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4 (“Defendant” or “ACTi”) makes the following allegations. These allegations are made
5 upon information and belief.
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7 **NATURE OF THE ACTION**

8 1. This is an action under 35 U.S.C. § 271 for infringement of United States
9 Patent No. 6,698,021 (“the ‘021 Patent”).
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11 **PARTIES**

12 2. Plaintiff Secure Cam, LLC is a limited liability company organized under
13 the laws of the State of Wyoming and has an office and principal place of business at
14 30 N. Gould St. Ste R, Sheridan, WY 82801.

15 3. Defendant ACTi Corporation (“ACTi”) is a corporation that has its
16 principal place of business located at 3 Jenner, Suite 160, Irvine, California 92618.
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18 **JURISDICTION AND VENUE**

19 4. This action arises under the patent laws of the United States, including 35
20 U.S.C. §§ 271 et seq., 281, and 284.

21 5. This Court has subject matter jurisdiction over this action pursuant to 28
22 U.S.C. §§ 1331 and 1338(a) because it arises under United States Patent law.

23 6. This Court has personal jurisdiction over the Defendant because, *inter alia*,
24 it resides in the State of California; regularly conducts business in the State of
25 California; and continues to commit acts of patent infringement in the State of
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4 California including by making, using, offering to sell, and/or selling Accused Products
5 within the State of California and this district.

6 7. Venue is proper in this district pursuant to 28 U.S.C. §§ 1391(b), 1391(c)
7 and 1400(b). Defendant is subject to this Court's personal jurisdiction because, *inter*
8 *alia*, Defendants have committed and continue to commit acts of patent infringement
9 including making, using, offering to sell, and/or selling Accused Products in this
10 district, and/or importing Accused Products into this district; Defendant has a principal
11 place of business in this judicial district, and Defendant employs personnel in this
12 judicial district.

13 **FACTS**

14 8. Plaintiff is the owner, by assignment, of U.S. Patent No. 6,698,021 ("the
15 '021 Patent"), entitled "System and Method for Remote Control of Surveillance
16 Devices," which was duly and legally issued on February 24, 2004 by the United States
17 Patent and Trademark Office ("USPTO").

18 9. A copy of the '021 Patent is attached to this Complaint as **Exhibit A**.

19 10. The claims of the '021 Patent are valid and enforceable.

20 **COUNT I: CLAIM FOR PATENT INFRINGEMENT**

21 **UNDER 35 U.S.C. § 271(a) ('021 PATENT)**

22 11. Plaintiff hereby incorporates by reference the allegations of paragraphs 1
23 through 10 of this Complaint as if fully set forth herein.
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4 12. Claim 43 of the ‘021 Patent covers “a video surveillance and monitoring
5 system,” comprising a private network that enables communication with surveillance
6 cameras corresponding to geographic sites, wherein at least two surveillance cameras
7 correspond to geographically distinct sites; and a centralized off-site control site,
8 including at least one server, said at least one server being coupled to said private
9 network and to a public network, said at least one server being operative to initialize
10 communications between the surveillance cameras and at least one off-site client
11 workstation coupled to said public network, to coordinate the retrieval of video images
12 from all said surveillance cameras, to produce said retrieved video images as live
13 images to the at least one off-site client workstation, and to enable off-site client
14 workstations to effect real-control over selected surveillance cameras, wherein the off-
15 site client workstation cannot initialize communication with the surveillance cameras.”

16 13. Defendant manufactures, imports into the United States, offers for sale,
17 and/or sells surveillance camera systems, which infringe at least Claim 43 of the ‘021
18 Patent (hereafter “Accused Product(s)").

19 14. Defendant’s Accused Product(s) include, without limitation the ACTi
20 NVR Architecture.

21 15. A claim chart comparing Claim 43 of the ‘021 Patent to the Accused
22 Product(s) is attached as Exhibit B.

23 16. The Accused Product(s) is a video surveillance and monitoring system that
24 provides full functionality IP-based network video surveillance. *See* Exhibit B, p. 1.

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4 17. The Accused Product(s) includes a plurality of video monitoring devices,
5 each monitoring device generating video monitoring data. *See* Exhibit B, p. 2.

6 18. The Accused Product(s) include a monitoring device generating video
7 monitoring data corresponding to a geographic area. *See* Exhibit B, p. 3.

8 19. The Accused Product(s) includes a monitoring device generating video
9 monitoring data corresponding to a geographic area, wherein the plurality of video
10 monitoring devices generate live video data. *See* Exhibit B, p. 4.

11 20. The Accused Product(s) includes a monitoring device generating video
12 monitoring data corresponding to a geographic area, wherein the plurality of video
13 monitoring devices generate live video data and receive control instructions
14 corresponding to a position of the video monitoring device. *See* Exhibit B, p. 5.

15 21. The Accused Product(s) includes a monitoring device generating video
16 monitoring data corresponding to a geographic area, wherein the plurality of video
17 monitoring devices generate live video data and receive control instructions
18 corresponding to a position of the video monitoring device and wherein at least two
19 video monitoring devices of the plurality of video monitoring devices correspond to
20 geographically distinct sites. *See* Exhibit B, p. 6.

21 22. The Accused Product(s) includes a command center including a
22 centralized control cite coupled to a private and public network. *See* Exhibit B, p. 6.

23 23. The Accused Product(s) initializes communications between the cameras
24 and a workstation coupled to the public network via the central management server. *See*
25 Exhibit B, p. 7.

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4 24. The Accused Product(s) coordinates the retrieval of video images from the
5 cameras. *See* Exhibit B, p. 8.

6 25. The Accused Product(s) produces the video as live images to the client
7 workstation. *See* Exhibit B, p. 9.

8 26. The Accused Product(s) enable off-site client workstations to control the
9 pan, tilt, and zoom the cameras. *See* Exhibit B, p. 9.

10 27. Each one of the elements included in the Infringing System, itemized in
11 paragraphs 11-23 above, is an element in Claim 43 of the '021 Patent.

12 28. Plaintiff has been, and will continue to be, irreparably harmed by
13 Defendant's ongoing infringement of the '021 Patent.

14 29. As a direct and proximate result of Defendant's infringement of the '021
15 Patent, Plaintiff has been and will continue to be damaged in an amount yet to be
16 determined.

17 **PRAYER FOR RELIEF**

18 WHEREFORE, Plaintiff prays for relief against Defendant as follows:

19 A. In favor of Plaintiff that Defendant has infringed one or more claims of the
20 '021 Patent, either literally or under the doctrine of equivalents;

21 B. Requiring Defendant to pay Plaintiff its damages, costs, expenses, and
22 prejudgment and post-judgment interest for Defendant's infringement of the '021 Patent
23 as provided under 35 U.S.C. § 284, but not less than a reasonable royalty; and

24 C. For such other and further relief, as may be just and equitable.

DEMAND FOR TRIAL BY JURY

Pursuant to Rule 38 of the Federal Rules of Civil Procedure, Plaintiff hereby demands a jury trial on all issues and causes of action triable to a jury.

Dated: November 28, 2018

Respectfully submitted,

WATSON LLP

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