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

GEOGRAPHIC LOCATION	§
INNOVATIONS LLC	§
	§
Plaintiff,	§
	§
VS.	§
	§
UNITED PARCEL SERVICE, INC. and	§
UNITED PARCEL SERVICE OF	§
AMERICA INC.,	§
	§
Defendants.	§

Case No:

PATENT CASE

COMPLAINT

Plaintiff Geographic Location Innovations LLC ("Plaintiff" or "GLI") files this Complaint against United Parcel Service, Inc. ("UPS") and United Parcel Service of America Inc. ("UPS America") (collectively "Defendants" or "UPS") for infringement of United States Patent No. 7,917,285 (hereinafter "the '285 Patent").

PARTIES AND JURISDICTION

This is an action for patent infringement under Title 35 of the United States
Code. Plaintiff is seeking injunctive relief as well as damages.

2. Jurisdiction is proper in this Court pursuant to 28 U.S.C. §§ 1331 (Federal Question) and 1338(a) (Patents) because this is a civil action for patent infringement arising under the United States patent statutes.

3. Plaintiff is a Texas limited liability company with its principal office located at 1400 Preston Rd, Suite 400, Plano, TX 75093.

4. On information and belief, Defendant UPS is a Delaware Corporation having a

Case 2:16-cv-01336 Document 1 Filed 11/30/16 Page 2 of 10 PageID #: 2

principal place of business at 55 Glenlake Parkway, N.E., Atlanta, Georgia 30328, and has appointed Corporation Service Company, 2711 Centerville Rd., Suite 400, Wilmington, DE as its agent for service of process. On information and belief, Defendant UPS America is a Delaware corporation having a principal place of business 55 Glenlake Parkway, N.E., Atlanta, Georgia 30328, and has appointed Corporation Service Company, 2711 Centerville Rd., Suite 400, Wilmington, DE as its agent for service of process.

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.

<u>COUNT I</u> (INFRINGEMENT OF UNITED STATES PATENT NO. 7,917,285)

8. Plaintiff incorporates paragraphs 1 through 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 '285 Patent with sole rights to enforce the '285 Patent and sue infringers.

Case 2:16-cv-01336 Document 1 Filed 11/30/16 Page 3 of 10 PageID #: 3

11. A copy of the '285 Patent, titled "Device, System and Method for Remotely Entering, Storing and Sharing Addresses for a Positional Information Device," is attached hereto as Exhibit A.

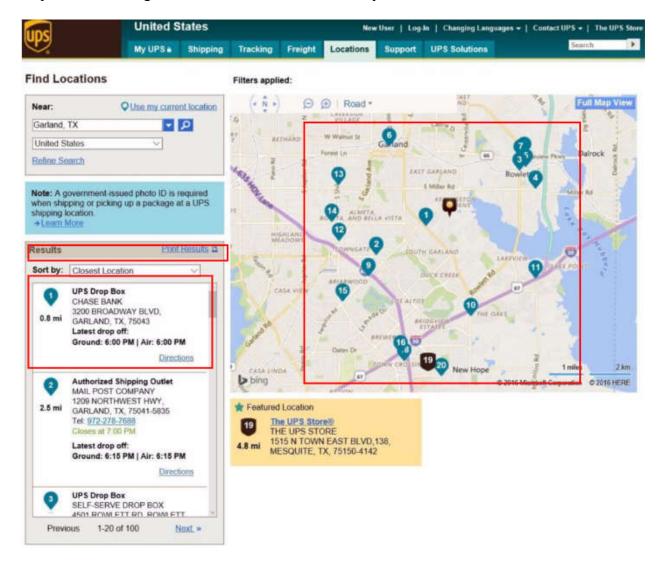
12. The '285 Patent is valid, enforceable, and was duly issued in full compliance with Title 35 of the United States Code.

13. Upon information and belief, Defendants have infringed and continue to infringe one or more claims, including at least Claim 13, of the '285 patent by making, using (at least by having its employees, or someone under Defendant's control, test the System), importing, selling, and/or offering for sale a mobile website with associated hardware and software (the "System") covered by one or more claims of the '285 patent. Defendants have infringed and continues to infringe the '285 patent either directly or through acts of contributory infringement or inducement in violation of 35 U.S.C. § 271.

14. The System includes the mobile website and associated hardware. These tools provide for remote entry of location information, such as store locations into a positional information device such as, for example, a table or smart phone. The website automatically loads nearby store locations onto the positional information device based on the user's location.

15. On information and belief, the System includes one or more servers that receive a request for an address of at least one location such as, for example, the location of a store nearby the user, which is not already stored in the positional information device.

16. On information and belief the server(s) determine the address of the store(s) and transmits the determined address(es) to the positional information device. For example, the server(s) transmits to the positional information device a visual indication of the store(s) on a



map. The following screenshot shows this functionality:

17. The positional information device includes a locational information module (e.g., GPS hardware), which Defendants use, and which determines the location of the positional information device.

18. The System includes a communications module (e.g., cellular or WiFi components in the positional information device), which Defendants use, and which receives the determined address(es) from the server(s).

19. The System includes a processing module (e.g., mapping software and the mobile website), which Defendants use, and which receives the determined address(es) from

the communication module. The processing module determines route guidance based on the location of the positional information device and the determined address(es). The screen shot below illustrates this feature:

ups	Start: Garland, TX QUse my current location	P		End: 3200 BROADWAY BLVD, GARLAND, TX, 75043
Driving	O Mass Transit O Walking			
No onime Back sumerprudie D Contraction NTERVILLE	Keen Dr	and the second		town Malling Town Market
bing	The season	1ª	0 2016	1000 filet 250 m Microsoft Corporation © 2010 HERE
1. Depart P	alm Valley Dr toward Surrey Ct			0.1 mi
2. Road name changes to Sun Valley Dr			0.1 mi	
3. Turn right, and then immediately turn right onto Marilee Dr			0.2 mi	
4. Turn loft	onto Colonel Dr			0.5 mi
5. Turn right	it onto Broadway Blvd			0.3 mi
6. Arrivo at	Broadway Bivd			0.0 mi
7. LETTER	CENTER IS LOCATED INSIDE TH	HE NORTH ENTRANCE C	F THE BANK FAC	NG ALBERTSON'S.
Travel Time	: 0 hrs 4 mins		T	otal Driving Distance: 1.2 mi
mail Directio	205			
		Latest Drop Mon-Fri Sat Sun	off Times Ground 6.00 PM	Air 6:00 PM
Concernor I				
UPS Service Ground, Air	•5			

20. The System includes a display module (e.g., screen on the positional

information device) for displaying the route guidance.

21. The System includes a communications network (e.g., cellular network) for coupling the positional information device to the server(s).

22. On information and belief, the server(s) receives a time and date (e.g., the time and date of the request for a location) associated with the requested location(s) and transmits the associated time and date with the determined address(es) to the positional information device and the positional information device displays the determined address at the associated time and date. For example, the time and date of the request must be sent to the server(s) so that the server(s) can determine traffic conditions associated with varying routes to the requested location and display location and route conditions corresponding to the time and date of the request. The screen shot below illustrates this feature:

Case 2:16-cv-01336 Document 1 Filed 11/30/16 Page 7 of 10 PageID #: 7

ups	Start: Garland, TX QUse my current location	▼ <i>P</i>		End: 3200 BROADWAY BLVD, GARLAND, TX, 75043
Driving	O Mass Transit O Walking			
Ding	Keen Dr Keen D	and and a second	9 200	Law rate and a contract of the
1. Depart	Palm Valley Dr toward Surrey Ct			0.1 m
and and and and a	ame changes to Sun Valley Dr			0.1 m
Commission and	ght, and then immediately turn right or	to Marilee Dr		0.2 m
4. Turn le	0.5 m			
	pht onto Broadway Blvd			0.3 m
the second state	at Broadway Blvd			0.0 m
COLUMN STORY	R CENTER IS LOCATED INSIDE TH	ENORTH ENTRANCE	THE BANK FACE	
	e: 0 hrs 4 mins			tal Driving Distance: 1.2 m
Email Diroc			, and the second se	nai briving bistance. Le m
-CIMPLEONOS	MOLE.			
CHASE 3200 B	rop Box E BANK IROADWAY BLVD, NND, TX, 75043	Latest Drop Mon-Fri Sat Sun	6 00 PM	Air 6.00 PM
UPS Servi Ground, A				
	Services and Programs			

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

24. 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.

25. 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. 7,917,285 (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: November 30, 2016

Respectfully submitted,

/s/ Jay Johnson JAY JOHNSON State Bar No. 24067322 D. BRADLEY KIZZIA State Bar No. 11547550 KIZZIA JOHNSON, PLLC 1910 Pacific Ave., Suite 13000 Dallas, Texas 75201 (214) 451-0164 Fax: (214) 451-0165 jay@kjpllc.com bkizzia@kjpllc.com

ATTORNEYS FOR PLAINTIFF

Case 2:16-cv-01336 Document 1 Filed 11/30/16 Page 10 of 10 PageID #: 10

EXHIBIT A