1: Infringement of U.S. Patent No. 6,755,547**

14. Plaintiff repeats and re-alleges each and every allegation of paragraphs 1-13 as though fully set forth herein.

15. On information and belief, Mazda has been and now is directly infringing the '547 Patent in the state of Texas, in this judicial district, and elsewhere within the United States by, among other things, making, using, offering for sale, selling, or importing vehicles (including but not limited to various model years of the Mazda 3 having displays (including but not limited to the BHP1611J0D information display) that infringe one or more claims of the '547 Patent, all to the injury of IDT. Mazda is thus liable for infringement of the '547 Patent pursuant to 35 U.S.C. § 271.

16. As a result of Mazda's infringement of the '547 Patent, Mazda has damaged IDT. Mazda is liable to IDT in an amount to be determined at trial that adequately compensates IDT for the infringement, which by law can be no less than a reasonable royalty.

17. IDT intends to seek discovery on the issue of willfulness and reserves the right to seek a willfulness finding relative to pre-suit infringement and/or post-suit infringement of the '547 Patent.

18. As a result of Mazda's infringement of the '547 Patent, IDT has suffered and will continue to suffer loss and injury unless Mazda is enjoined by this Court.

**COUNT 2: Infringement of U.S. Patent No. 7,300,194**

19. Plaintiff repeats and re-alleges each and every allegation of paragraphs 1-18 as though fully set forth herein.

20. On information and belief, Mazda has been and now is directly infringing the '194 Patent in the state of Texas, in this judicial district, and elsewhere within the United States by, among other things, making, using, offering for sale, selling, or importing vehicles (including but not limited to various model years of the Mazda 3) having displays (including but not limited to the BHP1611J0D information display) that infringe one or more claims of the '194 Patent, all to the injury of IDT. Mazda is thus liable for infringement of the '194 Patent pursuant to 35 U.S.C. § 271.

21. As a result of Mazda's infringement of the '194 Patent, Mazda has damaged IDT. Mazda is liable to IDT in an amount to be determined at trial that adequately compensates IDT for the infringement, which by law can be no less than a reasonable royalty.

22. IDT intends to seek discovery on the issue of willfulness and reserves the right to seek a willfulness finding relative to pre-suit infringement and/or post-suit infringement of the '194 Patent.

23. As a result of Mazda's infringement of the '194 Patent, IDT has suffered and will continue to suffer loss and injury unless Mazda is enjoined by this Court.

**COUNT 3: Infringement of U.S. Patent No. 7,384,177**

24. Plaintiff repeats and re-alleges each and every allegation of paragraphs 1-23 as though fully set forth herein.

25. On information and belief, Mazda has been and now is directly infringing the '177 Patent in the state of Texas, in this judicial district, and elsewhere within the United States by, among other things, making, using, offering for sale, selling, or importing vehicles (including but not limited to various model years of the Mazda 3) having displays (including but not limited to the BHP1611J0D information display) that infringe one or more claims of the '177 Patent, all to the injury of IDT. Mazda is thus liable for infringement of the '177 Patent pursuant to 35 U.S.C. § 271.

26. As a result of Mazda's infringement of the '177 Patent, Mazda has damaged IDT. Mazda is liable to IDT in an amount to be determined at trial that adequately compensates IDT for the infringement, which by law can be no less than a reasonable royalty.

27. IDT intends to seek discovery on the issue of willfulness and reserves the right to seek a willfulness finding relative to pre-suit infringement and/or post-suit infringement of the '177 Patent.

28. As a result of Mazda's infringement of the '177 Patent, IDT has suffered and will continue to suffer loss and injury unless Mazda is enjoined by this Court.

**COUNT 4: Infringement of U.S. Patent No. 7,404,660**

29. Plaintiff repeats and re-alleges each and every allegation of paragraphs 1-28 as though fully set forth herein

30. On information and belief, Mazda has been and now is directly infringing the '660 Patent in the state of Texas, in this judicial district, and elsewhere within the United States by, among other things, making, using, offering for sale, selling, or importing vehicles (including but not limited to various model years of the Mazda 3) having displays (including but not limited to the BHP1611J0D information display) that infringe one or more claims of the '660 Patent, all to the injury of IDT. Mazda is thus liable for infringement of the '660 Patent pursuant to 35 U.S.C. § 271.

31. As a result of Mazda's infringement of the '660 Patent, Mazda has damaged IDT. Mazda is liable to IDT in an amount to be determined at trial that adequately compensates IDT for the infringement, which by law can be no less than a reasonable royalty.

32. IDT intends to seek discovery on the issue of willfulness and reserves the right to seek a willfulness finding relative to pre-suit infringement and/or post-suit infringement of the '660 Patent.

33. As a result of Mazda's infringement of the '660 Patent, IDT has suffered and will continue to suffer loss and injury unless Mazda is enjoined by this Court.

**COUNT 5: Infringement of U.S. Patent No. 7,434,974**

34. Plaintiff repeats and re-alleges each and every allegation of paragraphs 1-33 as though fully set forth herein

35. On information and belief, Mazda has been and now is directly infringing the '974 Patent in the state of Texas, in this judicial district, and elsewhere within the United States by, among other things, making, using, offering for sale, selling, or importing vehicles (including but not limited to various model years of the Mazda 3) having displays (including but not limited to the BHP1611J0D information display) that infringe one or more claims of the '974 Patent, all to the injury of IDT. Mazda is thus liable for infringement of the '974 Patent pursuant to 35 U.S.C. § 271.

36. As a result of Mazda's infringement of the '974 Patent, Mazda has damaged IDT. Mazda is liable to IDT in an amount to be determined at trial that adequately compensates IDT for the infringement, which by law can be no less than a reasonable royalty.

37. IDT intends to seek discovery on the issue of willfulness and reserves the right to seek a willfulness finding relative to pre-suit infringement and/or post-suit infringement of the '974 Patent.

38. As a result of Mazda's infringement of the '974 Patent, IDT has suffered and will continue to suffer loss and injury unless Mazda is enjoined by this Court.



**COUNT 6: Infringement of U.S. Patent No. 8,215,816**

39. Plaintiff repeats and re-alleges each and every allegation of paragraphs 1-38 as though fully set forth herein.

40. On information and belief, Mazda has been and now is directly infringing the '816 Patent in the state of Texas, in this judicial district, and elsewhere within the United States by, among other things, making, using, offering for sale, selling, or importing vehicles (including but not limited to various model years of the Mazda 3) having displays (including but not limited to the BHP1611J0D information display) that infringe one or more claims of the '816 Patent, all to the injury of IDT. Mazda is thus liable for infringement of the '816 Patent pursuant to 35 U.S.C. § 271.

41. As a result of Mazda's infringement of the '816 Patent, Mazda has damaged IDT. Mazda is liable to IDT in an amount to be determined at trial that adequately compensates IDT for the infringement, which by law can be no less than a reasonable royalty.

42. IDT intends to seek discovery on the issue of willfulness and reserves the right to seek a willfulness finding relative to pre-suit infringement and/or post-suit infringement of the '816 Patent.

43. As a result of Mazda's infringement of the '816 Patent, IDT has suffered and will continue to suffer loss and injury unless Mazda is enjoined by this Court.

**JURY DEMAND**

44. Plaintiff hereby requests a trial by jury pursuant to Rule 38 of the Federal Rules of Civil Procedure.

**PRAYER FOR RELIEF**

45. Plaintiff respectfully requests that the Court find in its favor and against Mazda, and that the Court grant Plaintiff the following relief:

- A. A judgment that Mazda has infringed the patents-in-suit as alleged herein;
- B. A judgment for an accounting of all damages sustained by Plaintiff as a result of the acts of infringement by Mazda;
- C. A judgment and order requiring Mazda to pay Plaintiff damages under 35 U.S.C. § 284, including up to treble damages for willful infringement as provided by 35 U.S.C. § 284, and any royalties determined to be appropriate;
- D. A permanent injunction enjoining Mazda and its officers, directors, agents, servants, employees, affiliates, divisions, branches, subsidiaries, parents and all others acting in concert or privity with them from infringement of the patents-in-suit pursuant to 35 U.S.C. § 283;
- E. A judgment and order requiring Mazda to pay Plaintiff pre-judgment and post-judgment interest on the damages awarded; and
- F. Such other and further relief as the Court deems just and equitable.

Dated: May 13, 2014

Respectfully submitted,

/s/ Demetrios Anaipakos

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