

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA**

HAWK TECHNOLOGY SYSTEMS, LLC,)	
)	
Plaintiff,)	Case No:
)	
v.)	
)	
THE SCHOOL BOARD OF HARDEE COUNTY, FLORIDA,)	
)	
Defendant.)	
)	

COMPLAINT

Plaintiff, Hawk Technology Systems, LLC (“Hawk”), hereby sues The School Board of Hardee County, Florida (“Hardee County School Board”) and alleges:

NATURE OF THE ACTION

1. The Hardee County School Board infringed Claim 12 (“Claim 12”) of United States Patent No. RE43,462 (‘462 Patent), or one or more of Claim 12’s dependent claims. The ‘462 Patent is a reissue of United States Patent No. 5,625,410 (the ‘410 Patent). The independent claims in the reissued ‘462 Patent are substantially identical to the corresponding claims in the original ‘410 Patent.

2. The abstract for the ‘462 Patent states:

A PC-based system for monitoring and storing representative images from video cameras which may be utilized for security or other monitoring applications. Camera inputs from digital or analog sources are individually and independently digitized and displayed at a first set of image sizes, sampling rates, and frame rates, and may be stored in digital form on various recording media at a second set of image sizes, sampling rates, and frame rates, and these two sets of sizes and rates may or may not be identical. Provisions are included for adding detection or alarm systems which will automatically alter image size, sampling rate and/or frame rate of an individual input source, or activate other physical responses. In addition

to security system monitoring, further applications of the invention are disclosed for process monitoring in manufacturing environments and also for applications in videoconferencing.

PARTIES

3. Hawk is a limited liability company organized and existing under the laws of the state of Florida and maintains its principal place of business at 2 South Biscayne Blvd., Suite 3800, Miami, Florida 33131.

4. The Hardee County School Board is a body corporate as provided by Florida Statutes, § 1001.40 with its principal entity address located at 1009 North 6th Avenue, Wauchula, Florida 33873.

5. The Hardee County School Board's Superintendent is David D. Durastanti.

JURISDICTION AND VENUE

6. Pursuant to 28 U.S.C. §§ 1331 and 1338(a), this Court has original jurisdiction over the subject matter of this action because this is an action arising under the Patent Laws of the United States, 35 U.S.C. § 1 *et. seq.*

7. This court has personal jurisdiction over the Hardee County School Board because the Hardee County School Board (a) operates, conducts, engages in and/or or carries on a business in the state of Florida; (b) committed tortious acts within the state of Florida; and (c) is engaging in substantial and not isolated activity within the state of Florida.

8. Pursuant to 28 U.S.C. §§ 1391 and 1400(b), venue is proper in this district.

GENERAL ALLEGATIONS

9. Hawk Technology Systems was formed in 2012 to commercialize the inventions of its founder, Barry Schwab.

10. Mr. Ken Washino and Mr. Schwab invented what is claimed by the '462 Patent.

11. Mr. Washino and Mr. Schwab have collaborated on a number of other pioneering inventions resulting in patents in the areas of video archiving, video downloading and digital cinema.

12. Mr. Schwab also is a named inventor on more than thirty patents, ranging from consumer products to secure network computing.

13. Hawk is the exclusive owner of all rights, title, and interest in the '462 Patent, including the right to exclude others and to enforce, sue and recover damages for past and future infringement thereof.

14. Hawk became the owner of all rights, title, and interest in the '462 Patent by virtue of an assignment from Multi-Format, Inc., a New Jersey corporation ("MFI").

15. MFI obtained its rights, title, and interest in the '462 Patent by virtue of an assignment from Messrs. Washino and Schwab.

Claim 12 Of The '462 Patent

16. Claim 12 of the '462 patent states:

The method of simultaneously displaying and storing multiple video images, comprising the steps of:

receiving video images at a personal computer based system from one or more sources;

digitizing any of the images not already in digital form using an analog-to-digital converter;

displaying at least certain of the digitized images in separate windows on a personal computer based display device, using a first set of temporal and spatial parameters associated with each image in each window;

converting one or more of the video source images into a data storage format using a second set of temporal and spatial parameters associated with each image; and

simultaneously storing the converted images in a storage device.

('462 Patent, Col. 11, line 62 – Col. 12, line 10).

17. By reviewing publically available information, including the article attached hereto as Exhibit A, Hawk learned that the Hardee County School Board infringed Claim 12 of the '462 Patent.

18. Hawk has prepared a claim chart which explains how each limitation reads onto the method claimed by Claim 12 of the '462 Patent, which claim was infringed by the Hardee County School Board.

19. All conditions precedent to bringing this action have occurred or been waived.

20. Hawk has retained counsel to represent it in this matter and is obligated to pay its counsel a reasonable fee for its services.

21. Pursuant to 35 U.S.C. § 285, Hawk is entitled to recover its attorneys' fees.

22. For the avoidance of doubt, Hawk only seeks damages which are not barred by the statute of limitations for infringement that occurred prior to the patent expiring on April 29, 2014.

COUNT I: DIRECT INFRINGEMENT OF THE '462 PATENT

23. The allegations contained in paragraphs 1-22 above are hereby re-alleged as if fully set forth herein.

24. Without Hawk's authorization, the Hardee County School Board infringed Claim 12 of the '462 Patent or one or more of Claim 12's dependent claims.

25. Hawk has been damaged by the Hardee County School Board's infringement.

WHEREFORE, Hawk respectfully requests the Court:

A. Enter a judgment finding that The School Board of Hardee County, Florida has directly infringed Claim 12 of the '462 Patent or one of Claim 12's dependent claims.

B. Pursuant to 35 U.S.C. § 284, order The School Board of Hardee County, Florida to pay damages adequate to compensate for the infringement, but in no event less than a reasonable royalty, together with interest and costs;

C. Find this to be an exceptional case of patent infringement under 35 U.S.C. § 285 and award reasonable attorneys' fees, costs, and expenses incurred by Hawk in prosecuting this action; and

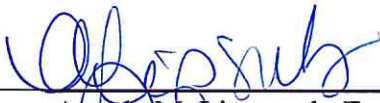
D. Award such other and further relief as the Court deems just and proper.

JURY TRIAL

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

Dated: July 29, 2015

Respectfully submitted,

By: 

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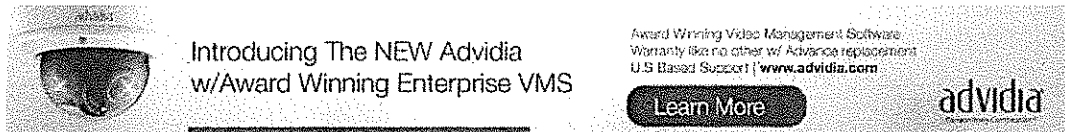
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Small School District Solves Big Problems with Upgraded Video System

The Hardee County School District adopted IP cameras and a video management system to improve camera coverage, reduce maintenance issues and improve school security.

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By Ken LaMarca - June 29, 2015

Centralized Platform Manages All Video

As a result of the project, two disparate video systems have been unified into one centralized platform for viewing and management, significantly reducing the time and complexity required to access separate systems to conduct investigations. This has also enabled the district to convert its analog cameras to digital in a more budget-friendly, phased approach as funding becomes available.

"The ability to use a single software platform across all of its schools and implement megapixel technology into their systems as it became affordable were big eye-openers for the school district," says Rommel Roberts, chief technical officer for Redd Ash. "They've been able to leverage their existing analog cameras while progressively swapping out 12 to 15 cameras per year to take advantage of greater pixel depth and higher-quality video."

Multiple People Can View Video Simultaneously

With the new Ocularis VMS in place, SROs can monitor video in real time more effectively; recorded video data can be reviewed by each school's assistant principal along with others in charge of discipline.

"With our previous system, it was hard to access multiple sites or for more than one person to access a system at a time, but the new system allows us to do that," says Alex Gilliard, systems administrator for Hardee County schools. "Now the assistant principal, the dean of discipline and the SROs can connect to the surveillance data simultaneously."

The new system has definitely met the district's ease-of-use requirement and has dramatically simplified the previously time-consuming task of investigation.

"The new software interface allows SROs to use the system with little-to-no interaction from tech support," says Todd Markel, Hardee County School District's IT coordinator. "With very little training, they're able to go in, do their investigations, pick out the views they want, go back and forth through time, take a slice if they want and do what they need to do."

Adam Williams, a systems manager for the school district, adds that "The SROs are monitoring everything live, so if an older camera goes down, they're going to notice it and they'll usually let us know right away. But if for some reason they don't, the system has the capability to alert us."

System Helps Investigate, Prevent Incidents

Ocularis also provides alerts when specified events occur that can be customized each semester if the district determines there are problem "hot spots." Combined with the much higher resolution provided by the new cameras, the new system has provided a powerful tool for investigating --- and in some cases preventing --- incidents at the two schools.

"It's obvious that the number of incidents has decreased," says Markel. "In addition, there have been times when vandalism has occurred at night, and the perpetrators have been apprehended because you can actually see and identify them. There have also been a lot of instances in the parking lot where people have damaged cars. For example, the resource officer has been able to easily go back and look at the video to sort things out and remediate the situation. In the past, there would be absolutely no way to prove one way or another what had happened."

Moving forward, Redd Ash is working with the district's IT department to provide SROs with the ability to view live and recorded video and receive alerts on their smartphones, tablets and other mobile devices over limited-bandwidth networks such as 3G/4G connections. Additionally, within the next three years, the district expects to begin bringing some of its elementary schools online as well, further expanding the scope of security in Hardee County.

Ken LaMarca is the vice president of sales and marketing for On-Net Surveillance Systems Inc. (OnSSI)



Florida's Hardee School District features a high school, junior high school and five elementary schools.

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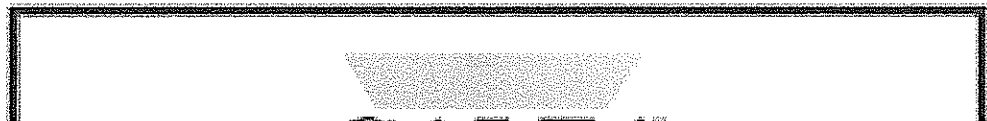
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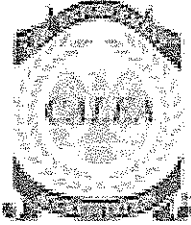
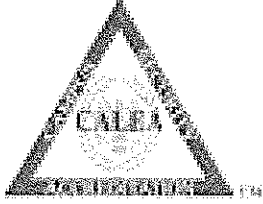
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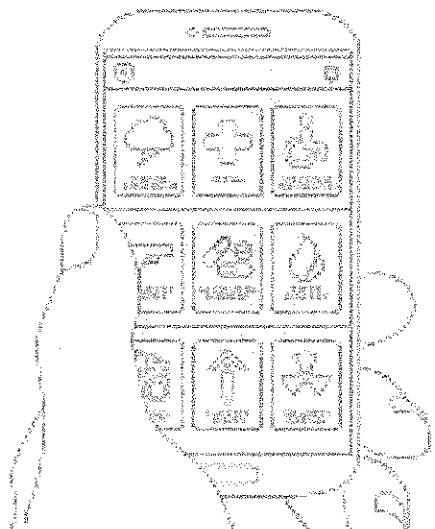
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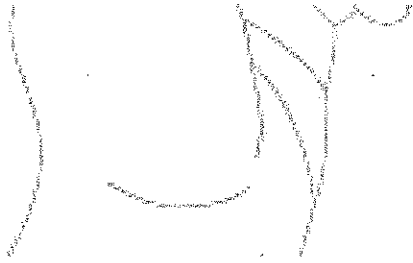


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48.	Hawk Technology Systems, LLC v. Breezing Up	3:14-cv-06844-MLC-DEA	Mary L. Cooper
49.	Hawk Technology Systems, LLC v. Sonic Automotive Inc	8:14-cv-02747-SDM-AEP	Steven D. Merryday
50.	Hawk Technology Systems, LLC v. Berks Packing Company, Inc	3:14-cv-06844-MLC-DEA	Gerald A. McHugh
51.	Hawk Technology Systems, LLC v. De La Salle Institute	1:14-cv-09018	John W. Darrah
51.	Hawk Technology Systems, LLC v. United Scrap Metal	3:14-cv-06844-MLC-DEA	John J. Tharp, Jr.
52.	Hawk Technology Systems, LLC v. McCain Foods USA, Inc.	1:14-cv-09021	Manish S. Shah
53.	Hawk Technology Systems, LLC v. World Wrestling Entertainment	6:14-cv-01808-RBD-TBS	Roy B. Dalton, Jr.
54.	Hawk Technology Systems, LLC v. Hilton Worldwide, INC	6:14-cv-01792-ACC-TBS	Anne C. Conway
55.	Hawk Technology Systems, LLC v. Bethune-Cookman University, Inc.	6:14-cv-01869-GKS-KRS	G. Kendall Sharp
56.	Hawk Technology Systems, LLC v. JM Auto, Inc.,	0:14-cv-62645-BB	Beth Bloom
57.	Hawk Technology Systems, LLC v. Skechers-U.S.A Inc	2:14-cv-14445-SJM-MKM	Steven J. Murphy
58.	Hawk Technology Systems, LLC v. First-Citizens Bank & Trust Company	0:14-CV-62716-DPG	Darrin P. Gayles
59.	Hawk Technology Systems, LLC v. Saint Joseph Health Care	3:14-cv-07891-MLC-DEA	Douglas E. Arpert
60.	Hawk Technology Systems, LLC v. 1024 Atlantic Avenue, LLC	6:14-cv-02090-CEM-GJK	Gregory J. Kelly
61.	Hawk Technology Systems, LLC v. TT of Eatonville, Inc	6:14-cv-02092-RBD-KRS	Darrin P. Gayles
62.	Hawk Technology Systems, LLC v. Boyland Auto Orlando, LLC	6:14-cv-02091-CEM-KRS	Karla R. Spaulding
63.	Hawk Technology Systems, LLC v. Retail Services & Systems, LLC	1:15-cv-20386-JEM	Jose E. Martinez

64.	Hawk Technology Systems, LLC v. IMG Academy, LLC	15-cv-00236-JDW-TBM	James D. Whittemor
65.	Hawk Technology Systems, LLC v. Barnes and Noble College Booksellers, LLC	2:15-cv-10426-DML-RSW	James D. Whittemor
66.	Hawk Technology Systems, LLC v. Pacific Yogurt Partners LLC,	8:15-cv-00589-AG-DFM	Andrew J. Guilford
67.	Hawk Technology Systems, LLC v. Barrett-Jackson Auction Company, LLC	9:15-cv-80576-RLR	Robin L. Rosenberg
68.	Hawk Technology Systems, LLC v. Players Poker Club, Inc.	2:15-cv-03580	Andre Birotte, Jr.
69.	Hawk Technology Systems, LLC v. Strand Book Store, Inc.	1:15-cv-04207-KPF	Katherine Polk Failla
70.	Hawk Technology Systems, LLC v. Monticello Banking Company	6:15-cv-00094-GFVT	Gregory F. VanTatenhove
71.	Dallmeier Electronic USA Inc. v. Hawk Technology Systems, LLC	4:15-cv-02504-KAW	Kandis A. Westmore
72.	Hawk Technology Systems, LLC v. International Market Centers, LP	2:15-cv-01088-MMD-CWH	Miranda M. Du
73.	Hawk Technology Systems, LLC v. Colorado Belle Gaming, LLC	2:15-cv-01095-JAD-NJK	Nancy J. Koppe
74.	Hawk Technology Systems, LLC v. Stronach Group Limited Partnership	1:15-cv-22200-CMA	Cecilia M. Altonaga
75.	Hawk Technology Systems, LLC v. Vassar College	1:15-cv-04847	Andrew L. Carter, Jr
76.	Hawk Technology Systems, LLC v. Valley Health System	3:15-cv-00077-GMG	Gina M. Groh
77.	Hawk Technology Systems, LLC v. Friedman Properties, LTD	15-cv-05925	Robert W. Gettleman
78.	Hawk Technology Systems, LLC v. City and County of San Francisco	3:15-cv-03187-EDL	Elizabeth D. Laporte
79.	Hawk Technology Systems LLC v. Craig Realty Group Citadel LLC	8:15-cv-01121-JVS-JCG	James V. Selna