

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

SCA VENTURES, LLC	)	
	)	
Plaintiff,	)	
	)	Civil Action No. 2:17-cv-731
v.	)	
	)	<b>JURY TRIAL DEMANDED</b>
PANASONIC CORPORATION OF	)	
NORTH AMERICA	)	
	)	
Defendant.	)	
_____	)	

**COMPLAINT**

For its Complaint, Plaintiff SCA Ventures, LLC ("SCA"), by and through the undersigned counsel, alleges as follows:

**THE PARTIES**

1. SCA is a Texas company with a place of business located at 5068 W. Plano Parkway, Suite 300, Plano, Texas 75093.

2. Defendant Panasonic Corporation of North America is a Delaware company with, upon information and belief, a place of business located at Houston, Texas.

3. Upon information and belief, Defendant has registered with the Texas Secretary of State to conduct business in Texas.

4. By registering to conduct business in Texas and by having places of business where it regularly conducts business in this District, Defendant has a permanent and continuous presence in Texas.

5. Thus, Defendant has a regular and established place of business in the Eastern District of Texas.

**JURISDICTION AND VENUE**

6. This action arises under the Patent Act, 35 U.S.C. § 1 *et seq.*

7. Subject matter jurisdiction is proper in this Court under 28 U.S.C. §§ 1331 and 1338.

8. Upon information and belief, Defendant conducts substantial business in this forum, directly or through intermediaries, including: (i) at least a portion of the infringements alleged herein; and (ii) regularly doing or soliciting business, engaging in other persistent courses of conduct and/or deriving substantial revenue from goods and services provided to individuals in this district.

9. Venue is proper in this district pursuant to § 1400(b).

**THE PATENT-IN-SUIT**

10. On October 19, 1999, United States Patent No. 5,969,698, entitled "Manually Controllable Cursor and Control Panel in a Virtual Image," was duly and lawfully issued by the U.S. Patent and Trademark Office. A true and correct copy of the '698 patent is attached hereto as Exhibit A.

11. SCA is the assignee and owner of the right, title and interest in and to the '698 patent, including the right to assert all causes of action arising under said patent and the right to any remedies for infringement of it.

**COUNT I – INFRINGEMENT OF U.S. PATENT NO. 5,969,698**

12. SCA repeats and realleges the allegations of paragraphs 1 through 11 as if fully set forth herein.

13. Without license or authorization and in violation of 35 U.S.C. § 271(a), Defendant has infringed at least claim 1 of the '698 patent by making, using, importing, offering for sale,

and/or selling portable electronic equipment including a virtual display, including, but not limited to HC-X900M ("X900").

14. More specifically, X900 is portable electronic equipment including a virtual display.

■ **HC-X900M**

**When using the viewfinder**

**1 Press the CAMERA FUNCTION button to select the desired item.**

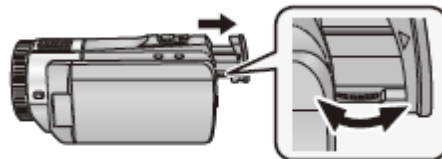
- Selected item changes whenever the CAMERA FUNCTION button is pressed.

**2 Rotate the multi manual ring to select the setting and press the CAMERA FUNCTION button to enter the setting.**

- Zoom operation cannot be done using the multi manual ring during setting.



Owner's Manual ("Manual") at p. 84 (available at [ftp://ftp.panasonic.com/camcorder/om/hc-x900\\_mul\\_om.pdf](ftp://ftp.panasonic.com/camcorder/om/hc-x900_mul_om.pdf) (last accessed Nov. 7, 2017)).



*Id.* at p. 28.

Extremely high precision technology is employed to produce the viewfinder screen featuring a total of approximately 263,000 dots equivalent. The result is more than 99.99% effective dots with a mere 0.01% of the dots inactive or always lit. However, this is not a malfunction and does not affect the recorded picture.

*Id.* at p. 160. It includes electronics coupled to the virtual display for producing a manually controllable virtual cursor image when activated.

■ To switch to Manual Mode

**HC-X900M**

Press the iA/MANUAL button or the CAMERA FUNCTION button to switch to Manual Mode.

*Id.* at p. 83.

■ **HC-X900M**

When using the viewfinder

**1** Press the CAMERA FUNCTION button to select the desired item.

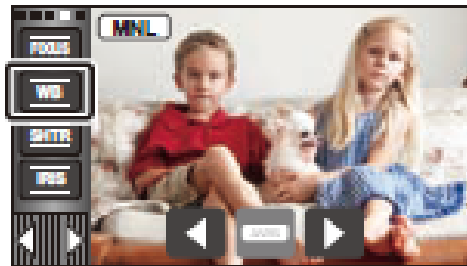
- Selected item changes whenever the CAMERA FUNCTION button is pressed.

**2** Rotate the multi manual ring to select the setting and press the CAMERA FUNCTION button to enter the setting.

- Zoom operation cannot be done using the multi manual ring during setting.



*Id.* at p. 84.



*Id.* X900 includes a virtual control panel image including alpha-numeric keys viewable in the virtual display when activated, and the electronics being connected so that the alpha-numeric keys of the virtual control panel image are operable with the virtual cursor image.



*Id.*

- 1 Touch [WB].**
- 2 Touch ◀/▶ to select White Balance Mode.**
  - Select the optimal mode by confirming the color on the screen.
  - Touch [WB] to determine the mode.

*Id.*

■ **To set the White Balance manually**

- 1 Select [WB], fill the screen with a white subject.**
- 2 Touch and set the blinking [WB].**

● **HC-X900M**

When using the viewfinder, press and hold the CAMERA FUNCTION button.

- When the screen turns black instantly and the [WB] display stops flashing and then lights constantly, the setting is complete.
- If the [WB] display continues flashing, the White Balance cannot be set. In this case, use other White Balance Modes.



*Id.* at p. 85. As shown above, the electronics are further connected to operate the portable electronics equipment in response to operation of the alpha-numeric keys of the virtual control panel image with the virtual cursor image.

15. SCA is entitled to recover from Defendant the damages sustained by SCA as a result of Defendant's infringement of the '698 patent in an amount subject to proof at trial, which,

by law, cannot be less than a reasonable royalty, together with interest and costs as fixed by this Court under 35 U.S.C. § 284.

**JURY DEMAND**

SCA hereby demands a trial by jury on all issues so triable.

**PRAYER FOR RELIEF**

WHEREFORE, SCA requests that this Court enter judgment against Defendant as follows:

- A. An adjudication that Defendant has infringed the '698 patent;
- B. An award of damages to be paid by Defendant adequate to compensate SCA for Defendant's past infringement of the '698 patent, including interest, costs, expenses and an accounting of all infringing acts including, but not limited to, those acts not presented at trial;
- C. A declaration that this case is exceptional under 35 U.S.C. § 285, and an award of SCA's reasonable attorneys' fees; and
- D. An award to SCA of such further relief at law or in equity as the Court deems just and proper.

Dated: November 8, 2017

/s/ Richard C. Weinblatt  
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