

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

SECURENET SOLUTIONS GROUP,  
LLC,

Plaintiff,

v.

AVIGILON CORPORATION, and  
AVIGILON USA CORPORATION,

Defendants.

Case No. 2:15-cv-1858

JURY TRIAL DEMANDED

**COMPLAINT FOR PATENT INFRINGEMENT**

Plaintiff SecureNet Solutions Group, LLC states its Complaint against Avigilon Corporation and Avigilon USA Corporation, and alleges as follows:

**THE PARTIES**

1. Plaintiff SecureNet Solutions Group, LLC is a limited liability company organized and existing under the laws of the State of Florida, with its principal place of business at 2073 Summit Lake Drive, Suite 155, Tallahassee, Florida 32317.

2. Defendant Avigilon Corporation is a corporation organized and existing under the laws of British Columbia, Canada, with its principal place of business at 585 Beatty St. 4<sup>th</sup> Floor, Vancouver, British Columbia, Canada V6B 1C1. Avigilon Corporation is registered to do business in the State of Texas. Its registered agent is Avigilon USA Corporation, 1717 McKinney Avenue, Suite 1590, Dallas, Texas 75202.

3. Defendant Avigilon USA Corporation is a corporation organized and existing under the laws of Delaware, with its principal place of business at 1717 McKinney Avenue, Suite 700, Dallas, Texas, 75202. Its registered agent is CT Corporation System, 1999 Bryan Street, Suite 900, Dallas, Texas 75201.

## **JURISDICTION AND VENUE**

4. Plaintiff realleges and incorporates by reference the above paragraphs of this Complaint, inclusive, as though fully set forth herein.

5. This action is for patent infringement pursuant to the patent laws of the United States, 35 U.S.C. § 1, *et seq.* This Court has subject matter jurisdiction over the action pursuant to 28 U.S.C. §§ 1331 and 1338(a).

6. Personal jurisdiction exists generally over each Defendant because it has sufficient minimum contacts with the forum as a result of business conducted within the State of Texas and within the Eastern District of Texas. Each Defendant is registered to do business in the State of Texas. Personal jurisdiction also exists specifically over Defendant because it, directly or through subsidiaries or intermediaries, makes, uses, offers for sale, sells, imports, advertises, makes available and/or markets one or more products and/or services within the State of Texas, and more particularly, within the Eastern District of Texas, that infringe the patents-in-suit, as described more particularly below.

7. Venue is proper in the Eastern District of Texas pursuant to 28 U.S.C. §§ 1391 and 1400(b), because each Defendant has committed acts of infringement in the Eastern District of Texas and has transacted business in the Eastern District of Texas. In particular, each Defendant has manufacturing operations in Plano, Texas.

## **COUNT ONE INFRINGEMENT OF U.S. PATENT NO. 7,737,837**

8. Plaintiff realleges and incorporates by reference the above paragraphs of this Complaint, inclusive, as though fully set forth herein.

9. Plaintiff is the owner of all right, title, and interest in United States Patent No. 7,737,837, entitled “Hierarchical Data Storage Manager, Anonymous Tip Processing Engine, and a Vehicle Information Processing Engine for Security and Safety Applications,” duly and legally issued by the United States Patent and Trademark Office on June 15, 2010 (the “’837 patent”). A true and correct copy of the ’837 patent is attached hereto as Exhibit A.

10. The '837 patent generally describes and claims an alerting system for capturing sensory data from one or more sensors; processing the sensory data to detect primitive events; correlating two or more primitive events, the primitive events weighted by the attribute data of the sensors used to capture the sensory data; and to perform one or more actions based on the correlation performed in the correlating step.

11. Each Defendant has infringed and continues to infringe, literally and/or under the doctrine of equivalents, one or more claims of the '837 patent under 35 U.S.C. § 271 by making, using, offering to sell, selling, and/or importing into the United States the patented invention within the United States. Specifically, each Defendant has infringed and continues to infringe the '837 patent by making, using, offering to sell, selling, and/or importing into the United States the Avigilon Control Center Client software, and the Avigilon Control Center Server software.

12. As a result of each Defendant's infringing activities with respect to the '837 patent, Plaintiff has suffered damages in an amount not yet ascertained. Plaintiff is entitled to recover damages adequate to compensate it for each Defendant's infringing activities in an amount to be determined at trial, but in no event less than reasonable royalties, together with interest and costs. Each Defendant's infringement of Plaintiff's exclusive rights under the '837 patent will continue to damage Plaintiff, causing irreparable harm for which there is no adequate remedy at law, unless enjoined by this Court.

**COUNT TWO  
INFRINGEMENT OF U.S. PATENT NO. 8,013,738**

13. Plaintiff realleges and incorporates by reference the above paragraphs of this Complaint, inclusive, as though fully set forth herein.

14. Plaintiff is the owner of all right, title, and interest in United States Patent No. 8,013,738, entitled "Hierarchical Storage Manager (HSM) for Intelligent Storage of Large Volumes of Data," duly and legally issued by the United States Patent and Trademark Office on September 6, 2011 (the "'738 patent"). A true and correct copy of the '738 patent is attached hereto as Exhibit B.

15. The '738 patent generally describes and claims an alerting system and method for capturing sensory data from one or more sensors, processing the sensory data to detect primitive events in the sensory data, correlating two or more primitive events to determine one or more correlated events, and performing one or more actions based on the correlation performed in the correlating step.

16. Each Defendant has infringed and continues to infringe, literally and/or under the doctrine of equivalents, one or more claims of the '738 patent under 35 U.S.C. § 271 by making, using, offering to sell, selling, and/or importing into the United States the patented invention within the United States. Specifically, each Defendant has infringed and continues to infringe the '738 patent by making, using, offering to sell, selling, and/or importing into the United States the Avigilon Control Center Client software, and the Avigilon Control Center Server software.

17. As a result of each Defendant's infringing activities with respect to the '738 patent, Plaintiff has suffered damages in an amount not yet ascertained. Plaintiff is entitled to recover damages adequate to compensate it for each Defendant's infringing activities in an amount to be determined at trial, but in no event less than reasonable royalties, together with interest and costs. Each Defendant's infringement of Plaintiff's exclusive rights under the '738 patent will continue to damage Plaintiff, causing irreparable harm for which there is no adequate remedy at law, unless enjoined by this Court.

**COUNT THREE  
INFRINGEMENT OF U.S. PATENT NO. 8,130,098**

18. Plaintiff realleges and incorporates by reference the above paragraphs of this Complaint, inclusive, as though fully set forth herein.

19. Plaintiff is the owner of all right, title, and interest in United States Patent No. 8,130,098, entitled "Systems and Methods for Safety and Business Productivity," duly and legally issued by the United States Patent and Trademark Office on March 6, 2012 (the "'098 patent"). A true and correct copy of the '098 patent is attached hereto as Exhibit C.

20. The '098 patent generally describes and claims a safety system and method with one or more sensors for capturing sensory data; a data storage device for storing the sensory data; and one or more memories or a data processing unit to: process the sensory data, weighted by attribute data representing information about the sensors; detect primitive events in the sensory data; correlate two or more primitive events to determine one or more correlated events; and perform one or more actions to ensure that safety procedures are followed based on the correlation.

21. Each Defendant has infringed and continues to infringe, literally and/or under the doctrine of equivalents, one or more claims of the '098 patent under 35 U.S.C. § 271 by making, using, offering to sell, selling, and/or importing into the United States the patented invention within the United States. Specifically, each Defendant has infringed and continues to infringe the '098 patent by making, using, offering to sell, selling, and/or importing into the United States the Avigilon Control Center Client software, and the Avigilon Control Center Server software.

22. As a result of each Defendant's infringing activities with respect to the '098 patent, Plaintiff has suffered damages in an amount not yet ascertained. Plaintiff is entitled to recover damages adequate to compensate it for each Defendant's infringing activities in an amount to be determined at trial, but in no event less than reasonable royalties, together with interest and costs. Each Defendant's infringement of Plaintiff's exclusive rights under the '098 patent will continue to damage Plaintiff, causing irreparable harm for which there is no adequate remedy at law, unless enjoined by this Court.

**COUNT FOUR**  
**INFRINGEMENT OF U.S. PATENT NO. 8,354,926**

23. Plaintiff realleges and incorporates by reference the above paragraphs of this Complaint, inclusive, as though fully set forth herein.

24. Plaintiff is the owner of all right, title, and interest in United States Patent No. 8,354,926, entitled "Systems and Methods for Business Process Monitoring" duly and legally

issued by the United States Patent and Trademark Office on January 15, 2013 (the “’926 patent”). A true and correct copy of the ’926 patent is attached hereto as Exhibit D.

25. The ’926 patent generally describes and claims a business process monitoring system and method with one or more sensors for capturing sensory data; a data storage device for storing the sensory data; and one or more memories or a data processing unit to: process the sensory data to detect primitive events; correlate two or more primitive events, weighted by attribute data representing information about the sensors, to determine one or more correlated events; and to perform one or more actions to ensure that business processes are followed based on the correlation.

26. Each Defendant has infringed and continues to infringe, literally and/or under the doctrine of equivalents, one or more claims of the ’926 patent under 35 U.S.C. § 271 by making, using, offering to sell, selling, and/or importing into the United States the patented invention within the United States. Specifically, each Defendant has infringed and continues to infringe the ’926 patent by making, using, offering to sell, selling, and/or importing into the United States the Avigilon Control Center Client software, and the Avigilon Control Center Server software.

27. As a result of each Defendant’s infringing activities with respect to the ’926 patent, Plaintiff has suffered damages in an amount not yet ascertained. Plaintiff is entitled to recover damages adequate to compensate it for each Defendant’s infringing activities in an amount to be determined at trial, but in no event less than reasonable royalties, together with interest and costs. Each Defendant’s infringement of Plaintiff’s exclusive rights under the ’926 patent will continue to damage Plaintiff, causing irreparable harm for which there is no adequate remedy at law, unless enjoined by this Court.

#### **PRAYER FOR RELIEF**

Plaintiff requests entry of judgment in its favor against each Defendant for the following:

a) A declaration that each Defendant has infringed one or more claims of the patents-in-suit;

- b) An award of damages adequate to compensate Plaintiff for each Defendant's infringement of the patents-in-suit, but in no event less than a reasonable royalty, together with prejudgment and post-judgment interest and costs, in an amount according to proof;
- c) An entry of a permanent injunction enjoining each Defendant, and its respective officers, agents, employees, and those acting in privity with it, from further infringement of the patents-in-suit, or in the alternative, awarding a royalty for post-judgment infringement; and
- d) An award to Plaintiff of such other costs and further relief as the Court may deem just and proper.

### **DEMAND FOR JURY TRIAL**

Pursuant to Rule 38(b) of the Federal Rules of Civil Procedure, Plaintiff respectfully requests a trial by jury.

Dated: November 24, 2015

Respectfully submitted,

*/s/ Charles Ainsworth*

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