

1 STEPHEN M. LOBBIN
2 sml@smlavvocati.com
3 SML AVVOCATI P.C.
4 888 Prospect Street, Suite 200
5 San Diego, California 92037
6 (949) 636-1391 (Phone)

7 *Attorney(s) for Plaintiff Display Technologies, LLC*

8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

10 **DISPLAY TECHNOLOGIES, LLC,**

11 *Plaintiff,*

12 v.

13 **CLARION CORPORATION OF**
14 **AMERICA, INC.**

15 *Defendant.*

CASE NO.: 8:20-cv-01028

COMPLAINT FOR PATENT
INFRINGEMENT

JURY TRIAL DEMANDED

16
17
18
19 Plaintiff Display Technologies, LLC (“Plaintiff” or “Display”) files this
20 Complaint against Clarion Corporation of America, Inc. (“Defendant” or “Clarion”)
21 for infringement of United States Patent No. 9,300,723 (the “ ‘723 Patent”) and
22 alleges as follows:
23

24 **PARTIES AND JURISDICTION**

25 1. This is an action for patent infringement under Title 35 of the United
26 States Code. Plaintiff is seeking injunctive relief as well as damages.
27

28 2. Jurisdiction is proper in this Court pursuant to 28 U.S.C. §§ 1331

1 (Federal Question) and 1338(a) (Patents) because this is a civil action for patent
2 infringement arising under the United States patent statutes.

3 3. Plaintiff is a Texas limited liability company with a place of business at
4 1801 NE 123rd Street, Suite 314, North Miami, FL 33161.
5

6 4. On information and belief, Defendant is a California corporation with a
7 principal place of business in Cypress, CA. On information and belief, Defendant
8 may be served through its registered agent, Chris Honma, 6200 Gateway Drive,
9 Cypress, CA 90630.
10

11 5. This Court has personal jurisdiction over Defendant because Defendant
12 has committed, and continues to commit, acts of infringement in this District, has
13 conducted business in this District, and/or has engaged in continuous and systematic
14 activities in this District.
15

16 6. Upon information and belief, Defendant's instrumentalities that are
17 alleged herein to infringe were and continue to be used, imported, offered for sale,
18 and/or sold in this District.
19
20

21 **VENUE**

22 7. On information and belief, venue is proper in this District under 28
23 U.S.C. § 1400(b) because Defendant is deemed to be a resident of this District.
24 Alternatively, acts of infringement are occurring in this District and Defendant has a
25 regular and established place of business in this District.
26
27
28

COUNT I
(INFRINGEMENT OF UNITED STATES PATENT NO. 9,300,723)

1
2
3 8. Plaintiff incorporates paragraphs 1 through 7 herein by reference.

4 9. This cause of action arises under the patent laws of the United States
5 and, in particular, under 35 U.S.C. §§ 271, *et seq.*
6

7 10. Plaintiff is the owner by assignment of the ‘723 Patent with sole rights
8 to enforce the ‘723 Patent and sue infringers.

9 11. A copy of the ‘723 Patent, titled “Enabling social interactive wireless
10 communications,” is attached hereto as Exhibit A.
11

12 12. The ‘723 Patent is valid, enforceable, and was duly issued in full
13 compliance with Title 35 of the United States Code.
14

15 13. Defendant has infringed and continues to infringe one or more claims,
16 including at least Claim 12 of the ‘723 Patent by making, using, and/or selling media
17 systems covered by one or more claims of the ‘723 Patent. For example, Defendant
18 makes, uses, and/or sells the Clarion Car Infotainment System, and any similar
19 products (“Product”). Defendant has infringed and continues to infringe the ‘723
20 Patent in violation of 35 U.S.C. § 271.
21

22
23 14. Regarding Claim 12, the Product is configured to receive a media file
24 (e.g., music file or songs video) from a wireless mobile device (e.g., mobile phone)
25 over a communication network (e.g. Bluetooth network). The wireless mobile device
26 (e.g., mobile phone) sends data (e.g., music file) to the media system. Certain aspects
27
28

1 of this element are illustrated in the screenshots below and/or those provided in
2 connection with other allegations herein.



10
11

Bluetooth® for hands-free communication and audio streaming

12
13
14
15

Built-in Bluetooth provides wireless, hands free communication between the source unit and compatible mobile phones. Make calls with a simple voice command for a totally hands-free calling experience. Preset your steering wheel control to activate Voice Dial with the VX387A's programmable steering wheel control feature. Stream music across your device directly to the VX387A to enjoy your favourite tunes in your car.

16
17

Source: <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>

18
19
20
21
22
23
24
25
26
27
28

15. The Product includes a wireless receiver (e.g., Bluetooth receiver). Certain aspects of this element are illustrated in the screenshots below and/or in those provided in connection with other allegations herein.

1 **Bluetooth® for hands-free communication**
2 **and audio streaming**

3 Built-in Bluetooth provides wireless, hands free communication between
4 the source unit and compatible mobile phones. Make calls with a simple
5 voice command for a totally hands-free calling experience. Preset your
6 steering wheel control to activate Voice Dial with the VX387A's
7 programmable steering wheel control feature.

8 Stream music across your device directly to the VX387A to enjoy your
9 favourite tunes in your car.

10
11 The Defendant uses a wireless receiver (e.g. Bluetooth) to play music and video from mobile.

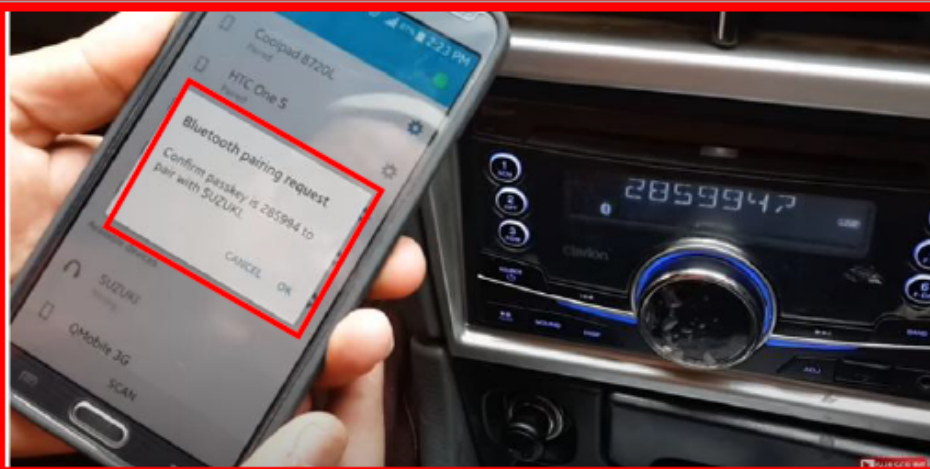
12 Source: <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>

13
14 16. The Product includes a security measure. For example, the Product must
15 paired and connected by inputting a password (i.e., a security measure) to a wireless
16 mobile device (e.g. mobile phone) before receiving a media file. Certain aspects of
17 this element are illustrated in the screenshots below and/or those provided in
18 connection with other allegations herein.
19
20
21
22
23
24
25
26
27
28

Bluetooth® for hands-free communication and audio streaming

Built-in Bluetooth provides wireless, hands free communication between the source unit and compatible mobile phones. Make calls with a simple voice command for a totally hands-free calling experience. Preset your steering wheel control to activate Voice Dial with the VX387A's programmable steering wheel control feature.

Stream music across your device directly to the VX387A to enjoy your favourite tunes in your car.



The Defendant has security measures (e.g. a Bluetooth pairing code).

Source: <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>

Source: <https://www.youtube.com/watch?v=Ypq5b6BdhHA>

17. The Product is disposed in an accessible relation to at least one interactive computer network (e.g., Bluetooth network) that has a wireless range structured to permit authorized access (e.g., via pairing code) to said at least one interactive computer network. Certain aspects of this element are illustrated in the screenshots below and/or those provided in connection with other allegations herein.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28



Source: <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>
Source: <https://www.youtube.com/watch?v=Ypq5b6BdhHA>

18. When the wireless mobile device is within the wireless range, the wireless mobile device is detectable by the media system (e.g., the media system automatically detects a smartphone when the mobile device is within Bluetooth range). Certain aspects of this element are illustrated in the screenshots below and/or those provided in connection with other allegations herein.



Bluetooth® for hands-free communication and audio streaming

Built-in Bluetooth provides wireless, hands free communication between the source unit and compatible mobile phones. Make calls with a simple voice command for a totally hands-free calling experience. Preset your steering wheel control to activate Voice Dial with the VX387A's programmable steering wheel control feature. Stream music across your device directly to the VX387A to enjoy your favourite tunes in your car.

Source: <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>

Source: <https://www.youtube.com/watch?v=Ypq5b6BdhHA>

19. At least one digital media file (e.g., music file) is initially disposed on the wireless mobile device (e.g., the mobile phone includes one or more music files). Certain aspects of this element are illustrated in the screenshots below and/or those provided in connection with other allegations herein.



14 Source: <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>

15 Source: <https://www.youtube.com/watch?v=Ypq5b6BdhHA>

16
17
18
19
20
21
22

20. The media system is structured to detect the wireless mobile device disposed within the wireless range (e.g., media system automatically detects the mobile phone when it is within Bluetooth range). Certain aspects of this element are illustrated in the screenshots below and/or those provided in connection with other allegations herein.

23
24
25
26
27
28

21. A communication link (e.g., Bluetooth) is structured to dispose the media system and the wireless mobile device (e.g. mobile phone) in a communicative relation with one another via the at least one interactive computer network. Certain aspects of this element are illustrated in the screenshots below and/or those provided

1 in connection with other allegations herein.



9
10
11

Bluetooth® for hands-free communication and audio streaming

12 Built-in Bluetooth provides wireless, hands free communication between
13 the source unit and compatible mobile phones. Make calls with a simple
14 voice command for a totally hands-free calling experience. Preset your
15 steering wheel control to activate Voice Dial with the VX387A's
16 programmable steering wheel control feature.

17 Stream music across your device directly to the VX387A to enjoy your
18 favourite tunes in your car.

19 *Source:* <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>

20 22. The communication link is initiated by the media system. The devices
21 will automatically connect when the units are in range. Certain aspects of this element
22 are illustrated in the screenshots below and/or those provided in connection with other
23 allegations herein.
24
25
26
27
28

Bluetooth® for hands-free communication and audio streaming

Built-in Bluetooth provides wireless, hands free communication between the source unit and compatible mobile phones. Make calls with a simple voice command for a totally hands-free calling experience. Preset your steering wheel control to activate Voice Dial with the VX387A's programmable steering wheel control feature.

Stream music across your device directly to the VX387A to enjoy your favourite tunes in your car.



Source: <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>

23. The wireless mobile device and the media system are structured to transmit the at least one digital media file there between via the communication link (e.g., media system allows for the transmission of files between itself and the wireless mobile device; e.g., the mobile device transmits the music file to the media system). Certain aspects of this element are illustrated in the screenshots below and/or those provided in connection with other allegations herein.

1 **Bluetooth® for hands-free communication**
2 **and audio streaming**

3 Built-in Bluetooth provides wireless, hands free communication between
4 the source unit and compatible mobile phones. Make calls with a simple
5 voice command for a totally hands-free calling experience. Preset your
6 steering wheel control to activate Voice Dial with the VX387A's
7 programmable steering wheel control feature.

8 Stream music across your device directly to the VX387A to enjoy your
9 favourite tunes in your car.

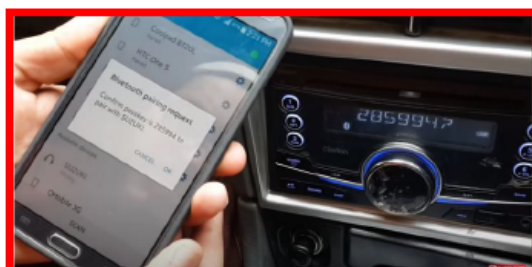


10 *Source:* <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>

11 24. The communication link is structured to bypass the security measure of
12 the media system for a limited permissible use of the communication link by the
13 wireless mobile device for only transferring the at least one digital media file to, and
14 displaying the at least one digital media file on, the media system (e.g., the media
15 system bypasses the security measure of the Bluetooth network). Certain aspects of
16 this element are illustrated in the screenshots below and/or those provided in
17 connection with other allegations herein.

Bluetooth® for hands-free communication and audio streaming

Built-in Bluetooth provides wireless, hands free communication between the source unit and compatible mobile phones. Make calls with a simple voice command for a totally hands-free calling experience. Preset your steering wheel control to activate Voice Dial with the VX387A's programmable steering wheel control feature. Stream music across your device directly to the VX387A to enjoy your favourite tunes in your car.



Source: <https://www.clarion.com/in/en/products-personal/multimedia/VX387A/profile/index.html#Fm-1Anchor>
Source: <https://www.youtube.com/watch?v=Ypq5b6BdhHA>

25. Defendant's actions complained of herein will continue unless Defendant is enjoined by this court.

26. Defendant's actions complained of herein are causing irreparable harm and monetary damage to Plaintiff and will continue to do so unless and until Defendant is enjoined and restrained by this Court.

27. Plaintiff is in compliance with 35 U.S.C. § 287.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff asks the Court to:

(a) Enter judgment for Plaintiff on this Complaint on all causes of action asserted herein;

(b) Enter an Order enjoining Defendant, its agents, officers, servants,

1 employees, attorneys, and all persons in active concert or participation with Defendant
2 who receive notice of the order from further infringement of United States Patent No.
3 9,300,723 (or, in the alternative, awarding Plaintiff running royalties from the time of
4 judgment going forward);

5
6 (c) Award Plaintiff damages resulting from Defendant's infringement in
7 accordance with 35 U.S.C. § 284;

8
9 (d) Award Plaintiff pre-judgment and post-judgment interest and costs; and

10 (e) Award Plaintiff such further relief to which the Court finds Plaintiff
11 entitled under law or equity.
12

13 **JURY TRIAL DEMAND**

14
15 Pursuant to Fed. R. Civ. P. 38(b)(1) and (c), and Civil L.R. 3-6(a), Plaintiff
16 hereby demands a jury trial on all the issues in this action so triable of right by a jury.
17

18 Dated: June 8, 2020

Respectfully submitted,

19
20 /s/ Stephen M. Lobbin

Stephen M. Lobbin

sml@smlavvocati.com

SML AVVOCATI P.C.

888 Prospect Street, Suite 200

San Diego, California 92037

(949) 636-1391 (Phone)

21
22
23
24
25 ***Attorney(s) for Plaintiff Display***
26 ***Technologies, LLC***
27
28