

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

Execware, LLC,

Plaintiff,

v.

Hyatt Corporation; and  
Hyatt Hotels Corporation,

Defendants.

Civil Action No.

DEMAND FOR JURY TRIAL

COMPLAINT

Plaintiff Execware, LLC (“Execware”) alleges as follows:

PARTIES

1. Execware is a limited liability company organized under the laws of the Commonwealth of Virginia, having its principal offices at 3440 S. Jefferson Street #1125, Falls Church, Virginia 22041.

2. Defendant Hyatt Corporation (“Hyatt Corp.”) is a Delaware corporation with a principal place of business at 71 South Wacker Drive, 12th Floor, Chicago, Illinois 60606. Hyatt has appointed Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808 as its agent for service of process.

3. Defendant Hyatt Hotels Corporation (“Hyatt Hotels Corp.”) is a Delaware corporation with a principal place of business at 71 South Wacker Drive, 12th Floor, Chicago, Illinois 60606. Hyatt Hotels Corporation has appointed Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808 as its agent for service of process.

JURISDICTION AND VENUE

4. This is an action for patent infringement arising under the patent laws of the United States of America, 35 U.S.C. § 1, *et seq.*, including § 271. This Court has subject matter jurisdiction under 28 U.S.C. §§ 1331 and 1338(a).

5. Venue is proper in this District under 28 U.S.C. §§ 1391 (b)-(d) and 1400(b) because Defendants Hyatt Corp. and Hyatt Hotels Corp. (collectively, “Hyatt”) are subject to personal jurisdiction in this District, have committed acts of patent infringement in this District, or have a regular and established place of business in this District.

COUNT I  
(Infringement of U.S. Patent No. 6,216,139)

6. Execware is the owner by assignment of United States Patent No. 6,216,139 (“the ’139 patent”), entitled “Integrated Dialog Box for Rapidly Altering Presentation of Parametric Text Data Objects on a Computer Display.” The ’139 patent issued on April 10, 2001. A true and correct copy of the ’139 patent is attached hereto as Exhibit A.

7. On information and belief, Hyatt is directly infringing (literally and under the doctrine of equivalents) at least claim 1 of the ’139 patent in this District and throughout the United States by, among other things, making, using, selling, offering to sell, or importing a computer system to rapidly format and reformat tabular displays of records or text data objects, such as Hyatt’s hotel room rental listings at [www.hyatt.com](http://www.hyatt.com). For example, in returning the search results for “Charlotte, North Carolina,” shown below, Hyatt’s software initially sorts the selected text data objects and allows further sorting of the large amount of data.



Customer Service English Hyatt Gold Passport Sign In or Join

RATES & RESERVATIONS HOTELS & RESORTS SPECIAL OFFERS MEETINGS & EVENTS ABOUT HYATT HYATT GOLD PASSPORT

Hyatt Home > Hotels & Resorts > Hotel Search Results

## SEARCH HYATT HOTELS & RESORTS

### SEARCH:

Location:

Charlotte, North Carolina

Search By Hyatt Brand:

All Hyatt Brands

[SEARCH](#) [Search Tips](#)

Selected Topics:

**MATCHING HOTELS: 5**

Choose Your View:

Listings only

Sort By:

Distance

Radius:

50.0  Miles  Kilometers

### NARROW YOUR RESULTS BY:

#### Hyatt Brand:

- [Hyatt House \(2\)](#)
- [Hyatt Place \(3\)](#)

#### Activities:

- [Dining \(5\)](#)
- [Fitness Center \(2\)](#)
- [Shopping \(4\)](#)
- [Sports \(3\)](#)
- [Tennis \(1\)](#)
- [Tours \(3\)](#)

#### Guest Services:

- [Business Center \(1\)](#)
- [Car Rental \(1\)](#)
- [Catering \(5\)](#)
- [Internet Access \(2\)](#)
- [Shuttle Service \(5\)](#)
- [Weddings \(5\)](#)

#### Facilities:

- [Fitness Center \(3\)](#)
- [Meetings and Events \(5\)](#)
- [Pool \(3\)](#)
- [Restaurant \(5\)](#)

#### Gift Certificates by Type:

- [Stay - Choice \(3\)](#)
- [Stay - Classic \(3\)](#)
- [Stay - Elite \(3\)](#)
- [Stay - Premiere \(3\)](#)
- [Stay - Inspire \(3\)](#)



#### HYATT house Charlotte/Center City

435 East Trade Street  
Charlotte, North Carolina, USA  
28202  
Tel: +1 704 373 9700  
[Maps & Directions](#)

0.2 Miles

- [Visit Hotel Site](#)
- [Explore Hotel](#)

[CHECK RATES & AVAILABILITY](#)



#### HYATT house Charlotte Airport

4920 South Tryon Street  
Charlotte, North Carolina, USA  
28217  
Tel: +1 704 525 2600  
[Maps & Directions](#)

4.3 Miles

- [Visit Hotel Site](#)
- [Explore Hotel](#)

[CHECK RATES & AVAILABILITY](#)



#### Hyatt Place Charlotte Airport/Tyvola Road

2950 Oak Lake Boulevard  
Charlotte, North Carolina, USA  
28208  
Tel: 704 423 9931  
[Maps & Directions](#)

5.2 Miles

- [Visit Hotel Site](#)
- [Explore Hotel](#)

NEW a.m. Kitchen Skillet(TM) with  
breakfast sandwiches

[CHECK RATES & AVAILABILITY](#)



#### Hyatt Place Charlotte/City Park

4119 South Stream Boulevard  
Charlotte, North Carolina, USA  
28217  
Tel: 704 357 8555  
[Maps & Directions](#)

5.4 Miles

- [Visit Hotel Site](#)
- [Explore Hotel](#)

NEW a.m. Kitchen Skillet(TM) with  
breakfast sandwiches

[CHECK RATES & AVAILABILITY](#)



#### Hyatt Place Charlotte/Arrowood

7900 Forest Point Boulevard  
Charlotte, North Carolina, USA  
28273  
Tel: +1 704 522 8400  
[Maps & Directions](#)

7.1 Miles

- [Visit Hotel Site](#)
- [Explore Hotel](#)

[CHECK RATES & AVAILABILITY](#)

8. As a result of Hyatt's infringement of the '139 patent, Execware has suffered monetary damages in an amount not yet determined, and will continue to suffer damages in the future unless Hyatt's infringing activities are enjoined by this Court.

9. Unless a permanent injunction is issued enjoining Hyatt and its agents, servants, employees, attorneys, representatives, affiliates, and all others acting on its behalf from infringing the '139 patent, Execware will suffer irreparable harm.

PRAYER FOR RELIEF

Execware prays for the following relief:

1. A judgment that Hyatt has infringed (either literally or under the doctrine of equivalents), directly or indirectly, one or more claims of the '139 patent;

2. A permanent injunction enjoining Hyatt and its officers, directors, agents, servants, affiliates, employees, divisions, branches, subsidiaries, parents, and all others acting in active concert or participation with them, from infringing the '139 patent;

3. An award of damages resulting from Hyatt's acts of infringement in accordance with 35 U.S.C. § 284;

4. A judgment and order finding that this is an exceptional case within the meaning of 35 U.S.C. § 285 and awarding to Execware its reasonable attorneys' fees against Hyatt;

5. A judgment and order requiring Hyatt to provide an accounting and to pay supplemental damages to Execware, including without limitation, pre-judgment and post-judgment interest; and

6. Any and all other relief to which Execware may show itself to be entitled.

DEMAND FOR JURY TRIAL

Execware demands a trial by jury on all issues so triable.

Dated: May 2, 2012

BAYARD, P.A.

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