

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS**

GLOBAL INTERACTIVE MEDIA, INC.,

Plaintiff,

v.

YAHOO! INC.,

Defendant.

Case No. 1:16-cv-4679

Hon. John W. Darrah
Magistrate Hon. Sheila Finnegan

JURY TRIAL DEMANDED

AMENDED COMPLAINT FOR PATENT INFRINGEMENT

Global Interactive Media, Inc. (“Global”) brings this patent-infringement action against Yahoo! Inc. (“Yahoo”).

Parties

1. Global is a Belizian company based in Belize.
2. Yahoo is a corporation organized under the laws of Delaware, with its principal place of business located in Sunnyvale, California.

Jurisdiction and Venue

3. This action arises under the patent laws of the United States, 35 U.S.C. §§ 101 *et seq.*
4. This Court has subject matter jurisdiction over this action under 28 U.S.C. §§ 1331 and 1338(a).
5. This Court may exercise personal jurisdiction over Yahoo. Yahoo conducts continuous and systematic business in Illinois and this District. This patent-infringement case arises directly from Yahoo’s continuous and systematic activity in this District. In short, this Court’s exercise of jurisdiction over Yahoo would be consistent

with the Illinois long-arm statute, 735 ILCS § 5/2-209, and traditional notions of fair play and substantial justice.

6. Venue is proper in this District pursuant to 28 U.S.C. §§ 1391(b)(2) and 1400(b).

Count 1 – Infringement of U.S. Patent No. 8,032,907

7. Global owns United States Patent 8,032,907 (the “‘907 patent”) (attached as Exhibit A).

8. Yahoo is infringing at least one of the 90 methods and systems claimed in the ‘907 patent.

9. For example, and for illustration of one of the 90 claims of the ‘907 patent that Global alleges Yahoo infringes, Yahoo infringes claim 18 of the ‘907 patent as follows:

- a. Claim 18 is a method of “broadcasting program material in at least one broadcast” (Ex. A, 19:16.) Yahoo practices the method of claim 18 during broadcasts of the television program “So You Think You Can Dance.”
- b. The method of claim 18 involves “creating a program description file comprising program information related to program material to be broadcast in the future” (Ex. A, 19:20-22.) Prior to a “So You Think You Can Dance” broadcast, Yahoo created a file describing the show to be broadcast.
- c. Claim 18 involves “communicating the program information into a programmed data processor” (Ex. A, 19:23-24.) Yahoo loaded

this file describing the “So You Think You Can Dance” broadcast into a programmed data processor.

- d. Claim 18 is a method of “receiving one or more user inquiries from one or more recipients of said at least one broadcast, said one or more inquiries including broadcast identifier information” (Ex. A, 19:17-19.) During the “So You Think You Can Dance” broadcast, Yahoo prompts the consumer to “Go Interactive!”—enabling the consumer to inquire and receive additional information about the broadcast.
- e. Claim 18 involves “using said data programmed data processor to communicate, to the one or more recipients, program information that corresponds to the broadcast identifier information included in said one or more inquiries, wherein at least one of the program description file, the program information, and the synchronized program information is associated with the broadcast identifier information.” (Ex. A, 19:28-35.) After the consumer has “gone interactive,” Yahoo communicates to the user, for example, what a participant had said “behind the scenes”: “I’m looking forward to giving back to the people who supported me.”
- f. Claim 18 involves “synchronizing said communicated program information with said program material of said at least one broadcast. . . .” (Ex. A, 19:25-26.) The Yahoo service delivers the “behind the scenes” quote to the consumer at the appropriate time—namely, during

the portion of the “So You Think You Can Dance” broadcast when the participant quoted is discussing his parents and how his parents supported the participant.

Count 2 – Infringement of U.S. Patent No. 6,314,577

10. Global owns United States Patent 6,314,577 (the “‘577 patent”) (attached as Exhibit B).

11. Yahoo is infringing at least one of the 130 methods and systems claimed in the ‘577 patent.

12. For example, and for illustration of one of the 130 claims of the ‘577 patent that Global alleges the Yahoo service infringes, the service infringes claim 94 of the ‘577 patent as follows:

- a. Claim 94 is a “method for providing listeners or viewers of a radio or television broadcast with automated information about program material, comprising the steps of: broadcasting at least one radio or television broadcast” (Ex. B, 23:14-18.) Yahoo practices the method of claim 94 during broadcasts of the television program “So You Think You Can Dance.”
- b. Claim 94 involves “receiving user inquiries from a listener or viewer of said radio or television broadcast” (Ex. B, 19-20.) During the “So You Think You Can Dance” broadcast, Yahoo prompts the consumer to “Go Interactive!”—enabling the consumer to inquire and receive additional information about the broadcast.

- c. Claim 94 involves “creating a program description file” (Ex. B, 23:21.) Prior to a “So You Think You Can Dance” broadcast, Yahoo created a file describing the show to be broadcast.
- d. The method of claim 94 involves “communicating program list information into a programmed data processor” (Ex. B, 23:23-24.) Yahoo loaded this file describing the “So You Think You Can Dance” broadcast into a programmed data processor.
- e. Claim 94 involves “correlating said program descriptions of program material with said program list information and generating information in a database responsive to only a broadcast identifier” (Ex. B, 23:24-27.) After the consumer has “gone interactive,” Yahoo communicates to the user, for example, what a participant had said “behind the scenes”: “I’m looking forward to giving back to the people who supported me.”
- f. Claim 94 involves “using said programmed data processor to communicate said program description file responsive to said user inquiry.” The Yahoo service delivers the “behind the scenes” quote to the consumer at the appropriate time—namely, during the portion of the “So You Think You Can Dance” broadcast when the participant quoted is discussing his parents and how his parents supported the participant.

Count 3 – Infringement of U.S. Patent No. 7,574,721

13. Global owns United States Patent 7,574,721 (the “‘721 patent”) (attached as Exhibit C).

14. Yahoo is infringing at least one of the 35 methods and systems claimed in the ‘721 patent.

15. For example, and for illustration of one of the 35 claims of the ‘721 patent that Global alleges the Yahoo service infringes, the service infringes claim 1 of the ‘721 patent as follows:

- a. Claim 1 is a “A method for identifying at least one broadcast provider through a combination of a geographic identification code and a broadcast identifier” (Ex. C, 17:44-46.) The Yahoo! Entertainment Service identifies broadcast providers in response to a user’s communication as described.
- b. Claim 1 involves “digitally storing, in a database, one or more geographic identification codes that are each associated with at least one area or location in which a broadcast is receivable from at least one broadcast provider” (Ex. C, 17:47-50.) The Yahoo! Entertainment Service digitally stores ZIP codes (i.e., geographic identification codes) in a database. The ZIP codes are associated with areas in which a broadcast is receivable.
- c. Claim 1 involves “digitally storing, in the database, one or more broadcast identifiers that are each associated with at least one broadcast provider” (Ex. C, 17:51-53.) The Yahoo! Entertainment

Service digitally stores broadcast identifier codes (e.g., AT&T U-verse) associated with broadcast providers (e.g., AT&T) as described in detail below.

- d. The method of claim 1 involves “receiving at least one user related geographic identification code; . . .” (Ex. C, 17:54-55.) The Yahoo! Entertainment Service receives a user-related geographic identification code when the user provides her ZIP code.
- e. Claim 1 involves “determining, by a processor, a subset of data from the database using the received at least one user related geographic identification code, the subset of data comprising at least one of the stored one or more broadcast identifiers that are associated with at least one of the stored one or more geographic identification codes that corresponds to the received at least one user related geographic identification code. . . .” (Ex. C, 17:60-67.) The Yahoo! Entertainment Service determines a subset of data comprising at least one of the broadcast identifiers, e.g., AT&T U-verse – San Antonio, which is associated with the user’s ZIP code and corresponds to the broadcasts available to the user according to her provided ZIP code.
- f. Claim 1 involves “receiving at least one user related broadcast identifier, wherein the received at least one user related broadcast identifier is not required to by itself identify a broadcast provider” (Ex. C, 17:56-59.) The Yahoo! Entertainment Service receives “AT&T U-verse – San Antonio” as the user-related broadcast identifier.

- g. Claim 1 involves “identifying, by the processor, at least one broadcast provider using at least both the subset of data and the received at least one user related broadcast identifier, wherein the identifying of the at least one broadcast provider does not require identifying only a closest proximity broadcast provider based on the received at least one user related geographic identification code.” (Ex. C, 18:1-7.) The Yahoo! Entertainment Service then identifies AT&T U-verse as the broadcast provider of program materials such as the *CSI* episode “Daddy’s Little Girl.”

Prayer for Relief

WHEREFORE, Global prays for the following relief against Yahoo:

- (a) Judgment that Yahoo has directly infringed claims of the ‘907 patent, the ‘577 patent, and the ‘721 patent;
- (b) For a reasonable royalty;
- (c) For pre-judgment interest and post-judgment interest at the maximum rate allowed by law; and
- (d) For such other and further relief as the Court may deem just and proper.

Demand for Jury Trial

Global demands a trial by jury on all matters and issues triable by jury.

Date: September 20, 2016

Respectfully Submitted,

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CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that on September 20, 2016 a true and correct copy of the foregoing **Amended Complaint for Patent Infringement** was filed electronically with the Clerk of the Court using the CM/ECF system, thereby serving all counsel of record.

/s/ Matthew M. Wawrzyn