

55343. On information and belief, Defendants PLR Ecommerce and PLR Brand are Delaware limited liability companies and are affiliates and/or subsidiaries of Defendant PLR IP. On information and belief, PLR IP, PLR Ecommerce, and PLR Brand may be served with process by serving their registered agent: Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

5. On information and belief, this Court has personal jurisdiction over Defendants because Defendants have committed, and continue to commit, acts of infringement in the state of Texas, have conducted business in the state of Texas, and/or have engaged in continuous and systematic activities in the state of Texas.

6. On information and belief, Defendants' instrumentalities that are alleged herein to infringe were and continue to be used, imported, offered for sale, and/or sold in the Eastern District of Texas.

VENUE

7. Venue is proper in the Eastern District of Texas pursuant to 28 U.S.C. §§ 1391(c) and 1400(b) because Defendants are deemed to reside in this district. In addition, and in the alternative, Defendants have committed acts of infringement in this District.

COUNT I **(INFRINGEMENT OF UNITED STATES PATENT NO 8,437,797)**

8. Plaintiff incorporates paragraphs 1-7 herein by reference.

9. This cause of action arises under the patent laws of the United States and, in particular, under 35 U.S.C. §§ 271, et seq.

10. Plaintiff is the owner by assignment of the '797 patent with sole rights to enforce the '797 patent and sue infringers.

11. A copy of the '797 Patent, titled "Wireless Image Distribution System and

Method,” is attached hereto as Exhibit A.

12. The ‘797 Patent is valid, enforceable, and was duly issued in full compliance with Title 35 of the United States Code.

13. Upon information and belief, Defendants have infringed and continue to infringe one or more claims, including at least claim 6, of the ‘797 patent by making, using, importing, selling, and/or offering for sale cameras covered by one or more claims of the ‘797 patent.

14. On information and belief, Defendants sell, offer to sell, and/or use cameras, including, without limitation, the Polaroid XS100i Wi-Fi Waterproof Action Camera (“Accused Device”), which infringes at least Claim 6 of the ‘797 Patent.

15. The Accused Device is a portable, or mobile, device, which may be used for capturing images.

16. The Accused Device is Wi-Fi equipped and has a wireless transmitter and receiver.

17. On information and belief, the Accused Device includes a processor for processing images. The Accused Device is advertised as capable of transmitting images to other systems and devices. On information and belief, the Accused Device’s processor is operably connected to camera’s Wi-Fi system, such that images can be sent and received via the Wi-Fi system.

18. The Accused Device’s processor can receive and process images captured by the camera. The processor can cause images captured by the camera to be stored and available for access by a user.

19. On information and belief, at least when working with an application linked to

the camera (e.g., the Polaroid XS100i File App), the Accused Device's processor can filter images, such as its stored images, according to a transfer criterion. The transfer criterion, according to one example, may be a user's selection of images stored on the camera, the selected images being intended for transfer from the camera to a second mobile device, such as, for example, a smartphone.

20. On information and belief, the Accused Device receives the transfer criterion (e.g., the user's selection of images) from the second mobile device via the camera's Wi-Fi receiver.

21. On information and belief, the processor can cause the selected (i.e., filtered) images to be transmitted to a second mobile device.

22. Defendants' actions complained of herein will continue unless Defendants are enjoined by this court.

23. Defendants' actions complained of herein are causing irreparable harm and monetary damage to Plaintiff and will continue to do so unless and until Defendants are enjoined and restrained by this Court.

24. Plaintiff is in compliance with 35 U.S.C. § 287.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff asks the Court to:

(a) Enter judgment for Plaintiff on this Complaint on all causes of action asserted herein;

(b) Enter an Order enjoining Defendants, their agents, officers, servants, employees, attorneys, and all persons in active concert or participation with Defendants who receive notice of the order from further infringement of United States Patent No. 8,437,797 (or,

in the alternative, awarding Plaintiff a running royalty from the time of judgment going forward);

(c) Award Plaintiff damages resulting from Defendants' infringement in accordance with 35 U.S.C. § 284;

(d) Award Plaintiff pre-judgment and post-judgment interest and costs; and

(e) Award Plaintiff such further relief to which the Court finds Plaintiff entitled under law or equity.

Dated: August 26, 2016

Respectfully submitted,

/s/ Jay Johnson

JAY JOHNSON

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EXHIBIT A