

1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF NEW YORK

3
4 CODING TECHNOLOGIES LLC,

5 Plaintiff,

6 vs.

7 SAKAR INTERNATIONAL, INC.,

8 Defendant.

Case No.:

COMPLAINT

INJUNCTIVE RELIEF DEMANDED

JURY TRIAL DEMANDED

9
10
11 Plaintiff, CODING TECHNOLOGIES LLC, sues Defendant, SAKAR
12 INTERNATIONAL, INC., and alleges as follows:

13 **NATURE OF THE ACTION**

14 1. This is an action for infringement of United States Patent No. 8,540,159 under the
15 Patent Act, 35 U.S.C. § 271, *et seq.*, based on Defendant’s unauthorized commercial
16 manufacture, use, importation, offer for sale, and sale of infringing products and services in the
17 United States.

18 **PARTIES**

19 2. Plaintiff, CODING TECHNOLOGIES, LLC, is a foreign limited liability
20 company, organized under the laws of the State of Texas.

21 3. Defendant, SAKAR INTERNATIONAL, INC., is a domestic corporation with its
22 headquarters located in Edison, New Jersey. Defendant uses, sells, and/or offers to sell products
23 and services in interstate commerce that infringe the ‘159 Patent.

24 **SUBJECT MATTER JURISDICTION**

25 4. This court has original jurisdiction over the subject matter of this action, pursuant
26 to 28 U.S.C. §§ 1331 and 1338(a), because this action involves a federal question relating to
27 patents.
28

1 **PERSONAL JURISDICTION**

2 5. The court has general *in personam* jurisdiction over Defendant because Defendant
3 is found in this state.

4 **VENUE**

5 6. Venue is proper in this court, pursuant to 28 U.S.C. § 1400(b), because Defendant
6 resides in the State of New York.

7 **COUNT I**

8 **PATENT INFRINGEMENT**

9 7. Plaintiff repeats and re-alleges paragraphs 2 through 6 by reference, as if fully set
10 forth herein.

11 8. On September 24, 2013, the United States Patent & Trademark Office (USPTO)
12 duly and legally issued the ‘159 Patent, entitled “Method for Providing Mobile Service Using
13 Code Pattern.” A true and authentic copy of the ‘159 Patent is attached hereto as **Exhibit “A”**
14 and incorporated herein by reference.

15 9. The ‘159 Patent teaches a method and apparatus for providing a mobile service
16 with the use of code pattern.

17 10. The ‘159 Patent is directed to computerized decoding technologies to provide
18 users with access to and use of various content more conveniently. Traditionally, companies
19 simply provided their URL information to the consuming public, but this is effective only if a
20 consumer memorized the name and spelling of the URL. Thus, there was a need in the art to
21 provide an effective product or method to assist consumers with recalling website or URL
22 information.

23 11. The ‘159 Patent claims, among other things, a method of providing content with
24 the use of code pattern by a user terminal; a user terminal for providing content with the use of
25 code pattern; a non-transitory machine-readable storage medium having encoded thereon
26 program code; and, a method of providing content with the use of an image captured by a user
27 terminal.

28 12. Collectively, the claimed embodiments in the ‘159 Patent provides new solutions

1 to problems related to transmitting information from a mobile service provider to a mobile
2 device.

3 13. The '159 Patent solves a problem with the art that is rooted in computer
4 technology that uses mobile service providers. The '159 Patent does not merely recite the
5 performance of some business practice known from the pre-Internet world along with the
6 requirement to perform it on the Internet.

7 14. Plaintiff is the assignee of the entire right, title, and interest in the '159 Patent at
8 the USPTO, including the right to assert causes of action arising under the '159 Patent.

9 15. Upon information and belief, Defendant has and continues to directly infringe,
10 contributorily infringe, or actively induce the infringement of the '159 Patent by making, using
11 (including by at least internally testing the Accused Products as defined herein), selling, offering
12 for sale, importing in the United States, including this judicial district, a user terminal designed
13 to capture certain code pattern information and convert same into embedded content, which
14 embodies or uses the invention claimed in the '159 Patent (the "Accused Products"), all in
15 violation of 35 U.S.C. § 271.

16 16. The Accused Products infringe at least claims 1, 2, 3, 8, 9, 10, 15, and 16 of the
17 '159 Patent.

18 ***Claim 1***

19 17. Through claim 1, the '159 Patent claims a method of providing content with the
20 use of a code pattern by a user terminal, the method comprising: obtaining a photographic image
21 of a code pattern by a camera of the user terminal; processing, by a processor of the user
22 terminal, the photographic image of the code pattern to extract the code pattern from the
23 photographic image; decoding the extracted code pattern by the processor of the user terminal
24 into code information; transmitting a content information request message to a server based on
25 the code information; and receiving content information from the server in response to the
26 content information request message.

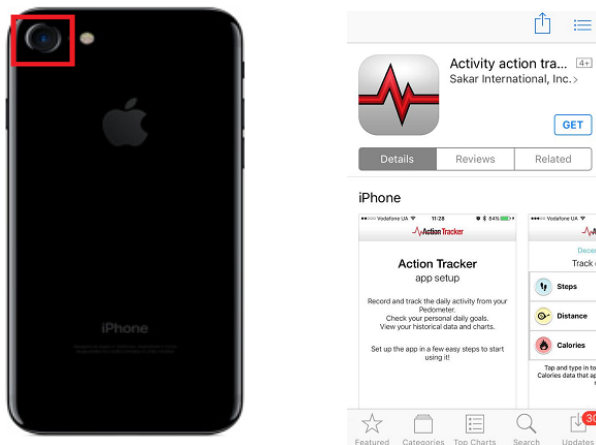
27 18. Defendant infringes claim 1.

28 19. Defendant, at least in internal use and testing, practices a method of providing

1 content (e.g., a web page associated with the defendant) with the use of a code pattern (e.g., a
2 QR code) by a user terminal (e.g., a smartphone), as demonstrated in the following image:



10 20. Defendant, at least in internal use and testing, obtains a photographic image of a
11 code pattern (e.g., QR code) by a camera of the user terminal (e.g., smartphone), as shown
12 below:



21 21. Defendant, at least in internal use and testing, processes by a processor of the user
22 terminal (e.g., smartphone), the photographic image of the code pattern (e.g., QR code) to view
23 and extract the code pattern from the photographic image.

24 22. Defendant, at least in internal use and testing, decodes the extracted code pattern
25 by the processor of the user terminal from the QR code into code information (e.g., URL of web
26 page associated with the defendant), as shown below:



23. Defendant, at least in internal use and testing, transmits a content information request message (*e.g.*, http request message for accessing the webpage associated with Defendant) to a server (*e.g.*, Defendant's server) based on the code information (*e.g.*, URL of the webpage associated with Defendant). As shown below, once the URL is decoded from the extracted QR code, a request for accessing a webpage associated with Defendant is sent to Defendant's server.

24. Defendant, at least in internal use and testing, receives content information (*e.g.*, a web page associated with Defendant) from the server (*e.g.*, Defendant's server) in response to the content information request message (*e.g.*, http request message for accessing the webpage associated with Defendant). As shown below, the terminal (*e.g.*, smartphone) receives content information (*e.g.*, webpage associated with Defendant).

Claim 2

25. Through claim 2, the '159 Patent claims the method of claim 1, wherein the content information comprises at least one of the following: image, sound, moving picture, and text data.

26. Defendant infringes claim 2.

27. Defendant uses a user terminal to receive content information that comprises image and text data.

Claim 3

28. Through claim 3, the '159 Patent claims the method of claim 1, wherein the transmitting a content information request message includes: extracting a uniform resource

1 locator (URL) of the server from the code information; and transmitting the content information
2 request message to the server based on the extracted URL.

3 29. Defendant infringes claim 3.

4 30. Defendant transmits a content information request message (*e.g.*, http request
5 message for accessing the webpage associate with Defendant) which includes extracting URL of
6 the server and transmitting the content information request message (*e.g.*, http request message
7 for accessing the webpage associate with Defendant) to the server (*e.g.*, Defendant's server)
8 based on the extracted URL.

9 ***Claim 8***

10 31. Through claim 8, the '159 Patent claims a user terminal for providing content
11 with the use of a code pattern, the user terminal comprising: a camera configured to obtain a
12 photographic image of a code pattern; a processor comprising: an image processor configured to
13 process the photographic image of the code pattern to extract the code pattern from the
14 photographic image; and a decoder configured to decode the extracted code pattern into code
15 information; and a transceiver configured to (i) transmit a content information request message
16 to a server based on the code information; and (ii) receive content information from the server in
17 response to the content information request message.

18 32. Defendant infringes claim 8.

19 33. Defendant, at least in internal use and testing, uses a user terminal (*e.g.*,
20 smartphone) for providing content (*e.g.*, a web page associated with Defendant) with the use of a
21 code pattern (*e.g.*, QR code).

22 34. Defendant uses a user terminal comprising a camera configured to obtain a
23 photographic image of a code pattern (*e.g.*, QR code).

24 35. Defendant uses a user terminal comprising a processor which in turn comprises an
25 image processor configured to process the photographic image of the code pattern (*e.g.*, QR
26 code) to extract the code pattern (*e.g.*, QR code) from the photographic image. Once the
27 photographic image of the QR code is captured by the camera of the smartphone, the
28 photographic image is processed to retrieve the QR code. The retrieved QR code can be viewed

1 on the user interface screen of the smartphone.

2 36. Defendant uses a user terminal (*e.g.*, smartphone) comprising a decoder that is
 3 configured to decode the extracted code pattern (*e.g.*, QR code) into code information (*e.g.*, URL
 4 of web page associated with Defendant).

5 37. Defendant uses a user terminal comprising a transceiver (*e.g.*, FDD- LTE/TDD -
 6 LTE/CDMA//EDGE transceiver) which is configured to transmit or receive a content
 7 information request message (*e.g.*, http request message for accessing the webpage associated
 8 with Defendant) to a server (*e.g.*, Defendant’s server) based on the code information (*e.g.*, URL
 9 of the webpage associated with Defendant). As shown below, once the URL is decoded from
 10 the extracted QR code, a request or response for accessing a webpage associated with Defendant
 11 is sent to Defendant’s server by means of transceiver of the smartphone:

12 iPhone 7 Overview iOS Tech Specs Buy

14 Cellular and 15 Wireless	16 Model A1660* 17 Model A1661*	18 <u>FDD-LTE (Bands 1, 2, 3, 4, 5, 7, 8, 12, 13, 17, 18, 19, 20, 25, 26,</u> 19 <u>27, 28, 29, 30)</u> 20 <u>TD-LTE (Bands 38, 39, 40, 41)</u> 21 <u>TD-SCDMA 1900 (F), 2000 (A)</u> 22 <u>CDMA EV-DO Rev. A (800, 1900, 2100 MHz)</u> 23 <u>UMTS/HSPA+/DC-HSDPA (850, 900, 1700/2100, 1900, 2100</u> 24 <u>MHz)</u> 25 <u>GSM/EDGE (850, 900, 1800, 1900 MHz)</u>
	26 Model A1778* 27 Model A1784* 28 <small>Models A1778 and A1784 do not support CDMA networks, such as those used by Verizon and Sprint.</small>	29 <u>FDD-LTE (Bands 1, 2, 3, 4, 5, 7, 8, 12, 13, 17, 18, 19, 20, 25, 26,</u> 30 <u>27, 28, 29, 30)</u> 31 <u>TD-LTE (Bands 38, 39, 40, 41)</u> 32 <u>UMTS/HSPA+/DC-HSDPA (850, 900, 1700/2100, 1900, 2100</u> 33 <u>MHz)</u> 34 <u>GSM/EDGE (850, 900, 1800, 1900 MHz)</u>

35 **Claim 9**

36 38. Through claim 9, the ‘159 Patent claims the user terminal of claim 8, wherein the
 37 content information comprises at least one of the following: image, sound, moving picture, and
 38 text data.

39 39. Defendant infringes claim 9.

40 40. Defendant uses a user terminal to receive content information that comprises

1 image and text data.

2 ***Claim 10***

3 41. Through claim10, the '159 Patent claims the user terminal of claim 8, wherein:
4 the processor is further configured to extract a uniform resource locator (URL) of the server
5 from the code information; and the transceiver is further configured to transmit the content
6 information request message to the server based on the extracted URL.

7 42. Defendant infringes claim 10.

8 43. Defendant uses a user terminal (*e.g.*, smartphone) that is configured to extract a
9 uniform resource locator (URL) of the server (*e.g.*, Defendant's server) from the code
10 information (*e.g.*, URL of web page associated with Defendant).

11 44. Defendant uses a user terminal (*e.g.*, smartphone) comprising a transceiver
12 configured to transmit the content information request message (*e.g.*, http request message for
13 accessing the webpage associate with Defendant) to the server (*e.g.*, Defendant's server) based
14 on the extracted URL.

15 ***Claim 15***

16 45. Through claim 15, the '159 Patent claims a non-transitory machine-readable
17 storage medium, having encoded thereon program code, wherein, when the program code is
18 executed by a machine, the machine implements a method for providing content with the use of
19 a code pattern by a user terminal, comprising the steps of: obtaining a photographic image of a
20 code pattern by a camera of the user terminal; processing, by a processor of the user terminal,
21 the photographic image of the code pattern to extract the code pattern from the photographic
22 image; decoding the extracted code pattern by the processor of the user terminal into code
23 information; transmitting a content information request message to a server based on the code
24 information; and receiving content information from the server in response to the content
25 information request message.

26 46. Defendant infringes claim 15.

27 47. Defendant, at least in internal use and testing, practices a method of providing
28 content (*e.g.*, a webpage associated with Defendant) with the use of a code pattern (*e.g.*, a QR

1 code) by a user terminal (*e.g.*, a smartphone).

2 48. Defendant, at least in internal use and testing, obtains a photographic image of a
3 code pattern (*e.g.*, QR code) by a camera of the user terminal (*e.g.*, smartphone).

4 49. Defendant, at least in internal use and testing, uses a processor of the user
5 terminal (*e.g.*, smartphone) to processes the photographic image of the code pattern (*e.g.*, QR
6 code) to extract the code pattern from the photographic image.

7 50. Defendant, at least in internal use and testing, decodes the extracted code pattern
8 by the processor of the user terminal into code information (*e.g.*, URL of web page associated
9 with Defendant).

10 51. Defendant, at least in internal use and testing, transmits and receives a content
11 information request message (*e.g.*, http request message for accessing the webpage associated
12 with Defendant) to and from a server (*e.g.*, Defendant's server) based on the code information
13 (*e.g.*, URL of the webpage associated with Defendant).

14 ***Claim 16***

15 52. Through claim 16, the '159 Patent claims a method of providing content with the
16 use of an image captured by a user terminal, the method comprising: obtaining a photographic
17 image by a camera of the user terminal; processing, by a processor of the user terminal, the
18 photographic image to extract characteristic information from the photographic image;
19 transmitting a content information request message with the extracted characteristic information
20 to a server; and receiving content information from the server in response to the content
21 information request message.

22 53. Defendant infringes claim 16.

23 54. Defendant, at least in internal use and testing, practices a method of providing
24 content (*e.g.*, a webpage associated with Defendant) with the use of a code pattern (*e.g.*, a QR
25 code) by a user terminal (*e.g.*, a smartphone).

26 55. Defendant, at least in internal use and testing, obtains a photographic image of a
27 code pattern (*e.g.*, QR code) by a camera of the user terminal (*e.g.*, smartphone).

28 56. Defendant, at least in internal use and testing, processes by a processor of the user

1 terminal (*e.g.*, smartphone), the photographic image of the code pattern (*e.g.*, QR code) to
2 extract characteristic information from the photographic image.

3 57. Defendant, at least in internal use and testing, transmits and receives a content
4 information request message (*e.g.*, http request message for accessing the webpage associated
5 with Defendant) to or from a server (*e.g.*, Defendant's server) based on the extracted
6 characteristic information (*e.g.*, URL of the webpage associated with Defendant).

7 58. Upon information and belief, Defendant has known of the existence of the '159
8 Patent, and its acts of infringement have been willful and in disregard for the '159 Patent,
9 without any reasonable basis for believing that it had a right to engage in the infringing conduct.

10 59. Defendant's acts of infringement of the '159 Patent have caused and will continue
11 to cause Plaintiff damages for which Plaintiff is entitled to compensation pursuant to 35 U.S.C. §
12 284.

13 60. Defendant's acts of infringement of the '159 Patent have caused and will continue
14 to cause Plaintiff immediate and irreparable harm unless such infringing activities are also
15 enjoined by this court pursuant to 35 U.S.C. § 283. Plaintiff has no adequate remedy at law.

16 61. Upon information and belief, the '159 Patent, at all times material, was and is in
17 compliance with 35 U.S.C. § 287.

18 62. Plaintiff retained the law firm of WATSON LLP to represent its interests in this
19 action and is obligated to pay such firm reasonable attorneys' fees for its services. Plaintiff may
20 recover its attorneys' fees and costs from Defendant, pursuant to 35 U.S.C. § 285, because this
21 case is exceptional.

22 **WHEREFORE**, Plaintiff, CODING TECHNOLOGIES LLC, demands judgment
23 against Defendant, SAKAR INTERNATIONAL, INC., and respectfully seeks the entry of an
24 order (i) adjudging that Defendant has infringed the '159 Patent, in violation of 35 U.S.C. § 271;
25 (ii) granting an injunction enjoining Defendant, its employees, agents, officers, directors,
26 attorneys, successors, affiliates, subsidiaries and assigns, and all of those in active concert and
27 participation with any of the foregoing persons or entities from infringing, contributing to the
28 infringement of, or inducing infringement of the '159 Patent; (iii) ordering Defendant to account

1 and pay damages adequate to compensate Plaintiff for Defendant's infringement of the '159
2 Patent, with pre-judgment and post-judgment interest and costs, pursuant to 35 U.S.C. § 284;
3 (iv) ordering that the damages award be increased up to three times the actual amount assessed,
4 pursuant to 35 U.S.C. § 284; (v) declaring this case exceptional and awarding Plaintiff its
5 reasonable attorneys' fees, pursuant to 35 U.S.C. § 285; and, (vi) awarding such other and
6 further relief as this court deems just and proper.

7
8 **DATED** on May 22, 2018

9
10 Respectfully submitted,

11 WATSON LLP

12
13 /s/ Coleman Watson

14 **Coleman W. Watson, Esq.**

15 Florida Bar. No. 0087288

16 California Bar No. 266015

17 Georgia Bar No. 317133

18 New York Bar Reg. No. 4850004

19 Email: coleman@watsonllp.com

20 docketing@watsonllp.com

21 **WATSON LLP**

22 189 S. Orange Avenue

23 Suite 810

24 Orlando, FL 32801

25 Telephone: 407.377.6634

26 Facsimile: 407.377.6688

27 *Attorneys for Plaintiff*

28 *Coding Technologies LLC*