	Case 2:19-cv-04671 Document 1 F	Filed 05/29/19	Page 1 of 5	Page ID #:1	
1 2 3 4 5 6 7 8 9 10 11 12 13	Ryan E. Hatch (CA SB No. 235577 ryan@ryanehatch.com Law Office of Ryan E. Hatch, PC 13323 Washington Blvd., Suite 100 Los Angeles, CA 90066 Work: 310-279-5076 Mobile: 310-435-6374 Fax: 310-693-5328 Isaac P. Rabicoff (<i>Pro Hac Vice ad</i> Rabicoff Law LLC 73 W Monroe St Chicago, IL 60603 (773) 669-4590 <u>isaac@rabilaw.com</u> Attorneys for Plaintiff Bexley Solu UNITED ST	0 Imission pendi		RT	
14	CENTRAL D				
15	Bexley Solutions LLC,			2:19-cv-4671	
16	Plaintiff,			OR PATENT	
17 18 19	v. Edimax Computer Company, Defendant,			VT EMANDED	
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			NEDINGENTENT		2:19-cv-4671
	COMPLAIN	IT FOR PATENT I	NFKINGEMENT		

1	COMPLAINT FOR PATENT INFRINGEMENT					
2	Plaintiff Bexley Solutions LLC ("Bexley"), through its attorneys, complains of					
3	Edimax Computer Company ("Edimax"), and alleges the following:					
4	PARTIES					
5	1. Plaintiff Bexley Solutions LLC is a corporation organized and existing					
6	under the laws of Texas and maintains its principal place of business at 3509 E Park					
7	Blvd Ste 220–2004, Plano, TX 75074-1502.					
8	2. Defendant Edimax Computer Company is a corporation organized and					
9	existing under the laws of California that maintains its principal place of business at					
10	3444 De La Cruz Blvd., Santa Clara, CA 95054.					
11	JURISDICTION					
12	3. This is an action for patent infringement arising under the patent laws of					
13	the United States, Title 35 of the United States Code.					
14	4. This Court has exclusive subject matter jurisdiction under 28 U.S.C. §§					
15	1331 and 1338(a).					
16	5. This Court has personal jurisdiction over Edimax because it has engaged					
17	in systematic and continuous business activities in this District. As described below,					
18	Edimax has committed acts of patent infringement giving rise to this action within this					
19	District.					
20	VENUE					
21	6. Venue is proper in this District under 28 U.S.C. § 1400(b) because					
22	Edimax has committed acts of patent infringement in this District, and has an					
23	established place of business in this District's state. In addition, Bexley has suffered					
24	harm in this district.					
25	PATENT-IN-SUIT					
26	7. Bexley is the assignee of all right, title and interest in United States Patent					
27	Nos. 6,359,879 (the "'879 Patent" or "Patent-in-Suit"), including all rights to enforce					
28	and prosecute actions for infringement and to collect damages for all relevant times					
	2 Case No. 2:19-cv-4671 COMPLAINT FOR PATENT INFRINGEMENT					

against infringers of the Patent-in-Suit. Accordingly, Bexley possesses the exclusive
 right and standing to prosecute the present action for infringement of the Patent-in-Suit
 by Edimax.

4 <u>The '879 Patent</u>

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8. The '879 Patent is entitled "Composite trunking," and issued March 19,
2002. The application leading to the '879 Patent was filed on May 6, 1998, ultimately
which claims priority from provisional application number 60/082,923, filed on April
24, 1998. A true and correct copy of the '879 Patent is attached hereto as Exhibit A
and incorporated herein by reference.

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COUNT I: INFRINGEMENT OF THE '879 PATENT

The '879 Patent is valid and enforceable.

10. Bexley incorporates the above paragraphs herein by reference.

- 13 Direct Infringement. EDIMAX has been and continues to directly 11. infringe one or more claims of the '879 Patent in at least this District by making, using, 14 offering to sell, selling and/or importing, without limitation, at least Edimax's GS-15 5008PL ("Exemplary Edimax Products") that infringe at least exemplary claim 4 of the 16 '879 Patent (the "Exemplary '879 Patent Claims") literally or by the doctrine of 17 equivalence. On information and belief, numerous other devices that infringe the 18 19 claims of the Patent-in-Suit have been made, used, sold, imported, and offered for sale by Edimax and/or its customers. 20
- 12. Exhibit B includes charts comparing the Exemplary '879 Patent Claims to
 the Exemplary Edimax Products. As set forth in these charts, the Exemplary Edimax
 Products practice the technology claimed by the '879 Patent. Accordingly, the
 Exemplary Edimax Products incorporated in these charts satisfy all elements of the
 Exemplary '879 Patent Claims.

26 13. Bexley therefore incorporates by reference in its allegations herein the
27 claim charts of Exhibit B.

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1	14. Bexley is entitled to recover damages adequate to compensate for						
2	Edimax's infringement.						
3		JURY DEMAND					
4	15.	Under Rule 38(b) of the Federal Rules of Civil Procedure, Bexley					
5	respectfully requests a trial by jury on all issues so triable.						
6	PRAYER FOR RELIEF						
7	WHEREFOR	WHEREFORE, Bexley respectfully requests the following relief:					
8	A. A	A judgment that the '879 Patent is valid and enforceable.					
9	B . <i>A</i>	A judgment that Edimax has infringed, contributorily infringed, and/or					
10	induced infringement of one or more claims of the '879 Patent;						
11	C. A	An accounting of all damages not presented at trial;					
12	D. A	A judgment that awards Bexley all appropriate damages under 35 U.S.C. §					
13	2	284 for SMC's past infringement of the Patent-in-Suit, including pre- or					
14	F	post-judgment interest, costs, and disbursements as justified under 35					
15	U.S.C. § 284 and, if necessary, to adequately compensate Bexley for						
16	SMC's infringement, an accounting:						
17	i.	that this case be declared exceptional within the meaning of 35 U.S.C. §					
18		285 and that Bexley be awarded its reasonable attorneys' fees against					
19		Edimax that it incurs in prosecuting this action;					
20	ii.	that Bexley be awarded costs, and expenses that it incurs in prosecuting					
21		this action; and					
22	iii.	that Bexley be awarded such further relief at law or in equity as the					
23		Court deems just and proper.					
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1	Dated: May 29, 201	9				
2			Respectfull	y submitted,		
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		COMPLA	AINT FOR PATENT INF	RINGEMENT		