

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

LAUNCHIP LLC, Plaintiff, v. HOUZZ INC., Defendant.	Case No. Jury Trial Demanded
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COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff Launchip LLC, by and through the undersigned counsel, files this Complaint for patent infringement against Defendant Houzz Inc., and in support states, all upon information and belief:

PARTIES

1. Plaintiff Launchip LLC (“Launchip” or “Plaintiff”) is a limited liability company organized and existing under the laws of the State of Texas and having its office address at 6009 W Parker Rd, Ste 149 – 1045, Plano, TX 75093.

2. Defendant Houzz Inc. (“Houzz” or “Defendant”) is a corporation organized and existing under the laws of the State of Delaware. Houzz maintains its registered office at Corporation Service Company, 251 Little Falls Drive, Wilmington, DE 19808, and has offices at Palo Alto, California, as well as international offices London, Berlin, Sydney, Moscow, Tel Aviv and Tokyo.

JURISDICTION AND VENUE

3. This is an action for patent infringement arising under the patent laws of the United States, 35 U.S.C. § 1 *et seq.*, including 35 U.S.C. §§ 271. This Court has subject matter jurisdiction under 28 U.S.C. §§ 1331 and 1338(a).

4. This Court has personal jurisdiction over Defendant at least because Defendant is a corporation organized under the laws of the State of Delaware.

5. Venue is proper in this Judicial District under 28 U.S.C. §§ 1391 and 1400(b) because Defendant is deemed to be a resident of this District.

PATENTS IN SUIT

6. U.S. Patent No. 8,203,275, entitled “Variable-Effect Lighting System” (the “’275 Patent”) was duly and legally issued on June 19, 2012. A true and correct copy of the ’275 Patent is attached as Exhibit A.

7. U.S. Patent No. 8,390,206, entitled “Variable-Effect Lighting System” (the “’206 Patent”) was duly and legally issued on March 5, 2013. A true and correct copy of the ’206 Patent is attached as Exhibit B.

8. Plaintiff is the named assignee of, owns all right, title and interest in, and has standing to sue and recover all past damages for infringement of the ’275 and ’206 Patents.

COUNT I – INFRINGEMENT OF PATENT 8,203,275

9. Plaintiff restates and incorporates by reference the foregoing allegations.

10. Houzz has directly infringed at least claim 11 of the ’275 Patent by making or having made, importing, using, offering to sell and/or selling a variable-effect lighting system within the scope of the claim, including, but not limited to, the product identified as “ls21-801-70” and described as “70 Bulb Dual Color LED Light String Starter Set - 9 Function.”

11. Attached Exhibit C, and incorporated herein by reference, is a claim chart detailing how the above-identified accused product infringes claim 11 of the '275 Patent.

12. As a result of Defendant's infringement of the '275 Patent, Plaintiff has suffered damages.

13. Plaintiff is entitled to a money judgment in an amount adequate to compensate for Defendant's infringement, but in no event less than a reasonable royalty for the use made of the invention by Defendant, together with interest and costs as fixed by the Court.

COUNT II – INFRINGEMENT OF THE PATENT 8,390,206

14. Plaintiff restates and incorporates by reference the foregoing allegations.

15. Houzz has directly infringed at least claim 1 of the '206 Patent by making or having made, importing, using, offering to sell and/or selling a variable-effect lighting system within the scope of the claim, including, but not limited to, the product identified as "ls21-801-70" and described as "70 Bulb Dual Color LED Light String Starter Set - 9 Function."

16. Attached Exhibit D, and incorporated herein by reference, is a claim chart detailing how the above-identified accused product infringes claim 11 of the '206 Patent.

17. As a result of Defendant's infringement of the '206 Patent, Plaintiff has suffered damages.

18. Plaintiff is entitled to a money judgment in an amount adequate to compensate for Defendant's infringement, but in no event less than a reasonable royalty for the use made of the invention by Defendant, together with interest and costs as fixed by the Court.

JURY DEMAND

Plaintiff demands a trial by jury on all issues so triable.

PRAYER FOR RELIEF

Plaintiff Encoditech LLC respectfully requests that the Court find in its favor and against Defendant Houzz USA, Inc., and that the Court grant Plaintiff the following relief:

- A. an adjudication that Defendant had infringed the '275 and '206 Patents;
- B. an award of damages to be paid by Defendant adequate to compensate Plaintiff for Defendant's past infringement of the '275 and '206 Patents, including pre-judgment and post-judgment interest, costs, expenses, and an accounting of all infringing acts; and
- C. any and all such further relief at law or in equity that the Court may deem just and proper, including but not limited to attorneys' fees.

Dated: February 26, 2020

Respectfully submitted by:

/s/ George Pazuniak
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