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17 *Attorneys for Plaintiff*  
18 *Lightwire, LLC*

19 **UNITED STATES DISTRICT COURT**  
20 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

21 Lightwire, LLC, a California limited liability company, ) Case No.  
22 Plaintiff, )  
23 v. ) **COMPLAINT FOR**  
24 Best Buy Co. Inc., a Minnesota corporation ) **INFINGEMENT OF U.S.**  
25 Defendant. ) **PATENT 6,335,678**  
26 ) **DEMAND FOR JURY TRIAL**  
27 )  
28 )

1 This is an action for patent infringement in which Lightwire, LLC (“Plaintiff”)  
2 makes the following allegations against Best Buy Co. “Defendant”).

3  
4 **NATURE OF THE ACTION**

5 1. This is a patent infringement action to stop Defendant’s infringement of  
6 United States Patent No. 6,335,678 (“the ‘678 Patent”).

7 2. This patent infringement action arises under the patent laws of the  
8 United States, including 35 U.S.C. §§ 271, et seq.

9  
10 **PARTIES**

11 3. Plaintiff is a California limited liability company with its principal place  
12 of business at 177 East Colorado Boulevard, Suite 200, Pasadena, CA 91101.

13 4. On information and belief, Defendant is a Minnesota corporation, with  
14 a principle place of business located at 7601 Penn Ave. S, Richfield, MN 55423.  
15 Defendant’s California agent for service of process is CT Corporation System, Inc.  
16 located at 818 W Seventh St, Ste 930, Los Angeles CA 90017.

17  
18 **JURISDICTION AND VENUE**

19 5. This Court has subject-matter jurisdiction over this action pursuant to 28  
20 U.S.C. §§ 1331 and 1338(a).

21 6. The Court has personal jurisdiction over Defendant because it (either  
22 directly or through its subsidiaries, divisions or groups) has sufficient minimum  
23 contacts with the forum as a result of business conducted within the State of  
24 California and this district; and/or specifically over Defendant (either directly or  
25 through its subsidiaries, divisions, groups or distributors) because of its infringing  
26 conduct within or directed at the State of California and this district.

27 7. More specifically, Defendant, directly and/or through its intermediaries,  
28 makes, distributes, imports, offers for sale, sells, advertises and/or uses the accused

1 products identified herein that include the claimed device of the ‘678 Patent in the  
2 State of California. Defendant has committed patent infringement in the State of  
3 California and solicits customers in the State of California. Defendant has paying  
4 customers who are residents of the State of California and who purchase and/or use  
5 Defendant’s infringing products in the State of California. Further, Defendant has an  
6 interactive website that is accessible from the State of California.

7 8. Venue is proper in this district under 28 U.S.C. §§ 1391(c) and 1400(b).  
8 On information and belief, Defendant has transacted business in this district, and has  
9 committed acts of patent infringement in this district.

10 9. More specifically, Defendant, directly and/or through its intermediaries,  
11 makes, distributes, imports, offers for sale, sells, advertises and/or uses, devices  
12 including the accused devices identified herein, that infringe claims of the ‘678 Patent  
13 in the State of California. Defendant has committed patent infringement in the State  
14 of California and solicits customers in the State of California. Defendant has paying  
15 customers who are residents of the State of California and who purchase and/or use  
16 Defendant’s infringing products in the State of California.

17 **FACTS**

18 10. Plaintiff is the owner, by assignment, of the ‘678 Patent, entitled  
19 “Electronic Device, Preferably an Electronic Book” – including all rights to recover  
20 for past and future acts of infringement – which was duly issued on January 1<sup>st</sup>, 2002  
21 by the United States Patent and Trademark Office.

22 11. A true and correct copy of the ‘678 Patent is attached as **Exhibit A**.

23 12. The claims of the ‘678 Patent are valid and enforceable.

24  
25 **COUNT I - INFRINGEMENT OF U.S. PATENT NO. 6,335,678**

26 13. Plaintiff hereby incorporates by reference the allegations of paragraphs  
27 1 through 12 of this complaint as if fully set forth herein.

1 14. Infringement by Defendant includes, without limitation, making,  
2 distributing, importing, offering for sale, selling, advertising, and/or using, without  
3 limitation electronic devices (collectively referred to hereinafter as “Accused  
4 Devices”) infringing at least claim 1 of the ‘678 Patent. The Accused Devices include  
5 electronic devices used for reading. Electronic reading devices, like the Accused  
6 Devices, enable the user to comfortably read electronic books, store data, and  
7 communicate data with peripheral devices.

8 15. The Accused Devices include, for example and without limitation,  
9 Defendant’s Insignia 8” Flex Tablet. A detailed claim chart is incorporated herein  
10 by reference and attached at **Exhibit B**.

11 16. Defendant is thus liable for infringement of the ‘678 Patent under 35  
12 U.S.C. §271.

13 17. Each of Defendant’s aforesaid activities has been without authority  
14 and/or license from Plaintiff.

15 18. Plaintiff is entitled to recover from Defendant the damages sustained by  
16 Plaintiff as a result of Defendant’s wrongful acts in an amount subject to proof at  
17 trial, which by law cannot be less than a reasonable royalty, together with interest and  
18 costs as fixed by this court under 35 U.S.C. § 284.

19  
20 **PRAYER FOR RELIEF**

21 WHEREFORE, Plaintiff respectfully requests that this Court enter a  
22 judgment:

- 23 1. In favor of Plaintiff that Defendant has infringed the ‘678 Patent;  
24 2. Requiring Defendant to pay Plaintiff its damages, costs, expenses, and  
25 prejudgment and post-judgment interest for Defendant’s infringement of the ‘678  
26 Patent as provided under 35 U.S.C. § 284; and  
27 3. Granting Plaintiff any and all other relief to which Plaintiff may show  
28 itself to be entitled.

**DEMAND FOR JURY TRIAL**

Plaintiff, under Rule 38 of the Federal Rules of Civil Procedure, requests a trial by jury of any issues so triable by right.

Dated: February 23, 2018

Respectfully submitted,

LAW OFFICE OF J. CURTIS EDMONDSON

By: s/ Kiren Rockenstein

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