

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

DIGI PORTAL LLC,

Plaintiff,

v.

**COSTAR REALTY INFORMATION,
INC.,**

Defendant.

C.A. NO. _____

JURY TRIAL DEMANDED

PATENT CASE

ORIGINAL COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff Digi Portal LLC files this Original Complaint for Patent Infringement against CoStar Realty Information, Inc. and would respectfully show the Court as follows:

I. THE PARTIES

1. Plaintiff Digi Portal LLC (“Digi Portal” or “Plaintiff”) is a Texas limited liability company with its principal place of business at 101 E. Park Blvd, Suite 600, Plano, Texas 75074.

2. On information and belief, Defendant CoStar Realty Information, Inc. (“Defendant”) is a corporation organized and existing under the laws of Delaware, with a place of business at 101 California St, 43rd Floor, San Francisco, CA 94111. Defendant has a registered agent at Corporation Service Company 251 Little Falls Drive, Wilmington, DE 19808.

II. JURISDICTION AND VENUE

3. This action arises under the patent laws of the United States, Title 35 of the United States Code. This Court has subject matter jurisdiction of such action under 28 U.S.C. §§ 1331 and 1338(a).

4. On information and belief, Defendant is subject to this Court’s specific and general personal jurisdiction, pursuant to due process and the Delaware Long-Arm Statute, due at least to its business in this forum, including at least a portion of the infringements alleged

herein. Furthermore, Defendant is subject to this Court's specific and general personal jurisdiction because Defendant is a Delaware corporation.

5. Without limitation, on information and belief, within this state, Defendant has used the patented inventions thereby committing, and continuing to commit, acts of patent infringement alleged herein. In addition, on information and belief, Defendant has derived revenues from its infringing acts occurring within Delaware. Further, on information and belief, Defendant is subject to the Court's general jurisdiction, including from regularly doing or soliciting business, engaging in other persistent courses of conduct, and deriving substantial revenue from goods and services provided to persons or entities in Delaware. Further, on information and belief, Defendant is subject to the Court's personal jurisdiction at least due to its sale of products and/or services within Delaware. Defendant has committed such purposeful acts and/or transactions in Delaware such that it reasonably should know and expect that it could be haled into this Court as a consequence of such activity.

6. Venue is proper in this district under 28 U.S.C. § 1400(b). On information and belief, Defendant is incorporated in Delaware. Under the patent venue analysis, Defendant resides only in this District. On information and belief, from and within this District Defendant has committed at least a portion of the infringements at issue in this case.

7. For these reasons, personal jurisdiction exists and venue is proper in this Court under 28 U.S.C. § 1400(b).

III. COUNT I
(PATENT INFRINGEMENT OF UNITED STATES PATENT NO. 8,352,854)

8. Plaintiff incorporates the above paragraphs herein by reference.

9. On January 8, 2013, United States Patent No. 8,352,854 ("the '854 Patent") was duly and legally issued by the United States Patent and Trademark Office. The '854 Patent is

titled “Dynamic Page Generator.” The ‘854 patent is not subject to a terminal disclaimer and its term is extended under 35 U.S.C. 154(b) by 1270 days. (Ex. A). A true and correct copy of the ‘854 Patent is attached hereto as Exhibit A and incorporated herein by reference.

10. Digi Portal is the assignee of all right, title and interest in the ‘854 patent, including all rights to enforce and prosecute actions for infringement and to collect damages for all relevant times against infringers of the ‘854 Patent. Accordingly, Digi Portal possesses the exclusive right and standing to prosecute the present action for infringement of the ‘854 Patent by Defendant.

11. The application leading to the ‘854 patent is a continuation of U.S. application Ser. No. 11/656,636, filed Jan. 22, 2007, which is a continuation of U.S. application Ser. No. 09/393,718, filed Sep. 10, 1999, which is a continuation of U.S. application Ser. No. 08/873,975, filed Jun. 12, 1997. (Ex. A at cover). The ‘854 patent was first assigned to Yahoo! Inc. (*Id.*).

12. The invention in the ‘854 Patent relates to the field of customized information presentation on the web; more specifically, providing customized pages that are quickly served and scalable to handle many users simultaneously. (*Id.* at col. 1:26-30).

13. Web servers for serving static web pages were well known in the global Internet. (*Id.* at col. 1:31-32). Such static web pages are useful in many applications whether the information presented to each requesting user is the same. (*Id.* at col. 1:32-34). However, some applications require customization to appeal to users. (*Id.* at col. 1:34-35). One example is presenting news to users. (*Id.* at col. 1:35-37). When static pages are used, a user will often have to scroll through many topics not of interest to that user to get to the information of interest. (*Id.* at col. 1:37-40). However, when presenting news to users, customized web pages present

news that is more relevant to the requesting user than static pages because the information is filtered according to each user's interest. (*Id.* at col. 1:35-37, 40-41).

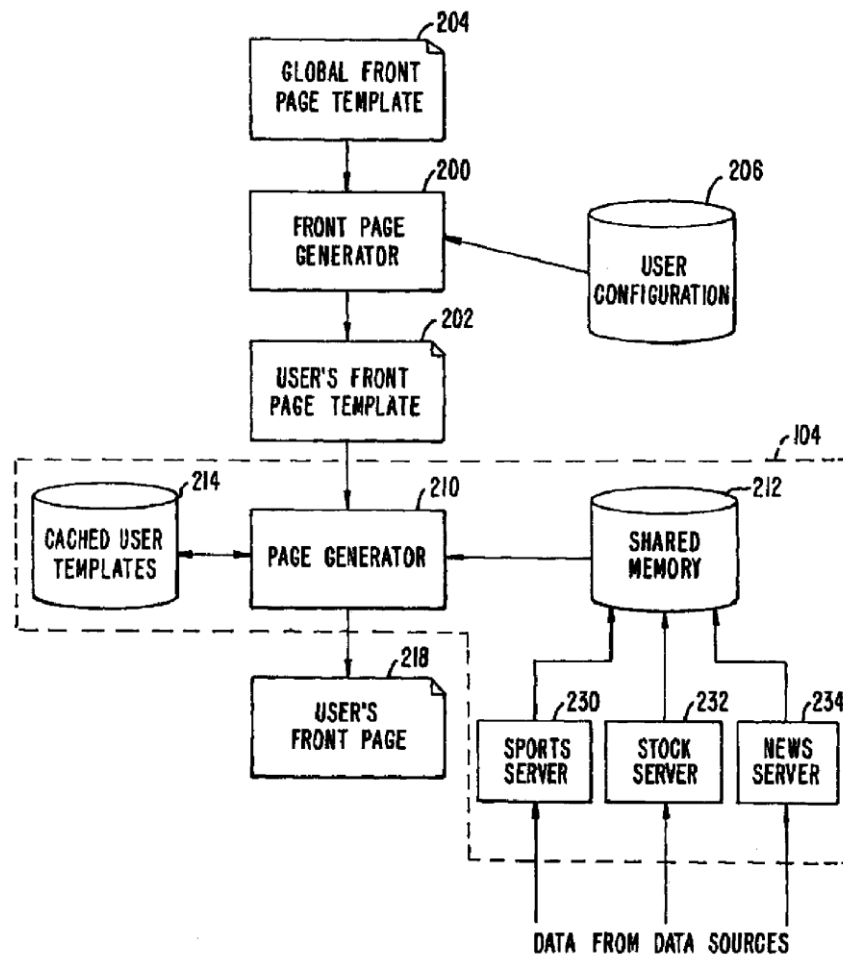
14. Customizing a server response based on the requester is known; however, known systems do not scale well. (*Id.* at col. 1:42-43). One method of serving custom pages is to execute a script, such as a Common Gateway Interface (CGI) script or other program to collect the information necessary to generate the custom page. (*Id.* at col. 1:43-47). For example, if the custom page is a news page containing stock quotes, sports scores and weather, the script might poll a quote server to obtain the quotes of interest, poll a sports score server to obtain the scores of interest and poll a weather server to obtain the weather. (*Id.* at col. 1:47-51). With this information, the server generates the custom page and returns it to the user. (*Id.* at col. 1:51-52). This approach is only useful where there are not many requesters and where the attendant delay associated with polling various servers to obtain the requested information is acceptable to users. (*Id.* at col. 1:53-54). Growing impatience with waiting will turn users away from such servers, especially as use increases. (*Id.* at col. 1:54-58).

15. One approach that was used in the prior art to avoid long waits is to transfer the custom information in non-real-time, so that the information is stored local to the user as it arrives and is presented to the user on request. (*Id.* at col. 1:59-62). A disadvantage of such a system is that the networks used by the user become clogged with data continually streaming to the user and require large amounts of local storage. (*Id.* at col. 1:62-65). Another disadvantage is that the locally stored information will become out of date as the server receives new data. (*Id.* at col. 1:65-67).

16. The inventors therefore recognized that there was a need to dynamically generate customized pages in an unconventional manner that solved the technical problems in the prior art

of long transfer times to obtain the requested information or having to rely on continually transferring custom information in non-real time which can clog the data network in addition to providing outdated information. (*Id.* at col. 1:42 to col. 2:2).

17. The following is a discussion of non-limiting examples of the claimed invention discussed in the specification of the '854 patent. The '854 patent provides a non-limiting exemplary diagram of the generation of a custom page for a user, using a front-page generator (200) and page server (104) (*Id.* at col. 3:58-60):



(Ex. A at Fig. 2). Front page generator (200) generates a user template (202) from a global front page template (204) and a user configuration record (206). (*Id.* at col. 3:58-62). A non-limiting example of a global front page template is provided in the '854 patent:

```

<html>
<head>
<title>My Yahoo! news summary for <!-- login --></title>
</head>
<body>

<center>
<!--banner:sum -->

<!-- ad -->
<!-- nav bar --> ~ 302
</center>

<table border=1 cellpadding=4 cellspacing=0 width=100%>
<tr><td align=center valign=top width="1%">
<!-- leftside:nsum --> ~ 302
<p></td>
<td align=center valign=top width="100%">
<!-- mode bar:"FRONT PAGE" -->
<!-- channel:nsum --> ~ 302

</td></tr>
</table>

<center>
<table border=1 cellpadding=2 cellspacing=0 width=100%>
<!-- motd:motn.html -->
</table>
</center>
<!-- search -->

<!-- copyright:sum -->

</body>
</html>

```

204

(Ex. A at Fig. 3). The global user template (204) is an HTML (HyperText Markup Language) document with additional tags as placeholders for live data. (*Id.* at col. 5:16-19). Several placeholders (302) are show in the code. (*Id.* at col. 5:19).

18. A user configuration record (206) is a record selected from user configuration database (116). (*Id.* at col. 3:63-64). User configuration information includes user demographic information, such as sex, age, location, stock quotes, favorite sports teams, news topics, etc. (*Id.* at col. 2:13-14, col. 5:45-50, col. 6:37-39, 46-48, 52-56). The user configuration information in the example may not change until the user changes his or her preferences. (*Id.* at col. 5:33-35).

19. The '854 patent provides an illustration of a user template (202) as might be generated from global user template (204) and a user configuration record (206):

202

```

<!-- timezone:-8,PT 0 -->
<!-- ad:M,85,95035,T,* 792 -->
<!-- portfolio:Quotes,pf_1,1,^DJI,^NYA,^IXIC,^SPX,^XAX,YHOO,NSCP,IOM,NSCP,YHOO
2836 -->
<!--
404 { scoreboard:NCAAFSSC,NHLSAN,MLSSAN,NCAAFSSS,ALOAK,NBAGSW,NFLOAK,NCAAFCCD,NFLSFO
,NLSFO 3803 -->
<!-- weather:f,30901,uk_londo,94601,95101 4368 -->
<!--
mode_bar:"FRONT_PAGE",.hier=News+Summary%3aEdit&.done=http://my.yahoo.com/news
/summary2:3,rt,rw,z0000,mlb,re,vf 4597 -->
<!-- motd:us_motn.html 4696 -->
<html>
<head>
<title>My Yahoo! news summary for ash802</title>
</head>
<body>

...

</body>
</html>

```

(Ex. A at Fig. 4). The user template is unique because it is built based on user demographic information provided by the user, as opposed to generically chosen dynamic information or based on information provided by the server. Exemplary demographic information is shown in line 2 of Fig. 4 (“:M,85,95035,T,*”) indicating that the user is a male, age 85, located in zip code 95035, etc. (*Id.* at col. 5:42-45). The ‘854 patent includes a full listing of the non-limiting exemplary user template of Fig. 4 in Appendix A. (Ex. A at col. 2:57-58; col. 5:22-23).


```

src="http://www.yahoo.com/images/my/logout.gif" alt="Change
User"></a></td>
</tr>
</table>
</center>
<map name=logout>
<area coords="0,0,50,68" href="/my/?http://www.yahoo.com/">
<area coords="51,0,100,68"
href="http://edit.my.yahoo.com/config/login?logout=1">
</map>

</body>
</html>

```

(Ex. B at Col. 7-11).

20. As shown in Fig. 2 of the '854 patent, the user template does not need to be generated each time and instead can be generated and stored. (Ex. A at col. 4:49-51, col. 5:23-32). One benefit of the claimed invention that speeds up the operation of the dynamic page generation is that the page can be stored in multiple locations that are based on the frequency by which the user requests the customized page based on the user template. (*Id.* at col. 5:37-38, col. 6:49-59). Some users might choose to access their user page infrequently, while others might choose to access their front page hourly. (*Id.* at col. 6: 52-54). For infrequent users, the user template is stored in a user configuration database, whereas for frequent users the user template may also be stored in cache. (*Id.* at col. 5:37-38, col. 6:51-59). Caching reduces the time to respond to a request for a page and is more effective where the typical user makes several requests in a short time span and then doesn't make any requests for a long period of time. (*Id.* at col. 5:29-32).

21. When the user template stored in cache, it may be stored long enough to be reused and may also be flushed from cache if the user page has been inactive for several days. (*Id.* at col. 6:49-52, 59-60). Even if it is flushed from cache, the user template can be maintained in the user configuration database, which can then be quickly accessed and stored in cache in the event a user may start to access the user page quickly. (*Id.*).

22. The custom user page can also include an advertisement that is selected based on the user demographic information. (*Id.* at col. 5:39-42). For example, using the demographic information “:M,85,95035,T,*”, an advertisement can be selected that is targeted for a male user, age 85, located in zip code 95035, etc. (*Id.* at col. 5:39-45).

23. Appendix B of the ‘854 patent is an HTML source code listing of an HTML page created from an executed user template that is used to generate a user customized browser web page. (Ex. B at col. 11 – col. 19).

24. As explained the ‘854 patent and prosecution history, there are unconventional and non-generic features of the claimed invention which are technical improvements that make the generation of dynamic web pages quicker, more efficient, and use less resources. By storing the user customized template program in two locations in which the location is determined by frequency, the system is more efficient and allows for a quicker response than the prior art. For example, by storing the user customized template in user configuration database and in cache, the dynamic generation of a user customized web page is more efficient and uses less resources of the server, database, and network, and allows for a quicker generation of the dynamic web page thereby allowing the server to scale in order to handle substantially more requests for user customized dynamic web pages. (*See* Ex. A at col. 1:42-67, col. 4:49-col. 5:15, col. 5:23-32). Furthermore, by caching the user template, the page can be generated entirely within a page server, thus conserving network and database resources. (*See id.* at col. 4:10-11, col. 5:23-32). By also storing the user customized template in a user configuration database, even if the cache is cleared, the template already exists in the database which then prevents having to regenerate a new user customized page from a global page template using a user configuration record thus saving database and server resources and more quickly generating the requested web page from

27. **Direct Infringement.** Upon information and belief, Defendant has been directly infringing at least claims 1-3, 8-10, and 15 of the '854 patent in Delaware, and elsewhere in the United States, by performing the claimed method, using the claimed computer-readable non-transitory medium storing computer instructions, and/or making and/or using the claimed system at BizQuest.com (“Accused Instrumentality”).

28. The Accused Instrumentality performs the step of receiving a user request for a customized page. For example, BizQuest.com receives a user request for a user customized page:



Buy or Sell a business fast with help from a Business Broker



Geary Welch
Murphy Business & Financial C...
Serving Oklahoma, OK



Rodney R. Wolfe, CMA, CCIM, ...
Murphy Business & Financial C...
Serving Ada, ID



Conrad A. Topacio
Vantage Commercial Partners
Serving King, WA

(E.g., <https://www.bizquest.com/>).

Please Login

Log in with your username or email address and password below:

Username or Email Address

Password (case sensitive)

Save my login information on this computer

[Forgot your password?](#) [» Click here to register as a new user](#)

Our site is secure.
 Your information is sent to us via a secure, encrypted connection to ensure your private information is kept safe.

Need Assistance?
 ☎ 888-280-3815
 🕒 Mon - Fri, 9am - 5pm Pacific
 ⓘ [Contact Us](#)

<https://www.bizquest.com/Login/Index/?ReturnUrl=/>

Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale

Businesses Franchises Asset Sales Start-Up Businesses Real Estate

New York Transportation Businesses for Sale 71 Results

BizQuest has more New York Transportation business for sale listings than any other source. Whether you are looking to buy a New York Transportation business for sale or sell your New York Transportation business, BizQuest is the Internet's leading New York Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below.

Refine your search:

States (1) Industries (1) Any Asking Price Advanced Search Sort

✕ State: New York ✕ Industry: Transportation Clear all

 **MEL LISITEN - New York Business Broker**
 50 Listings Entrepreneur Magazine calls LISITEN ASSOCIATES "ONE OF THE TOP PRIVATELY HELD BUSINESSES IN AMERICA" HEAR MEL LISITEN ON THE...

 **5 Vehicle For Hire Fleet in Queens County, NY-33127** **\$140,000**
Cash Flow: \$50,000
Queens Co., NY
Limousine Business Available
 Financing available
 Home based 5 vehicles for hire transportation fleet. All 52016 Toyota Camry's are leased to operators for a weekly lease fee (\$375- \$400/wk) which are used for private hire, Uber, Lyft or any transport APP, etc. Vehicles will be fully paid off and free of all loans. Value of license (TLC Diamond License) and vehicles are over \$100k. Independent contractor lease agreement with all operators. Requires very little time to manage revenue and expenses. Very part time ownership. All five Camrys are in excellent condition and do not need to be replaced for at least 3-4 years. 2019 revenue was affected...



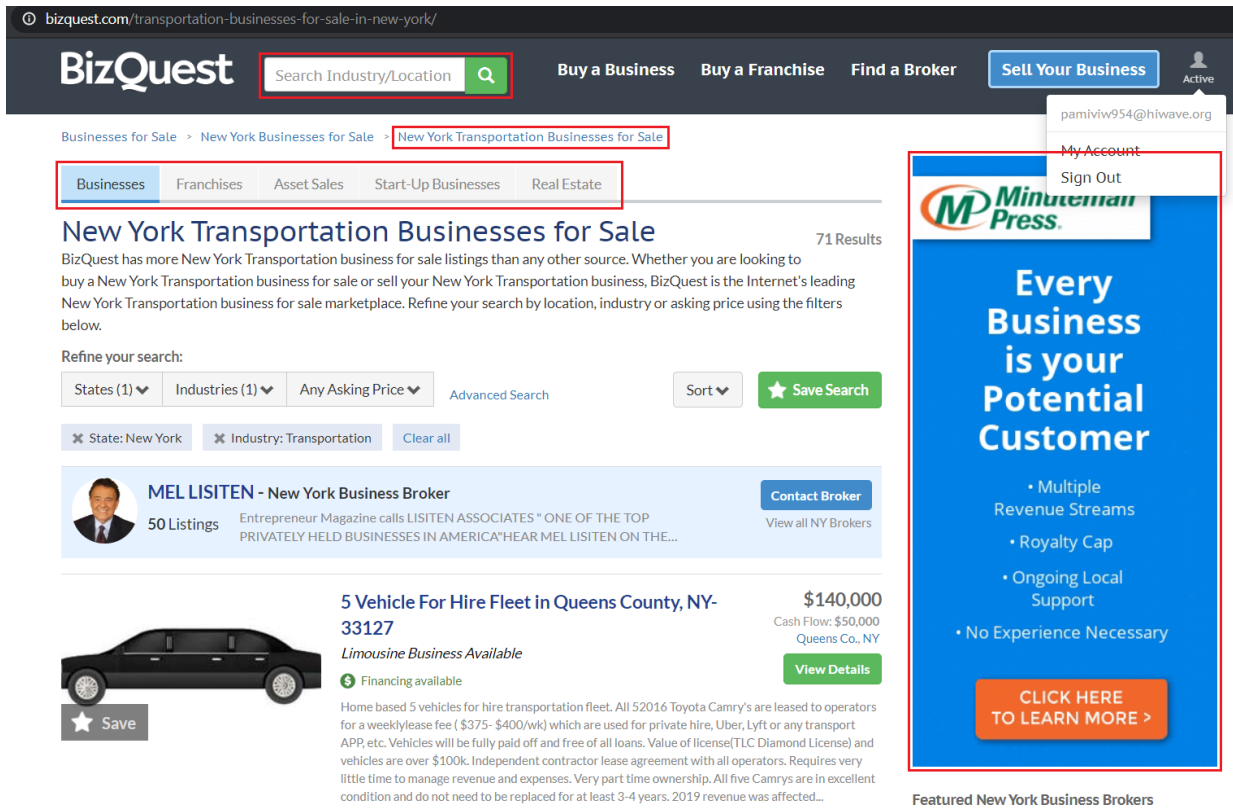
Every Business is your Potential Customer

- Multiple Revenue Streams
- Royalty Cap
- Ongoing Local Support
- No Experience Necessary

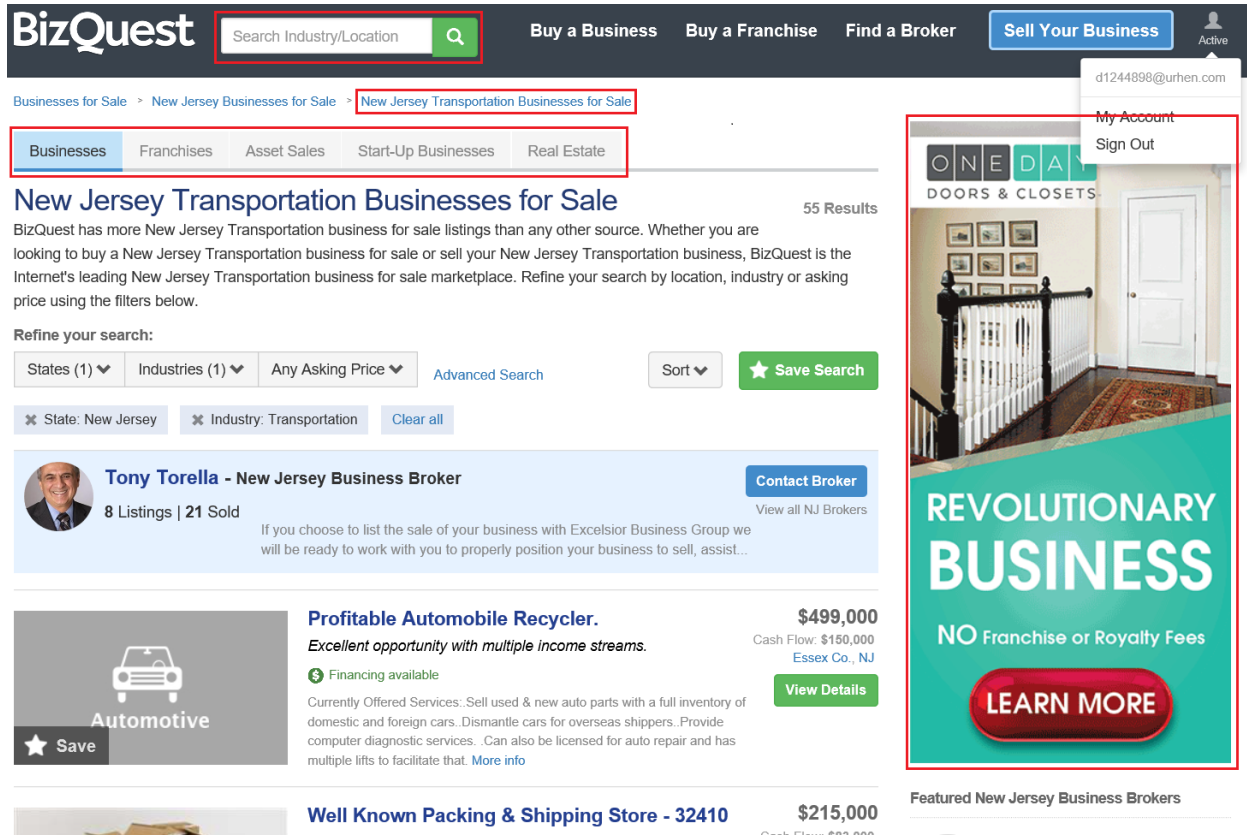
Featured New York Business Brokers

<https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

29. The Accused Instrumentality performs the step of receiving a template program (e.g., software instructions and data used for rendering a particular user’s BizQuest.com page such as a JavaScript page) that is unique to the user and based on user configuration information (e.g., JavaScript pages will be specific to a user because the content can be modified by and/or customized for a user). The user configuration information is supplied by the user (e.g., a user defines the information the user’s template will display by inputting information such as the user’s location; a user can customize the content of their templates and what will be rendered and displayed using the templates by entering information such as the user’s location) and used to build the template program that is unique to the user (e.g., user profile and user configuration information is used to modify templates, create instructions, and designate appropriate data retrieval for rendering the user’s specific page). The following screenshots demonstrate the result of the accused instrumentality satisfying these limitations:



(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).



(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

30. For example, each user’s respective pages demonstrates that the template program is varied so that each user can receive appropriately customized pages (e.g., the code for each respective page is updated/adapted to pull from different resources so that the appropriate information/data can be referenced/displayed for each user). The screenshots below show two different templates belonging to two respective users based on user configuration information with the user configuration information (including user demographic information) being supplied by the user that is used to build the template program that is unique to the user:

First User

The screenshot shows the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar containing 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. A user profile dropdown menu is visible, showing the email 'pamiwiv954@hiwave.org' and options for 'My Account' and 'Sign Out'. Below the navigation bar, the breadcrumb trail reads 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. A secondary navigation bar includes 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New York Transportation Businesses for Sale' with '71 Results'. A descriptive paragraph states: 'BizQuest has more New York Transportation business for sale listings than any other source. Whether you are looking to buy a New York Transportation business for sale or sell your New York Transportation business, BizQuest is the Internet's leading New York Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below.' Below this is a 'Refine your search:' section with filters for 'States (1)', 'Industries (1)', and 'Any Asking Price'. The active filters are 'State: New York' and 'Industry: Transportation'. A 'Save Search' button is present. A featured broker section for 'MEL LISITEN - New York Business Broker' is shown, with a 'Contact Broker' button. The main listing is for a '5 Vehicle For Hire Fleet in Queens County, NY-33127' priced at '\$140,000'. It includes an image of a black limousine, a 'Save' button, and a 'View Details' button. The listing description mentions 'Limousine Business Available' and 'Financing available'. A blue sidebar advertisement for 'MinuteMan Press' is on the right, with the text 'Every Business is your Potential Customer' and a 'CLICK HERE TO LEARN MORE >' button. Below the ad, it says 'Featured New York Business Brokers'.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

Second User

The screenshot displays the BizQuest website interface. At the top, there is a search bar with the text "Search Industry/Location" and a magnifying glass icon. Navigation links include "Buy a Business", "Buy a Franchise", "Find a Broker", and "Sell Your Business". The breadcrumb trail shows "Businesses for Sale > New Jersey Businesses for Sale > New Jersey Transportation Businesses for Sale". Below this, there are tabs for "Businesses", "Franchises", "Asset Sales", "Start-Up Businesses", and "Real Estate". The main heading is "New Jersey Transportation Businesses for Sale" with "55 Results". A descriptive paragraph follows, stating that BizQuest has more listings than any other source. Below the description are search filters: "States (1)", "Industries (1)", and "Any Asking Price", along with an "Advanced Search" link, a "Sort" dropdown, and a "Save Search" button. The active filters are "State: New Jersey" and "Industry: Transportation". A broker profile for Tony Torella is shown, including his photo, name, title "New Jersey Business Broker", and a "Contact Broker" button. Below the broker profile, there are two business listings. The first is "Profitable Automobile Recycler" priced at \$499,000, with a "View Details" button. The second is "Well Known Packing & Shipping Store - 32410" priced at \$215,000. On the right side of the page, there is a large advertisement for "ONE DAY DOORS & CLOSETS" with the text "REVOLUTIONARY BUSINESS" and "NO Franchise or Royalty Fees", and a "LEARN MORE" button. A user account menu is visible in the top right corner with the email "d1244898@urhen.com" and options for "My Account" and "Sign Out".

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

31. As another example, a user can customize their BizQuest.com page by selecting their Saved Deals, so that Saved Deals can be displayed. Below are screenshots pertaining to the selection process.

The screenshot shows the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar labeled 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. A user profile icon labeled 'Active' is in the top right. Below the navigation bar, the page is divided into two main sections. On the left is the 'Account Profile' sidebar with links: 'Account Dashboard', 'Manage Searches', 'My Saved Businesses', 'Edit User Profile', 'Change Password', and 'Manage Newsletters'. The main content area is titled 'My Saved Businesses' (highlighted with a red box). Below the title is a table with columns: 'Listing Headline', 'Asking Price', 'Gross Revenue', and 'Cash Flow'. The table is currently empty, with a message below it stating: 'You do not have any bookmarked businesses. To bookmark a business click the "bookmark" option when you view any listing.' Below the table is a 'Questions?' section with text: 'We'll be happy to answer any questions you have about our Business for Sale Listings. Call us toll free at (888) 280-3815 or contact us online.'

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

The screenshot shows the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar labeled 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. A user profile icon labeled 'Active' is in the top right. Below the navigation bar, the page is divided into two main sections. On the left is the 'Account Profile' sidebar with links: 'Account Dashboard', 'Manage Searches', 'My Saved Businesses', 'Edit User Profile', 'Change Password', and 'Manage Newsletters'. The main content area is titled 'Manage Saved Searches' (highlighted with a red box). Below the title is a message: 'You do not have any Saved Searches. To create a Saved Search, submit a business for sale search and select the option to receive new listings by email on the search results page.' Below the message is a 'Questions?' section with text: 'We'll be happy to answer any questions you have about our Business for Sale Listings. Call us toll free at (888) 280-3815 or contact us online.'

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)). Shown below are screenshots of webpages customized according to the saved businesses and saved searches of two respective users.

First User

BizQuest Search Industry/Location

Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hiwave.org
My Account
Sign Out

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location

Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hiwave.org
My Account
Sign Out

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

Second User

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Well Known Packing & Shipping Store - 32410 Saved on: 1/26/2020 Listing Status: For Sale	\$215,000	\$83,000	\$83,000
Medical Transport Business in Passaic County, NJ-33139 Saved on: 1/26/2020 Listing Status: For Sale	\$14,000,000	\$2,200,000	\$2,200,000

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online.](#)

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New Jersey Transportation Businesses for Sale (active)	Industry: Transportation State: New Jersey	Every 1 day(s)	1/26/2020	✎ ✖

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online.](#)

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)). On information and belief, “Saved Businesses” and “Saved Searches” data are stored locally in cookies. The JavaScript file, which has a utility function, is retrieved from the CDN and handles storing and retrieval of the saved businesses and searches, and user data stored and retrieved from local storage or cookie locations.

32. The user configuration information supplied by the user to build the template program includes user demographic information (e.g., a user’s profile information and/or

configuration information may contain their location and age, amongst other information). (*E.g.*, <https://www.bizquest.com/PrivacyPolicy/>).

33. The template program is received from one of at least two locations (*e.g.*, the data and templates comprising a user's page may be retrieved from a main server/disk storage), the location determined from the frequency of the user request for the customized BizQuest.com page (*e.g.*, based on the frequency at which a user logs in or accesses their BizQuest.com page, the data comprising the users page may be stored at a main server). On information and belief, template information that is part of the template program is stored for less frequently accessed files in the main storage and for more frequently accessed files in local storage on the user's computer. On information and belief, running the template program (page generation code, tiles, containers, and user data) creates the customized webpage. On information and belief, when a user signs-up or performs a login, the code takes the user template information and stores it in a site JavaScript object that is used in logic to display various available business-related deals and other site logic-based conditions. On information and belief, the user information is stored in multiple locations, which can include, (1) at runtime, in a Javascript object with the data structure called ContextData; (2) within browser local storage; and (3) browser cookies.

34. The Accused Instrumentality performs the step of receiving an advertisement selected in accordance to the user demographic information (*e.g.*, BizQuest.com provides advertisements to a user based on demographic information such as location and age, etc.). (*E.g.*, <https://www.bizquest.com/PrivacyPolicy/>). For example, the Accused Instrumentality has targeted advertising to users based on a user's geography and interest. (*Id.*).

35. The Accused Instrumentality performs the step of executing the template program (*e.g.*, JavaScript templates) using the selected advertisement (*e.g.*, an advertisement selected

based on a user's demographic information) to generate the customized page (e.g., a user's BizQuest.com page, with the advertisement integrated). (E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

36. The Accused Instrumentality performs the step of providing the customized page to the user (e.g., a user's BizQuest.com page with integrated advertisements)

The screenshot displays the BizQuest website interface. At the top, the BizQuest logo is on the left, and navigation links for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business' are on the right. A search bar contains the text 'Search Industry/Location'. Below the navigation, a breadcrumb trail reads 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. A secondary navigation bar includes 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New York Transportation Businesses for Sale' with '71 Results'. A descriptive paragraph follows, stating that BizQuest is the leading marketplace for such businesses. Below this is a search refinement section with filters for 'States (1)', 'Industries (1)', and 'Any Asking Price', along with a 'Sort' dropdown and a 'Save Search' button. The active filters are 'State: New York' and 'Industry: Transportation'. A profile for 'MEL LISITEN - New York Business Broker' is shown, including a photo, a 'Contact Broker' button, and a 'View all NY Brokers' link. The featured listing is '5 Vehicle For Hire Fleet in Queens County, NY- 33127', priced at '\$140,000' with a 'Cash Flow: \$50,000'. It includes an image of a black sedan, a 'Save' button, and a 'View Details' button. A 'Financing available' icon is also present. The listing description mentions Toyota Camry vehicles for hire. To the right, a Minuteman Press advertisement is displayed with the text 'Every Business is your Potential Customer' and a list of benefits: 'Multiple Revenue Streams', 'Royalty Cap', 'Ongoing Local Support', and 'No Experience Necessary'. A 'CLICK HERE TO LEARN MORE >' button is at the bottom of the ad. Below the ad, it says 'Featured New York Business Brokers'.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

37. Plaintiff has been damaged as a result of Defendant's infringing conduct. Defendant is thus liable to Plaintiff for damages in an amount that adequately compensates Plaintiff for such Defendant's infringement of the '854 patent, i.e., in an amount that by law

cannot be less than would constitute a reasonable royalty for the use of the patented technology, together with interest and costs as fixed by this Court under 35 U.S.C. § 284.

38. On information and belief, Defendant has had at least constructive notice of the '854 patent by operation of law, and there are no marking requirements that have not been complied with.

IV. COUNT II
(PATENT INFRINGEMENT OF UNITED STATES PATENT NO. 5,983,227)

39. Plaintiff incorporates the above paragraphs herein by reference.

40. On November 9, 1999, United States Patent No. 5,983,227 (“the ‘227 Patent”) was duly and legally issued by the United States Patent and Trademark Office. The ‘227 Patent is titled “Dynamic Page Generator.” A true and correct copy of the ‘227 Patent is attached hereto as Exhibit B and incorporated herein by reference.

41. Digi Portal is the assignee of all right, title and interest in the ‘227 patent, including all rights to enforce and prosecute actions for infringement and to collect damages for all relevant times against infringers of the ‘227 Patent. Accordingly, Digi Portal possesses the exclusive right and standing to prosecute the present action for infringement of the ‘227 Patent by Defendant.

42. The application leading to the ‘227 patent was filed June 12, 1997. (Ex. B at cover). The ‘227 patent was first assigned to Yahoo! Inc. (*Id.*).

43. The invention in the ‘227 Patent relates to the field of customized information presentation on the web; more specifically, providing customized pages that are quickly served and scalable to handle many users simultaneously. (*Id.* at col. 1:14-18).

44. The ‘227 Patent shares the identical specification as the ‘854 patent and therefore Digi Portal incorporates the background and discussion of the invention in Paragraphs 13-25.

Furthermore, as show in the prosecution history of the '227 Patent, it was unconventional to download real-time information into a server and use a template for the static data as opposed to linking directly to real-time information. (Ex. E at 5, Ex. F at 2).

45. **Direct Infringement.** Upon information and belief, Defendant has been directly infringing at least claim 2 of the '227 patent in Delaware, and elsewhere in the United States, by performing actions comprising using or performing the claimed method of providing real-time responses to user requests for customized pages, including without limitation through the method implemented of providing a user's BizQuest.com page ("Accused Instrumentality"). (E.g., <https://www.BizQuest.com/>; <https://www.bizquest.com/Login/Index/?ReturnUrl=/>).

46. The Accused Instrumentality performs the step of obtaining user preferences (e.g., location, business type, prices, etc.), wherein a user's user preferences indicate items of interest to that user. For example, users can customize their location on their BizQuest.com page to find current business-related deals (Business/Franchises/Asset Sales/Start-Up Businesses/Real Estate) near their location:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business Active

Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale

Businesses Franchises Asset Sales Start-Up Businesses Real Estate

New York Transportation Businesses for Sale

71 Results

BizQuest has more New York Transportation business for sale listings than any other source. Whether you are looking to buy a New York Transportation business for sale or sell your New York Transportation business, BizQuest is the Internet's leading New York Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below.

Refine your search:

States (1) Industries (1) Any Asking Price Sort

State: New York Industry: Transportation

MEL LISITEN - New York Business Broker
 50 Listings Entrepreneur Magazine calls LISITEN ASSOCIATES "ONE OF THE TOP PRIVATELY HELD BUSINESSES IN AMERICA" HEAR MEL LISITEN ON THE...

5 Vehicle For Hire Fleet in Queens County, NY-33127 **\$140,000**
 Cash Flow: \$50,000 Queens Co., NY
 Financing available

Home based 5 vehicles for hire transportation fleet. All 52016 Toyota Camry's are leased to operators for a weekly lease fee (\$375- \$400/wk) which are used for private hire, Uber, Lyft or any transport APP, etc. Vehicles will be fully paid off and free of all loans. Value of license (TLC Diamond License) and vehicles are over \$100k. Independent contractor lease agreement with all operators. Requires very little time to manage revenue and expenses. Very part time ownership. All five Camrys are in excellent condition and do not need to be replaced for at least 3-4 years. 2019 revenue was affected...

Every Business is your Potential Customer

- Multiple Revenue Streams
- Royalty Cap
- Ongoing Local Support
- No Experience Necessary

Featured New York Business Brokers

(<https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

47. The following screenshots are pages for two different users that have varying business-related deals (Business/Franchises/Asset Sales/Start-Up Businesses/Real Estate) displayed based upon the users' respective locations:

First User:

The screenshot shows the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar containing 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. A user profile dropdown menu is visible, showing the email 'pamiwiv954@hiwave.org' and options for 'My Account' and 'Sign Out'. Below the navigation bar, the breadcrumb trail reads 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. A secondary navigation bar includes 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New York Transportation Businesses for Sale' with '71 Results'. A descriptive paragraph follows, stating that BizQuest is the leading marketplace for buying or selling New York Transportation businesses. Below this is a 'Refine your search:' section with filters for 'States (1)', 'Industries (1)', and 'Any Asking Price'. The current filters are 'State: New York' and 'Industry: Transportation'. A 'Save Search' button is also present. A featured broker profile for 'MEL LISITEN - New York Business Broker' is shown, with a 'Contact Broker' button. The main listing is for a '5 Vehicle For Hire Fleet in Queens County, NY-33127', priced at '\$140,000'. It includes an image of a black limousine, a 'Save' button, and a 'View Details' button. The listing description mentions 'Limousine Business Available' and 'Financing available'. To the right, a blue advertisement for 'MinuteMan Press' features the text 'Every Business is your Potential Customer' and lists benefits like 'Multiple Revenue Streams', 'Royalty Cap', and 'Ongoing Local Support'. A 'CLICK HERE TO LEARN MORE >' button is at the bottom of the ad.

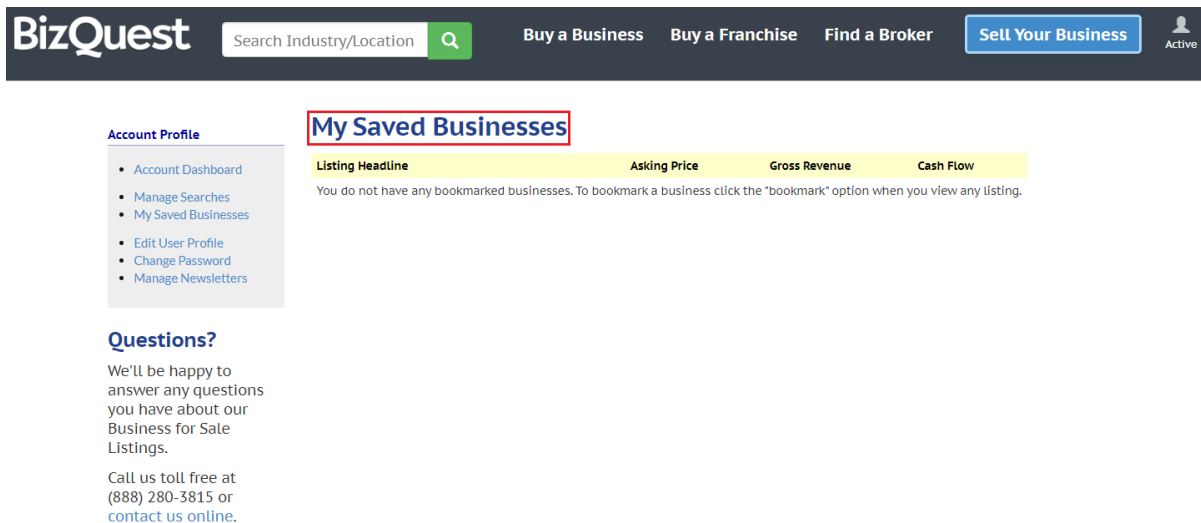
(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

Second User:

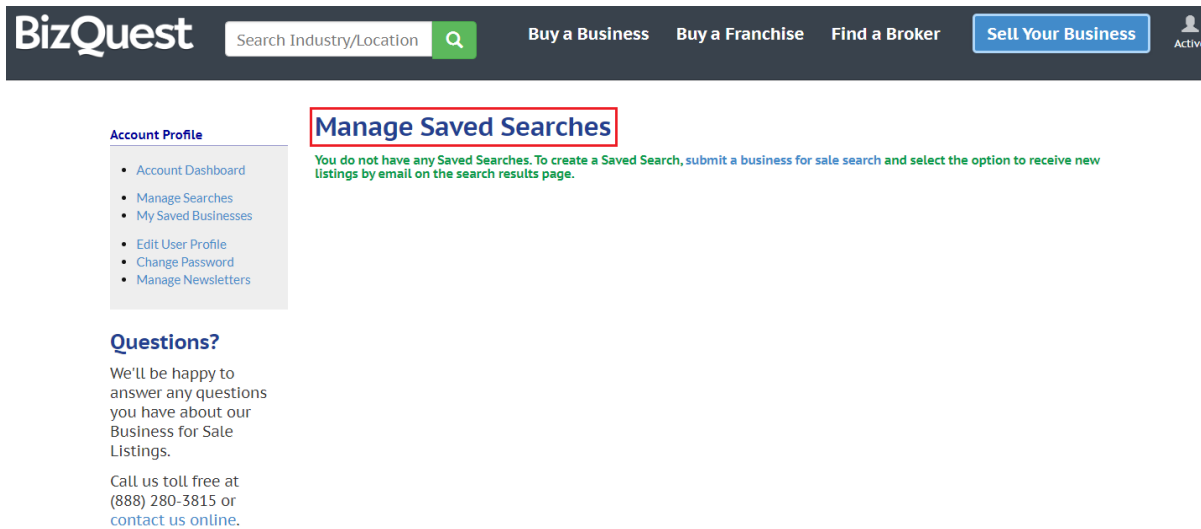
The screenshot displays the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar containing 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. Below the navigation bar, the breadcrumb trail reads 'Businesses for Sale > New Jersey Businesses for Sale > New Jersey Transportation Businesses for Sale'. A secondary navigation bar includes 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New Jersey Transportation Businesses for Sale' with '55 Results'. A descriptive paragraph states: 'BizQuest has more New Jersey Transportation business for sale listings than any other source. Whether you are looking to buy a New Jersey Transportation business for sale or sell your New Jersey Transportation business, BizQuest is the Internet's leading New Jersey Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below.' Below this is a 'Refine your search:' section with dropdown menus for 'States (1)', 'Industries (1)', and 'Any Asking Price', along with an 'Advanced Search' link, a 'Sort' dropdown, and a 'Save Search' button. Filter tags show 'State: New Jersey' and 'Industry: Transportation'. A broker profile for 'Tony Torella - New Jersey Business Broker' is featured, including a 'Contact Broker' button and '8 Listings | 21 Sold'. Two business listings are visible: 'Profitable Automobile Recycler' priced at \$499,000 and 'Well Known Packing & Shipping Store - 32410' priced at \$215,000. A large advertisement for 'ONE DAY DOORS & CLOSETS' is also present, featuring the text 'REVOLUTIONARY BUSINESS' and 'NO Franchise or Royalty Fees'.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

48. Additionally, a user can also customize the BizQuest.com page by selecting their saved business-related deals (Business/Franchises/Asset Sales/Start-Up Businesses/Real Estate), so that selected business-related deals (Business/Franchises/Asset Sales/Start-Up Businesses/Real Estate) can be displayed. The following are screenshots pertaining to the selection process:



(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).



(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

49. The following screenshots are webpages customized according to the saved businesses and saved searches of two respective users:

First User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hiwave.org
My Account
Sign Out

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000 ✗
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000 ✗

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hiwave.org
My Account
Sign Out

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	✉ Every 1 day(s)	1/26/2020	✗

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

Second User:

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Well Known Packing & Shipping Store - 32410 Saved on: 1/26/2020 Listing Status: For Sale	\$215,000	\$83,000	\$83,000
Medical Transport Business in Passaic County, NJ-33139 Saved on: 1/26/2020 Listing Status: For Sale	\$14,000,000	\$2,200,000	\$2,200,000

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New Jersey Transportation Businesses for Sale (active)	Industry: Transportation State: New Jersey	Every 1 day(s)	1/26/2020	

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

50. On information and belief, the Accused Instrumentality performs obtaining real-time information (e.g., currently business listings) from information sources (e.g., BizQuest.com’s servers/databases which store real-time business listings) and storing the real-time information in a storage device (e.g., the business listings will be pulled from a storage

server and sent to BizQuest.com's web/API server so that the information can be used as input in a template program to generate a customized page that is provided to a user).

51. On information and belief, the Accused Instrumentality performs the step of combining the user preferences for the user (*e.g.*, user location, preferred business) and a template (*e.g.*, generic template) to form a template program specific to the user. On information and belief, the Accused Instrumentality forms a template program (*e.g.*, software instructions and data used for rendering a particular user's BizQuest.com page such as a JavaScript page) that is unique to the user (*e.g.*, JavaScript pages will be specific to a user because the content can be modified by and/or customized for a user) and based on user preferences (*e.g.*, a user can customize the content of their templates and what will be rendered and displayed using the templates by entering information such as their location). On information and belief, the Accused Instrumentality uses preference information for the user and a global template that is generic to a plurality of users to form a customized template program unique to a user. Running the template program (page generation code, tiles, containers, and user data) creates the customized webpage.

52. On information and belief, the Accused Instrumentality performs the step of receiving, from a user and at the server, a user request for a customized page (*e.g.*, when a user logs in to BizQuest.com, displayed business searches will be limited to a user's location) customized according to the user preferences. The following screenshots are examples of the request for a customized page that is customized according to the user preferences:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker

Find the right Business or Franchise for you

Businesses For Sale Franchises For Sale

Enter a location All Industries [Advanced Search](#)

Buy or Sell a business fast with help from a Business Broker



Geary Welch
Murphy Business & Financial C...
Serving Oklahoma, OK



Rodney R. Wolfe, CMA, CCIM, ...
Murphy Business & Financial C...
Serving Ada, ID



Conrad A. Topacio
Vantage Commercial Partners
Serving King, WA

(<https://www.bizquest.com/> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker

Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale

Businesses Franchises Asset Sales Start-Up Businesses Real Estate

New York Transportation Businesses for Sale

71 Results

BizQuest has more New York Transportation business for sale listings than any other source. Whether you are looking to buy a New York Transportation business for sale or sell your New York Transportation business, BizQuest is the Internet's leading New York Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below.

Refine your search:

States (1) Industries (1) Any Asking Price Advanced Search

State: New York Industry: Transportation

MEL LISITEN - New York Business Broker

50 Listings Entrepreneur Magazine calls LISITEN ASSOCIATES "ONE OF THE TOP PRIVATELY HELD BUSINESSES IN AMERICA" HEAR MEL LISITEN ON THE...

5 Vehicle For Hire Fleet in Queens County, NY-33127 **\$140,000**

Cash Flow: \$50,000
Queens Co., NY

Limousine Business Available

Home based 5 vehicles for hire transportation fleet. All 52016 Toyota Camry's are leased to operators for a weekly lease fee (\$375- \$400/wk) which are used for private hire, Uber, Lyft or any transport APP, etc. Vehicles will be fully paid off and free of all loans. Value of license(TLC Diamond License) and vehicles are over \$100k. Independent contractor lease agreement with all operators. Requires very little time to manage revenue and expenses. Very part time ownership. All five Camrys are in excellent condition and do not need to be replaced for at least 3-4 years. 2019 revenue was affected...

MP Minuteman Press

Every Business is your Potential Customer

- Multiple Revenue Streams
- Royalty Cap
- Ongoing Local Support
- No Experience Necessary

CLICK HERE TO LEARN MORE >

Featured New York Business Brokers

(<https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

BizQuest Buy a Business Buy a Franchise

Franchise Directory > **Automotive Franchises in New York**

Automotive Franchises for Sale in New York

Browse our selection of New York automotive business opportunities and franchises for sale. For more information on these automotive opportunities in New York, add franchises to your free info list, provide contact information, and press the Get Information button. Thank you for starting your search for a New York automotive franchise with BizQuest!

Refine your search:

New York Automotive Franchises Any Investment Amount

Tread Connection

Add to Info List

Liquid Capital Required: \$62,500

Tread Connection is the leader in mobile wheel and tire services. We offer... [More info](#)

AAMCO Transmissions

Add to Info List

Liquid Capital Required: \$65,000

Since 1963, AAMCO has had the proven business system that has made it... [More info](#)

Christian Brothers

Add to Info List

Liquid Capital Required: \$85,000

A trusted name in the auto repair industry for over 30 years, Christian... [More info](#)

Request FREE Info

Please select franchises by pressing 'Add to Info List'

Your Name:

Your Email:

Your Phone:

Zip Code:

Liquid Capital Available:

Timeframe: 1-3 months

New York

Send me free franchise updates

Get Information

By clicking the button, you agree to BizQuest's [Terms of Use](#) and [Privacy Policy](#)

(<https://www.bizquest.com/franchise-for-sale/automotive-franchises-in-new-york-ny/?q=Y2F0ZWdvcnlfaWQ9MSZzdGF0ZV9pZD0zNA==> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000

Questions?

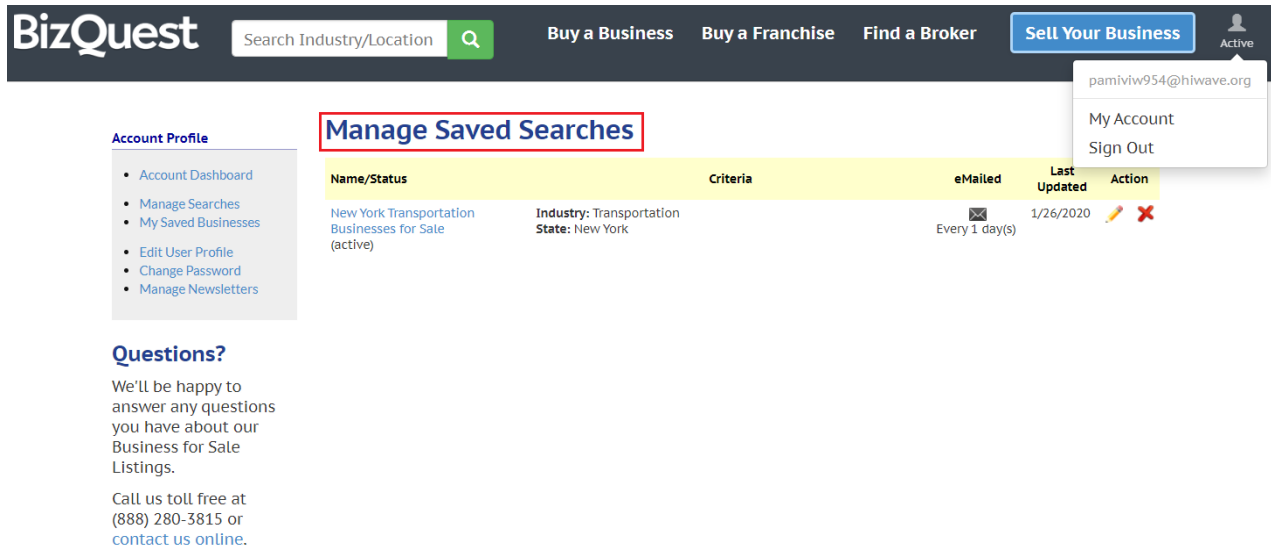
We'll be happy to answer any questions you have about our Business for Sale Listings.

Call us toll free at (888) 280-3815 or [contact us online](#).

Account Profile: pamiviv954@hiwave.org

- My Account
- Sign Out

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).



(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

53. The Accused Instrumentality performs the step of executing the template program specific to the user (*e.g.*, page generation code, tiles, containers, and user data) using the real-time information stored in the storage device (*e.g.*, business listings stored in a storage database/server) as input to the template program to generate the customized page (*e.g.*, the business listings will be inputted into a template program so that the appropriate web page will be generated and displayed to the user). The following sets of screenshots are examples of customizing a user’s BizQuest.com page from two different users that have varying current business listings displayed based upon the users’ respective locations (*i.e.*, real-time information selected for the user's customized web page based on the customization information unique to the user) or that have varying business listings based on location.

First User:

The screenshot shows the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar containing 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. A user profile dropdown menu is visible in the top right corner, showing the email 'pamiviw954@hiwave.org' and options for 'My Account' and 'Sign Out'. The main content area displays search results for 'New York Transportation Businesses for Sale' with 71 results. A filter bar includes 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. Below this, there is a section for 'New York Transportation Businesses for Sale' with a brief description and a 'Refine your search' section with dropdowns for 'States (1)', 'Industries (1)', and 'Any Asking Price'. A featured broker profile for 'MEL LISITEN - New York Business Broker' is shown, including a 'Contact Broker' button. A specific listing for '5 Vehicle For Hire Fleet in Queens County, NY-33127' is highlighted, featuring an image of a black limousine, a price of '\$140,000', and a 'View Details' button. A large blue advertisement for 'Minuteman Press' is overlaid on the right side of the page, with the text 'Every Business is your Potential Customer' and a 'CLICK HERE TO LEARN MORE >' button. The advertisement lists benefits such as 'Multiple Revenue Streams', 'Royalty Cap', 'Ongoing Local Support', and 'No Experience Necessary'.

(<https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

Second User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business Active

Businesses for Sale > New Jersey Businesses for Sale > **New Jersey Transportation Businesses for Sale**

Businesses Franchises Asset Sales Start-Up Businesses Real Estate

New Jersey Transportation Businesses for Sale

55 Results

BizQuest has more New Jersey Transportation business for sale listings than any other source. Whether you are looking to buy a New Jersey Transportation business for sale or sell your New Jersey Transportation business, BizQuest is the Internet's leading New Jersey Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below.

Refine your search:

States (1) Industries (1) Any Asking Price Advanced Search Sort Save Search

State: New Jersey Industry: Transportation Clear all

Tony Torella - New Jersey Business Broker Contact Broker
8 Listings | 21 Sold View all NJ Brokers

If you choose to list the sale of your business with Excelsior Business Group we will be ready to work with you to properly position your business to sell, assist...

Automotive

★ Save

Profitable Automobile Recycler. **\$499,000**

Excellent opportunity with multiple income streams. Cash Flow: \$150,000
Essex Co., NJ

Financing available

Currently Offered Services: Sell used & new auto parts with a full inventory of domestic and foreign cars. Dismantle cars for overseas shippers. Provide computer diagnostic services. Can also be licensed for auto repair and has multiple lifts to facilitate that. [More info](#)

View Details

REVOLUTIONARY BUSINESS

NO Franchise or Royalty Fees

LEARN MORE

Featured New Jersey Business Brokers

Well Known Packing & Shipping Store - 32410 **\$215,000**

(<https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

First User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow	
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000	✗
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000	✗

Questions?

We'll be happy to answer any questions you have about our Business for Sale Listings.

Call us toll free at (888) 280-3815 or [contact us online](#).

pamiwv954@hiwave.org

My Account

Sign Out

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

The screenshot shows the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar for 'Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. The user is logged in as 'Active' with the email 'pamiviv954@hiwave.org'. A dropdown menu is open, showing 'My Account' and 'Sign Out' options.

The main content area is titled 'Manage Saved Searches'. On the left, there is an 'Account Profile' sidebar with links to 'Account Dashboard', 'Manage Searches', 'My Saved Businesses', 'Edit User Profile', 'Change Password', and 'Manage Newsletters'. Below this is a 'Questions?' section with contact information: 'We'll be happy to answer any questions you have about our Business for Sale Listings. Call us toll free at (888) 280-3815 or contact us online.'

The 'Manage Saved Searches' table has the following data:

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

Second User:

The screenshot shows the BizQuest website interface for a second user. The navigation bar is identical to the first screenshot. The user is logged in as 'Active' with the email 'd1244898@urhen.com'. A dropdown menu is open, showing 'My Account' and 'Sign Out' options.

The main content area is titled 'My Saved Businesses'. On the left, there is an 'Account Profile' sidebar with links to 'Account Dashboard', 'Manage Searches', 'My Saved Businesses', 'Edit User Profile', 'Change Password', and 'Manage Newsletters'. Below this is a 'Questions?' section with contact information: 'We'll be happy to answer any questions you have about our Business for Sale Listings. Call us toll free at (888) 280-3815 or contact us online.'

The 'My Saved Businesses' table has the following data:

Listing Headline	Asking Price	Gross Revenue	Cash Flow	
Well Known Packing & Shipping Store - 32410 Saved on: 1/26/2020 Listing Status: For Sale	\$215,000	\$83,000	\$83,000	
Medical Transport Business in Passaic County, NJ-33139 Saved on: 1/26/2020 Listing Status: For Sale	\$14,000,000	\$2,200,000	\$2,200,000	

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location

Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

d1244898@urhen.com
My Account
Sign Out

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New Jersey Transportation Businesses for Sale (active)	Industry: Transportation State: New Jersey	Every 1 day(s)	1/26/2020	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

54. The Accused Instrumentality performs the step of providing the customized page to the user (e.g., a user’s BizQuest.com search results, etc.) wherein the steps of executing and providing are performed in real-time response to receipt of the user request in the step of receiving (e.g., user login request, search initiation, etc.) and wherein the customized page includes at least one item of real-time information (e.g., current business listings) selected from the storage device (e.g., pulled from storage servers/databases and sent to an API/webserver for processing/display). (E.g., screenshots in paragraphs 52 and 53).

55. Plaintiff has been damaged as a result of Defendant’s infringing conduct. Defendant is thus liable to Plaintiff for damages in an amount that adequately compensates Plaintiff for such Defendant’s infringement of the ‘227 patent, *i.e.*, in an amount that by law cannot be less than would constitute a reasonable royalty for the use of the patented technology, together with interest and costs as fixed by this Court under 35 U.S.C. § 284.

56. On information and belief, Defendant has had at least constructive notice of the ‘227 patent by operation of law, and there are no marking requirements that have not been complied with.

V. COUNT III
(PATENT INFRINGEMENT OF UNITED STATES PATENT NO. 7,171,414)

57. Plaintiff incorporates the above paragraphs herein by reference.

58. On January 30, 2007, United States Patent No. 7,171,414 (“the ‘414 Patent”) was duly and legally issued by the United States Patent and Trademark Office. The ‘414 Patent is titled “Dynamic Page Generator.” A true and correct copy of the ‘414 Patent is attached hereto as Exhibit G and incorporated herein by reference.

59. Digi Portal is the assignee of all right, title and interest in the ‘414 patent, including all rights to enforce and prosecute actions for infringement and to collect damages for all relevant times against infringers of the ‘414 Patent. Accordingly, Digi Portal possesses the exclusive right and standing to prosecute the present action for infringement of the ‘414 Patent by Defendant.

60. The application leading to the ‘414 patent was filed September 10, 1999, which was a continuation of application no. 08/873,975, which issued as the ‘227 patent. (Ex. G at cover). The ‘414 patent was first assigned to Yahoo! Inc. (*Id.*).

61. The invention in the ‘414 Patent relates to the field of customized information presentation on the web; more specifically, providing customized pages that are quickly served and scalable to handle many users simultaneously. (*Id.* at col. 1:29-33).

62. The ‘414 Patent shares the identical specification as the ‘854 patent and therefore Digi Portal incorporates the background and discussion of the invention in Paragraphs 13-25. Furthermore, the prosecution history of the ‘414 patent highlights advantages and unconventional features of the claimed invention including the “storing real-time information in a shared local storage device.” An example of this limitation is when live data used to fill templates is stored local to the page server which is handling user requests for custom web

pages. (Ex. I at 8; Ex. G at col. 2:11-15). Every piece of information that a person can request on a page is storable in a shared memory closely coupled to a page generator. (Ex. I at 9; Ex. G at col. 4:43-58). Unlike the prior art CGI process that required time consuming calls to other servers, storing real-time information in a shared local storage device, allows for any custom page to be built within the page server thereby eliminating the need to make requests from other servers for portions of the live data. (Ex. I at 9; Ex. G at col. 2:25-31).

63. Furthermore, as show in the prosecution history of the '414 Patent, it was unconventional to receive the template program from one of at least two location, the frequency of the user request for the customized page determines the retrieval location of the template program. (Ex. H at 9-10). In the prior art, the published web site was stored on a server and provided from one server location regardless of the frequency of the user requests for the web site. (*Id.*). The examiner agreed that the claim was allowable because the prior art did not disclose that in a page server coupled to a network a method of providing a customized page to a user, the customized page is customized according to the user's preferences, and the template is received from one of at least two locations, the location determined from frequency of the user request for the customized page. (Ex. J at 3).

64. **Direct Infringement.** Upon information and belief, Defendant has been directly infringing at least claims 1 and 3 of the '414 patent in Delaware, and elsewhere in the United States, by performing actions comprising using or performing the claimed method using the BizQuest.com website ("Accused Instrumentality"). The Accused Instrumentality uses a page server (*e.g.*, the BizQuest.com server), to provide a customized page (*e.g.*, user-specific web page, search results, etc.) to a user, wherein the customized page is customized according to the user's preferences (*e.g.*, user location, user business interests, etc.).

65. On information and belief, the Accused Instrumentality performs the step of obtaining real-time information (e.g., current business-related deals (Business/Franchises/Asset Sales/Start-Up Businesses/Real Estate)) from information sources (e.g., storage servers/databases that store business listings) and stores them in a shared local storage device (e.g., the data will be pulled from storage servers/databases and stored, at least temporarily, at a local web/API server, for processing and subsequent display to a user).

66. For example, users can customize their location on their BizQuest.com page to find real-time business listings near their location:

The screenshot displays the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar, and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. Below the navigation bar, the breadcrumb trail reads 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. The main content area features a search filter section with tabs for 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The search results are for 'New York Transportation Businesses for Sale' with 71 results. A search refinement section shows 'State: New York' and 'Industry: Transportation'. A featured broker profile for MEL LISITEN is shown, along with a listing for '5 Vehicle For Hire Fleet in Queens County, NY-33127' priced at \$140,000. A Minuteman Press advertisement is positioned on the right side of the page.

(<https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

67. As another example, users can save businesses and searches:

First User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hlwave.org
My Account
Sign Out

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hlwave.org
My Account
Sign Out

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

Second User:

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Well Known Packing & Shipping Store - 32410 Saved on: 1/26/2020 Listing Status: For Sale	\$215,000	\$83,000	\$83,000 ✖
Medical Transport Business in Passaic County, NJ-33139 Saved on: 1/26/2020 Listing Status: For Sale	\$14,000,000	\$2,200,000	\$2,200,000 ✖

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

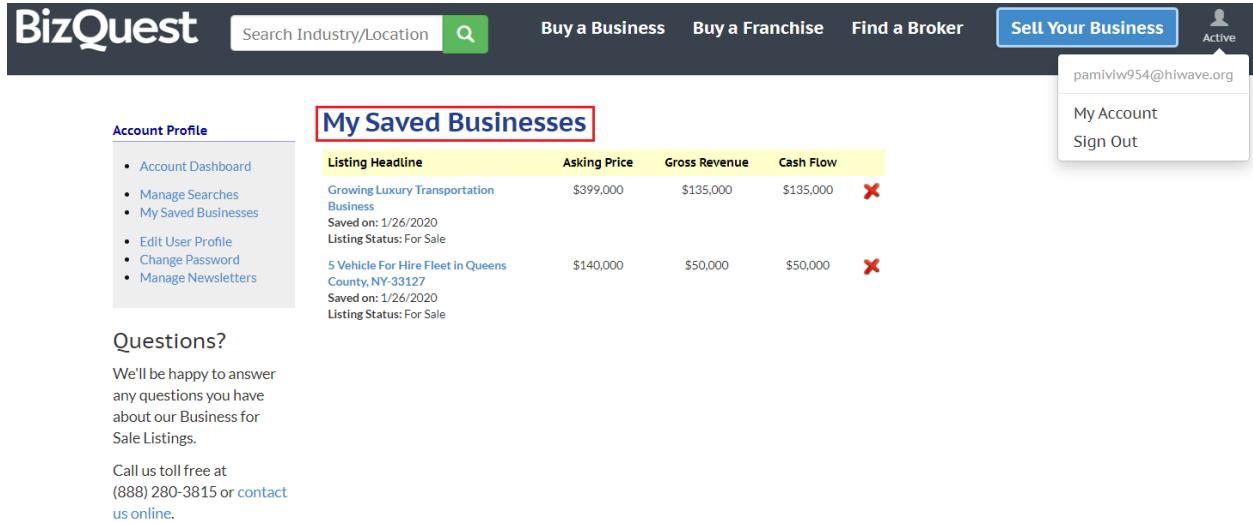
Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New Jersey Transportation Businesses for Sale (active)	Industry: Transportation State: New Jersey	✉ Every 1 day(s)	1/26/2020	✏ ✖

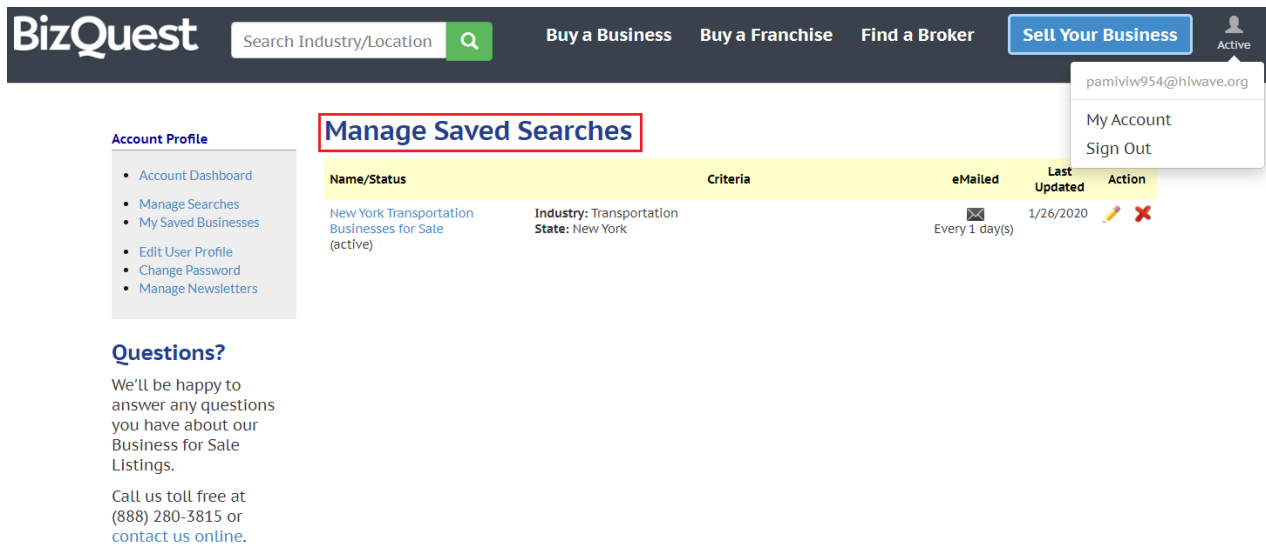
(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

68. On information and belief, the Accused Instrumentality performs the step of storing a user-specific template program (e.g., generic template customized to a user-specific template program based on user-specific interests & with real-time information) for the user in a data structure associated with a user identifier unique to the user (e.g., the user-specific template is stored corresponding to every user based on the user’s unique preferences and information

associated with the user’s sign-in information (e.g., e-mail address)). Upon information and belief, after a user logs in, BizQuest.com can display a user’s saved searches and business listings. As such, a user-specific template program utilized to create the displayed websites that show a user’s saved searches and business listings must be stored in a database wherein the template program is tied to a user’s log in information/account.



(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).



(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

69. A user can also customize their BizQuest.com page by selecting saved business listings and searches so that saved business listings and searches can be displayed. Upon information and belief, in order to display the saved business listings and searches to a user following their login, BizQuest.com must store the template programs utilized to render the pages in a database, and tie the template programs to a user’s account. The following the screenshots of webpages customized according to the saved businesses and saved searches of two respective users:

First User:

The screenshot shows the BizQuest.com user interface. At the top is a navigation bar with the BizQuest logo, a search bar, and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. A user profile dropdown menu is open, showing the email 'pamliw954@hiwave.org' and options for 'My Account' and 'Sign Out'. The main content area is titled 'My Saved Businesses' and contains a table with the following data:

Listing Headline	Asking Price	Gross Revenue	Cash Flow	
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000	✗
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000	✗

On the left side of the dashboard, there is an 'Account Profile' section with links to 'Account Dashboard', 'Manage Searches', 'My Saved Businesses', 'Edit User Profile', 'Change Password', and 'Manage Newsletters'. Below this is a 'Questions?' section with contact information: 'We'll be happy to answer any questions you have about our Business for Sale Listings. Call us toll free at (888) 280-3815 or contact us online.'

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

pamiviw954@hlwave.org
My Account
Sign Out

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

Second User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow	
Well Known Packing & Shipping Store - 32410 Saved on: 1/26/2020 Listing Status: For Sale	\$215,000	\$83,000	\$83,000	
Medical Transport Business in Passaic County, NJ-33139 Saved on: 1/26/2020 Listing Status: For Sale	\$14,000,000	\$2,200,000	\$2,200,000	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

d1244898@urhen.com
My Account
Sign Out

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New Jersey Transportation Businesses for Sale (active)	Industry: Transportation State: New Jersey	✉ Every 1 day(s)	1/26/2020	✏ ✖

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

70. Upon information and belief, the Accused Instrumentality performs the step of receiving, from the user and at the page server (*e.g.*, BizQuest.com server), a user request (*e.g.*, user login, search initiation, etc.) for a customized page (*e.g.*, search results limited to a user’s location and business-related deals, etc.) and determining a user identifier associated with the request (*e.g.*, in order to limit search results to a location tied to an account, BizQuest.com must determine a user identifier that links the request to the user’s account and preferences).

The screenshot shows the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar containing 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. A user profile dropdown menu is visible in the top right corner, showing the email 'pamiwv954@hiwave.org' and options for 'My Account' and 'Sign Out'. Below the navigation bar, the breadcrumb trail reads 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. A secondary navigation bar includes 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New York Transportation Businesses for Sale' with '71 Results'. A brief description follows, stating that BizQuest is the leading marketplace for buying and selling transportation businesses in New York. Below this is a 'Refine your search:' section with filters for 'States (1)', 'Industries (1)', and 'Any Asking Price'. The active filters are 'State: New York' and 'Industry: Transportation'. A 'Contact Broker' section for Mel Lisiten is featured, noting he is a 'New York Business Broker' with 50 listings. A specific listing for '5 Vehicle For Hire Fleet in Queens County, NY-33127' is highlighted, priced at \$140,000 with a cash flow of \$50,000. The listing includes an image of a black limousine and a 'Save' button. To the right, a large blue advertisement for 'Minuteman Press' features the text 'Every Business is your Potential Customer' and lists benefits like multiple revenue streams, royalty cap, and no experience necessary, with a 'CLICK HERE TO LEARN MORE >' button.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

The screenshot shows the 'My Saved Businesses' page on BizQuest. The navigation bar is identical to the previous screenshot. On the left, there is an 'Account Profile' sidebar with links to 'Account Dashboard', 'Manage Searches', 'My Saved Businesses', 'Edit User Profile', 'Change Password', and 'Manage Newsletters'. Below this is a 'Questions?' section with contact information: 'We'll be happy to answer any questions you have about our Business for Sale Listings. Call us toll free at (888) 280-3815 or contact us online.' The main content area is titled 'My Saved Businesses' and contains a table with the following data:

Listing Headline	Asking Price	Gross Revenue	Cash Flow	
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000	✗
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000	✗

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

71. On information and belief, the Accused Instrumentality performs the step of receiving a template program specific to the user using the determined user identifier (e.g., user id & password) associated with the user request (e.g., user login request). On information and belief, in order to display a webpage that shows search results limited to a user’s location, saved searches, and saved businesses, BizQuest.com must receive a template program (e.g., code, instructions, etc., used to create a webpage for display) tied to a user’s account/preferences.

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

You do not have any Saved Searches. To create a Saved Search, submit a business for sale search and select the option to receive listings by email on the search results page.

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

Account Profile
pamiviw954@hiwave.org
My Account
Sign Out

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

First User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business Active

Businesses for Sale > New York Businesses for Sale > **New York Transportation Businesses for Sale**

Businesses Franchises Asset Sales Start-Up Businesses Real Estate

New York Transportation Businesses for Sale 71 Results

BizQuest has more New York Transportation business for sale listings than any other source. Whether you are looking to buy a New York Transportation business for sale or sell your New York Transportation business, BizQuest is the Internet's leading New York Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below.

Refine your search:

States (1) Industries (1) Any Asking Price Advanced Search Sort Save Search

State: New York Industry: Transportation Clear all

MEL LISITEN - New York Business Broker 50 Listings Entrepreneur Magazine calls LISITEN ASSOCIATES "ONE OF THE TOP PRIVATELY HELD BUSINESSES IN AMERICA" HEAR MEL LISITEN ON THE... Contact Broker View all NY Brokers

5 Vehicle For Hire Fleet in Queens County, NY-33127 \$140,000 Cash Flow: \$50,000 Queens Co., NY View Details

Limousine Business Available

Financing available

Home based 5 vehicles for hire transportation fleet. All 52016 Toyota Camry's are leased to operators for a weekly lease fee (\$375- \$400/wk) which are used for private hire, Uber, Lyft or any transport APP, etc. Vehicles will be fully paid off and free of all loans. Value of license(TLC Diamond License) and vehicles are over \$100k. Independent contractor lease agreement with all operators. Requires very little time to manage revenue and expenses. Very part time ownership. All five Camrys are in excellent condition and do not need to be replaced for at least 3-4 years. 2019 revenue was affected...

Minuteman Press

Every Business is your Potential Customer

- Multiple Revenue Streams
- Royalty Cap
- Ongoing Local Support
- No Experience Necessary

[CLICK HERE TO LEARN MORE >](#)

Featured New York Business Brokers

(<https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

Second User:

The screenshot shows the BizQuest website interface. At the top, there is a search bar with the text "Search Industry/Location" and a magnifying glass icon. Navigation links include "Buy a Business", "Buy a Franchise", "Find a Broker", and "Sell Your Business". The breadcrumb trail reads "Businesses for Sale > New Jersey Businesses for Sale > New Jersey Transportation Businesses for Sale". Below this, there are tabs for "Businesses", "Franchises", "Asset Sales", "Start-Up Businesses", and "Real Estate". The main heading is "New Jersey Transportation Businesses for Sale" with "55 Results". A description states: "BizQuest has more New Jersey Transportation business for sale listings than any other source. Whether you are looking to buy a New Jersey Transportation business for sale or sell your New Jersey Transportation business, BizQuest is the Internet's leading New Jersey Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below." There is a "Refine your search:" section with dropdowns for "States (1)", "Industries (1)", and "Any Asking Price", along with an "Advanced Search" button and a "Sort" dropdown. A "Save Search" button is also present. Below the filters, there are tags for "State: New Jersey" and "Industry: Transportation", with a "Clear all" button. A profile for "Tony Torella - New Jersey Business Broker" is shown, with "8 Listings | 21 Sold" and a "Contact Broker" button. Two business listings are visible: "Profitable Automobile Recycler" for \$499,000 and "Well Known Packing & Shipping Store - 32410" for \$215,000. On the right side, there is a sidebar advertisement for "ONE DAY DOORS & CLOSETS" featuring a "REVOLUTIONARY BUSINESS" banner, "NO Franchise or Royalty Fees", and a "LEARN MORE" button. A user account menu is visible at the top right with the email "d1244898@urhen.com" and options for "My Account" and "Sign Out".

(<https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

72. On information and belief, the Accused Instrumentality performs the step that the template program is received from one of at least two locations (e.g., main storage at the BizQuest.com server or local storage on the user's computer), the location determined from frequency of the user request for the customized page. On information and belief, template information that is part of the template program is stored for less frequently accessed files in the main storage and for more frequently accessed files in storage on the user's computer. Running the template program (page generation code, tiles, containers, and user data) creates the customized webpage. On information and belief, when a user signs-up or performs a login, the code takes the user template information and stores it in a site JavaScript object that is used in

logic to display various available business listings and other site logic-based conditions. On information and belief, the template information is stored in multiple locations: (1) at runtime, in a Javascript object with the data structure called Context Data; (2) within browser local storage; and (3) browser cookies.

73. On information and belief, the Accused Instrumentality performs the step of executing the template program (*e.g.*, code, instructions, etc.) specific to the user (*e.g.*, used to create a user-specific web page) using the real-time information (*e.g.*, current business deals, etc.) stored in the shared local storage device (*e.g.*, business deals are pulled from storage servers/databases and sent to a web/API server used to process the data for display; the web/API server is local to BizQuest.com and is shared among all users accessing the BizQuest.com website) to generate the customized page (*e.g.*, a user webpage displaying business deals based on their preferences). For example, the screenshots in Paragraph 71 are for two different users that have varying current business deals displayed based upon the users' respective locations (*i.e.*, real-time information selected for the user's customized web page based on the customization information unique to the user such as current business deals).

74. On information and belief, the Accused Instrumentality performs the step that the template program indicates items of interest (*e.g.*, business listings related to the user location, etc.) to the user; and providing the user with the customized page (*e.g.*, user-specific web page). Users have varying current business deals displayed based upon the users' respective locations (*i.e.*, real-time information selected for the user's customized web page based on the customization information unique to the user such as current business deals). Users can also save selected businesses and searches so saved businesses and searches are displayed. (*E.g.*, screenshots in paragraph 71).

75. On information and belief, the Accused Instrumentality performs the step of receiving user preferences (*e.g.*, user location, etc.) for the user, wherein the user preferences indicate the items of interest to the user (*e.g.*, business deals near a user, etc.) and combining the user preferences with a generic template to form the template program specific to the user. On information and belief, the Accused Instrumentality uses a template program that is unique to the user to generate a customized webpage by combining customization information unique to the user and a global template that is generic to a plurality of users. The overall layout of a user's page will be shared among all users, however the content of that page will differ for each user, this being dictated by a unique template program that is made by taking a generic template that only defines layout and combining the data specific to user's interests to be displayed within the layout. (*E.g.*, screenshots in paragraph 71).

76. Plaintiff has been damaged as a result of Defendant's infringing conduct. Defendant is thus liable to Plaintiff for damages in an amount that adequately compensates Plaintiff for such Defendant's infringement of the '414 patent, *i.e.*, in an amount that by law cannot be less than would constitute a reasonable royalty for the use of the patented technology, together with interest and costs as fixed by this Court under 35 U.S.C. § 284.

77. On information and belief, Defendant has had at least constructive notice of the '414 patent by operation of law, and there are no marking requirements that have not been complied with.

VI. COUNT IV
(PATENT INFRINGEMENT OF UNITED STATES PATENT NO. 7,565,359)

78. Plaintiff incorporates the above paragraphs herein by reference.

79. On July 21, 2009, United States Patent No. 7,565,359 ("the '359 Patent") was duly and legally issued by the United States Patent and Trademark Office. The '359 Patent is

titled “Dynamic Page Generator.” A true and correct copy of the ‘359 Patent is attached hereto as Exhibit K and incorporated herein by reference.

80. Digi Portal is the assignee of all right, title and interest in the ‘359 patent, including all rights to enforce and prosecute actions for infringement and to collect damages for all relevant times against infringers of the ‘359 Patent. Accordingly, Digi Portal possesses the exclusive right and standing to prosecute the present action for infringement of the ‘359 Patent by Defendant.

81. The application leading to the ‘359 patent was filed January 22, 2007, as a continuation of application no. 09/393,718, which issued as the ‘414 patent, which was a continuation of application no. 08/873,975, which issued as the ‘227 patent. (Ex. K at cover). The ‘359 patent was first assigned to Yahoo! Inc. (*Id.*).

82. The invention in the ‘359 Patent relates to the field of customized information presentation on the web; more specifically, providing customized pages that are quickly served and scalable to handle many users simultaneously. (*Id.* at col. 1:22-27).

83. The ‘359 Patent shares the identical specification as the ‘854 patent and therefore Digi Portal incorporates the background and discussion of the invention in Paragraphs 13-25. Furthermore, the prosecution history of the ‘359 patent highlights advantages and the unconventional features of the claimed invention. When allowing the claims of the ‘359 patent, the examiner focused on the last two limitations of the claim stating that executing the template program specific to the user using the real-time information stored in the shared local storage device to generate a customized page; and receiving user preferences for the user, and combining the user preferences with a generic template to form the template specific to the user, wherein the

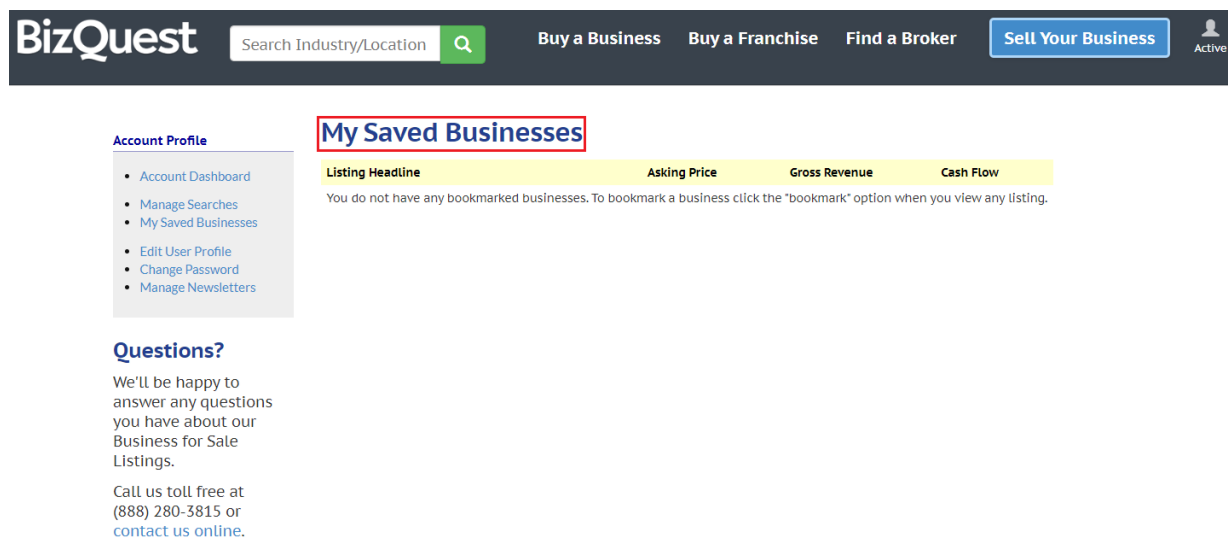
user preferences indicate the items of interest to the user in conjunction with the other limitations was not found in the prior art. (Ex. L at 8).

84. **Direct Infringement.** Upon information and belief, Defendant has been directly infringing at least claim 10 of the '359 patent in Delaware, and elsewhere in the United States, by performing actions comprising making and/or using the claimed computer-readable medium comprising instructions for generating customized pages that are customized according to user preferences that performs the method steps required by the claim, including without limitation through the method implemented of providing a user's BizQuest.com page ("Accused Instrumentality"). The Accused Instrumentality utilizes a computer-readable medium comprising instructions (*e.g.*, code that is executed to create webpages) for generating customized pages (*e.g.*, user-specific web pages), wherein the customized pages are customized according to user preferences (*e.g.*, web pages will be customized to show business-related deals near a user's location, etc.).

85. On information and belief, the Accused Instrumentality performs the step of storing the real-time information in a shared local storage device (*e.g.*, business-related deals will be pulled from a storage server/database and sent to a BizQuest.com local web/API server for processing and display). On information and belief, the Accused Instrumentality also performs the step of storing a user-specific template program (*e.g.*, instructions and data used to generate a custom user webpage) for a plurality of users, wherein each template program indicates items of interest to a user (*e.g.*, each user's template program will include instructions, code, etc. that dictates the information that should be displayed for a user based on their interest), and is associated with a user identifier (*e.g.*, in order for a user to see information specific to them and their account, such as saved searches or saved business-related deals, the template program for

their webpage must be tied to their login credentials), wherein the user identifier is associated with a user request (e.g., user login and subsequent search request, navigation, etc.) for a customized page.

86. For example, after a user logs in, BizQuest.com displays a user’s saved search and saved business-related deals and therefore a user-specific template program utilized to create the displayed websites that show a user’s saved searches and business-related deals must be tied to a user’s log in information/account.



(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

The navigation bar features the BizQuest logo on the left, a search input field with the placeholder text "Search Industry/Location" and a magnifying glass icon. To the right are four buttons: "Buy a Business", "Buy a Franchise", "Find a Broker", and "Sell Your Business". On the far right, there is a user profile icon labeled "Active".

- Account Profile**
- Account Dashboard
 - Manage Searches
 - My Saved Businesses
 - Edit User Profile
 - Change Password
 - Manage Newsletters

Manage Saved Searches

You do not have any Saved Searches. To create a Saved Search, submit a business for sale search and select the option to receive new listings by email on the search results page.

Questions?
 We'll be happy to answer any questions you have about our Business for Sale Listings.
 Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

87. For example, a user can also customize their BizQuest.com page by saving selected business-related deals and searches, so that saved business-related deals and searches can be displayed. In order to display the saved business-related deals and searches to a user following their login, BizQuest.com must tie the template programs to a user's account.

First User:

The screenshot shows the "My Saved Businesses" page. The navigation bar is identical to the previous image. The "Account Profile" menu is on the left. The main content area is titled "My Saved Businesses" and contains a table with the following data:

Listing Headline	Asking Price	Gross Revenue	Cash Flow	
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000	✗
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000	✗

Below the table is a "Questions?" section with contact information. On the right side, a user profile dropdown menu is open, showing the email "pamiviw954@hiwave.org" and options for "My Account" and "Sign Out".

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

pamiviw954@hlwave.org
My Account
Sign Out

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

Second User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow	
Well Known Packing & Shipping Store - 32410 Saved on: 1/26/2020 Listing Status: For Sale	\$215,000	\$83,000	\$83,000	
Medical Transport Business in Passaic County, NJ-33139 Saved on: 1/26/2020 Listing Status: For Sale	\$14,000,000	\$2,200,000	\$2,200,000	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

d1244898@urhen.com
My Account
Sign Out

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New Jersey Transportation Businesses for Sale (active)	Industry: Transportation State: New Jersey	Every 1 day(s)	1/26/2020	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

88. For example, a user’s BizQuest.com page will also be customized to show current business-related deals near the location linked to a user’s account.

First User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business Active

Businesses for Sale > New York Businesses for Sale > **New York Transportation Businesses for Sale**

Businesses Franchises Asset Sales Start-Up Businesses Real Estate

New York Transportation Businesses for Sale

71 Results

BizQuest has more New York Transportation business for sale listings than any other source. Whether you are looking to buy a New York Transportation business for sale or sell your New York Transportation business, BizQuest is the Internet's leading New York Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below.

Refine your search:

States (1) Industries (1) Any Asking Price Advanced Search Sort

State: New York Industry: Transportation Clear all

MEL LISITEN - New York Business Broker
50 Listings Entrepreneur Magazine calls LISITEN ASSOCIATES "ONE OF THE TOP PRIVATELY HELD BUSINESSES IN AMERICA" HEAR MEL LISITEN ON THE...

5 Vehicle For Hire Fleet in Queens County, NY-33127
\$140,000
Cash Flow: \$50,000
Queens Co., NY

Minuteman Press

Every Business is your Potential Customer

- Multiple Revenue Streams
- Royalty Cap
- Ongoing Local Support
- No Experience Necessary

Featured New York Business Brokers

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

Second User:

The screenshot displays the BizQuest website interface. At the top, there is a search bar with the text "Search Industry/Location" and a magnifying glass icon. Navigation links include "Buy a Business", "Buy a Franchise", "Find a Broker", and "Sell Your Business". The breadcrumb trail shows "Businesses for Sale > New Jersey Businesses for Sale > New Jersey Transportation Businesses for Sale". Below this, there are tabs for "Businesses", "Franchises", "Asset Sales", "Start-Up Businesses", and "Real Estate". The main heading is "New Jersey Transportation Businesses for Sale" with "55 Results". A descriptive paragraph follows, stating that BizQuest has more listings than any other source. Below the text are search filters for "States (1)", "Industries (1)", and "Any Asking Price", along with an "Advanced Search" button and a "Sort" dropdown. Filter tags show "State: New Jersey" and "Industry: Transportation". A broker profile for "Tony Torella - New Jersey Business Broker" is featured, including a "Contact Broker" button and a "View all NJ Brokers" link. A featured business listing for "Profitable Automobile Recycler" is shown with a price of "\$499,000", "Cash Flow: \$150,000", and "Essex Co., NJ". A "View Details" button is present. A sidebar advertisement for "ONE DAY DOORS & CLOSETS" features the text "REVOLUTIONARY BUSINESS" and "NO Franchise or Royalty Fees" with a "LEARN MORE" button. The bottom of the page shows "Featured New Jersey Business Brokers" with a listing for "Well Known Packing & Shipping Store - 32410" priced at "\$215,000".

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

89. For example, the JavaScript code below was retrieved from browser developer tools. Based on user data, the code is managing various BizQuest.com data based on user preferences such as location.

```

"staticConditions": [{"or", [{"type": "url", "value": "/", "match": "substring"}], "name": "Global BQ Site", "apiName": "1270972812_global_bq_site", "tags": [], "undoOnDeactivation": false,
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```

(<https://cdn.optimizely.com/js/1270972812.js> (for a particular user)).

```

this.P.originalPushState).getOriginalReplaceState:function(){return this.P.originalReplaceState},fe:function(){this.P.originalPushState||
(this.P.originalPushState=i.bind(a.getGlobal("history").pushState,a.getGlobal("history"))),pe:function(){this.P.originalReplaceState||
(this.P.originalReplaceState=i.bind(a.getGlobal("history").replaceState,a.getGlobal("history")))}},function(e,t,n){var i=n(2),r=n(23);t.getUserAgent=function(){return
window.navigator.userAgent};t.getLocationSearch=function(){return window.location.search};t.getNavigatorLanguage=function(){return window.navigator.language};t.setHref=function(n)
{return window.location.href};t.getLocation=function(){return window.location};t.setLocation=function(e){window.location.replace(e)};t.setGlobal=function(s,t){window[e]=t};t.getGlobal=function(e){return
window[e]};t.addEventListener=function(){return window.addEventListener.apply(window,arguments)};t.removeEventListener=function(){return
window.removeEventListener.apply(window,arguments)};t.isMutationObserverAPISupported=function(){return!isUndefined(window.MutationObserver)};t.alert=function(e){alert(e)};t.setTimeout=function(e,t){return
setInterval(function(){try{e()}catch(e){r.warn("Deferred function threw error:",e)}},t)};t.setInterval=function(e,t){return setInterval(function(){try{e()}catch(e){r.warn("Polling function threw
error:",e)}},t)}},function(e,t,n){var i=n(2),r=n(7);e.exports={initialize:function(this.P,e){this.on(r.DATA_LOADED,this.F),this.on(r.SET_INTEGRATION_SETTINGS,this.G)};function(e)
{!i.empty(e.data.integrationsSettings)||i.each(e.data.integrationsSettings,i.bind(function(e){this.P[e]=e}),this)},this.emitChange({});ge:function(e){var t=this.P[e.id];?

```

(<https://cdn.optimizely.com/js/1270972812.js> (for a particular user)).

90. On information and belief, the Accused Instrumentality performs the step of creating a template program (e.g., code, instructions, etc. that are executed to create a user page) specific to the user using the user identifier (e.g., as explained above, in order to display pages customized for a user subsequent to their login, the template program used to create the customized page must be tied to the user's account credentials), wherein the template program is received from one of at least two locations (e.g., main storage at a BizQuest.com server or local device storage), the location based upon a frequency of user requests for the customized page. On information and belief, template information that is part of the template program is stored for less frequently accessed files in a main storage server wherein frequently accessed files will be stored in local storage on the user's computer. On information and belief, when a user signs-up or performs a login, the code takes the user template information and stores it in a site JavaScript object that is used in logic to display various available business-related deals (Business/Franchises/Asset Sales/Start-Up Businesses/Real Estate), and other site logic-based conditions. The template information can be stored in multiple locations including but not

etc.), and for combining the user preferences with a generic template to form the template program specific to the user (*e.g.*, user-specific web page), wherein the user preferences indicate the items of interest to the user. On information and belief, the Accused Instrumentality uses a template program that is unique to the user to generate a customized webpage by combining customization information unique to the user and a global template that is generic to a plurality of users. The overall layout of a user's page will be shared among all users; however, the content of that page will differ for each user, this being dictated by a unique template program that is made by taking a general template that only defines layout and adding the data to be displayed within the layout. For example, the following screenshots of two different users that have varying current business listings displayed based upon the users' respective locations (*i.e.*, real-time information selected for the user's customized web page based on the customization information unique to the user such as current business listings) shows that the template program is varied so that each user can receive appropriately customized pages (*e.g.*, the code for each respective page is updated/adapted to pull from different resources so that the appropriate information/data can be referenced/displayed for each user).

First User:

The screenshot shows the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar containing 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. A user profile dropdown menu is visible in the top right corner, showing the email 'pamiwiv954@hiwave.org' and options for 'My Account' and 'Sign Out'. Below the navigation bar, the breadcrumb trail reads 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. A secondary navigation bar includes 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New York Transportation Businesses for Sale' with '71 Results'. A descriptive paragraph follows, stating that BizQuest is the leading marketplace for buying or selling transportation businesses in New York. Below this is a 'Refine your search:' section with filters for 'States (1)', 'Industries (1)', and 'Any Asking Price'. The current filters are 'State: New York' and 'Industry: Transportation'. A 'Save Search' button is also present. A featured broker profile for 'MEL LISITEN - New York Business Broker' is shown, with a 'Contact Broker' button. The main listing is for a '5 Vehicle For Hire Fleet in Queens County, NY-33127', priced at '\$140,000'. It includes an image of a black limousine, a 'Save' button, and a 'View Details' button. The listing description mentions 'Limousine Business Available' and 'Financing available'. To the right of the listing is a large blue advertisement for 'MinuteMan Press' with the text 'Every Business is your Potential Customer' and a 'CLICK HERE TO LEARN MORE >' button. Below the advertisement, it says 'Featured New York Business Brokers'.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

Second User:

The screenshot displays the BizQuest website interface. At the top, there is a search bar with the text 'Search Industry/Location' and a magnifying glass icon. Navigation links include 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. The breadcrumb trail shows 'Businesses for Sale > New Jersey Businesses for Sale > New Jersey Transportation Businesses for Sale'. Below this, there are tabs for 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New Jersey Transportation Businesses for Sale' with '55 Results'. A section for 'Refine your search:' includes dropdown menus for 'States (1)', 'Industries (1)', and 'Any Asking Price', along with a 'Sort' dropdown and a 'Save Search' button. The search filters are set to 'State: New Jersey' and 'Industry: Transportation'. A broker profile for 'Tony Torella - New Jersey Business Broker' is shown, with '8 Listings | 21 Sold' and a 'Contact Broker' button. Two business listings are visible: 'Profitable Automobile Recycler' priced at '\$499,000' with a 'View Details' button, and 'Well Known Packing & Shipping Store - 32410' priced at '\$215,000'. A sidebar advertisement for 'ONE DAY DOORS & CLOSETS' features the text 'REVOLUTIONARY BUSINESS' and 'NO Franchise or Royalty Fees' with a 'LEARN MORE' button.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

93. Plaintiff has been damaged as a result of Defendant’s infringing conduct. Defendant is thus liable to Plaintiff for damages in an amount that adequately compensates Plaintiff for such Defendant’s infringement of the ‘359 patent, *i.e.*, in an amount that by law cannot be less than would constitute a reasonable royalty for the use of the patented technology, together with interest and costs as fixed by this Court under 35 U.S.C. § 284.

94. On information and belief, Defendant has had at least constructive notice of the ‘359 patent by operation of law, and there are no marking requirements that have not been complied with.

VII. COUNT V
(PATENT INFRINGEMENT OF UNITED STATES PATENT NO. 9,626,342)

95. Plaintiff incorporates the above paragraphs herein by reference.

96. On April 18, 2017, United States Patent No. 9,626,342 (“the ‘342 Patent”) was duly and legally issued by the United States Patent and Trademark Office. The ‘342 Patent is titled “Dynamic Page Generator.” The ‘342 patent is not subject to a terminal disclaimer and its term is extended under 35 U.S.C. 154(b) by 891 days. (Ex. M). A true and correct copy of the ‘342 Patent is attached hereto as Exhibit M and incorporated herein by reference.

97. Digi Portal is the assignee of all right, title and interest in the ‘342 patent, including all rights to enforce and prosecute actions for infringement and to collect damages for all relevant times against infringers of the ‘342 patent. Accordingly, Digi Portal possesses the exclusive right and standing to prosecute the present action for infringement of the ‘342 patent by Defendant.

98. The application leading to the ‘342 patent was filed December 21, 2012, as a continuation of application no. 11/842,095, which was a continuation of application no. 11/656,636, which is a continuation of 09/393,718, which was a continuation of application no. 08/873,975, which issued as the ’227 patent. (Ex. M at cover).

99. The invention in the ‘342 patent relates to the field of customized information presentation on the web; more specifically, providing customized pages that are quickly served and scalable to handle many users simultaneously. (*Id.* at col. 1:33-37).

100. The ‘342 patent shares the identical specification as the ‘854 patent and therefore Digi Portal incorporates the background and discussion of the invention in Paragraphs 13-25.

101. **Direct Infringement.** Upon information and belief, Defendant has been directly infringing at least claim 1 of the ‘342 patent in Delaware, and elsewhere in the United States, by

performing actions comprising performing the claimed method steps, including without limitation through the method implemented of providing a user's BizQuest.com page ("Accused Instrumentality"). The Accused Instrumentality practices the method of responding to a user request (*e.g.*, a user login request, search initiation, etc.) for a customized page (*e.g.*, a user's customized home and search pages on the BizQuest.com website). (*E.g.*, <https://www.bizquest.com/Login/Index/?ReturnUrl=/>).

102. On information and belief, the Accused Instrumentality performs the step of generating, via at least one server computer (*e.g.*, BizQuest.com server), a template program unique to the user (*e.g.*, a template program will be unique to a user because it is composed of instruction, code, and data that is processed/executed to create a webpage customized to a user), the template program that is unique to the user being used to form the user's customized web page, the template program that is unique to the user being generated using customization information unique to the user (*e.g.*, user location, saved searches, saved business listings) and a global template that is generic to a plurality of users. On information and belief, the Accused Instrumentality uses a template program that is unique to the user to generate a customized webpage by combining customization information unique to the user and a global template that is generic to a plurality of users. The overall layout of a user's page will be shared among all users; however, the content of that page will differ for each user, this being dictated by a unique template program that is made by taking a general template that only defines layout and combining the data selected based on customization information unique to the user to be displayed within the layout. For example, the following screenshots for two different users have varying business listings displayed based upon the users' respective locations (*i.e.*, real-time

information selected for the user's customized web page based on the customization information unique to the user such as current business listings near a particular location).

First User:

The screenshot displays the BizQuest website interface. At the top, the navigation bar includes the BizQuest logo, a search bar with the text 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. The breadcrumb trail shows the path: 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. Below this, there are tabs for 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New York Transportation Businesses for Sale' with '71 Results'. A descriptive paragraph follows, explaining that BizQuest is the leading marketplace for buying or selling transportation businesses in New York. Below this is a 'Refine your search:' section with dropdown menus for 'States (1)', 'Industries (1)', and 'Any Asking Price', along with a 'Save Search' button. The search filters show 'State: New York' and 'Industry: Transportation'. A featured broker profile for 'MEL LISITEN - New York Business Broker' is shown, including a 'Contact Broker' button. The main listing is for '5 Vehicle For Hire Fleet in Queens County, NY-33127', priced at '\$140,000'. The listing includes an image of a black limousine, a 'Save' button, and a 'View Details' button. A large blue advertisement for 'MinuteMan Press' is positioned on the right, with the text 'Every Business is your Potential Customer' and a 'CLICK HERE TO LEARN MORE >' button. At the bottom of the advertisement, it says 'Featured New York Business Brokers'.


(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

Second User:

The screenshot displays the BizQuest website interface. At the top, there is a search bar with the text "Search Industry/Location" and a magnifying glass icon. Navigation links include "Buy a Business", "Buy a Franchise", "Find a Broker", and "Sell Your Business". The breadcrumb trail shows "Businesses for Sale > New Jersey Businesses for Sale > New Jersey Transportation Businesses for Sale". Below this, there are tabs for "Businesses", "Franchises", "Asset Sales", "Start-Up Businesses", and "Real Estate". The main heading is "New Jersey Transportation Businesses for Sale" with "55 Results". A description states: "BizQuest has more New Jersey Transportation business for sale listings than any other source. Whether you are looking to buy a New Jersey Transportation business for sale or sell your New Jersey Transportation business, BizQuest is the Internet's leading New Jersey Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below." Under "Refine your search:", there are dropdown menus for "States (1)", "Industries (1)", and "Any Asking Price", along with "Advanced Search", "Sort", and "Save Search" buttons. Filter tags show "State: New Jersey" and "Industry: Transportation". A broker profile for "Tony Torella - New Jersey Business Broker" is featured, with "8 Listings | 21 Sold" and a "Contact Broker" button. Below the broker profile, there are two business listings: "Profitable Automobile Recycler" priced at \$499,000 and "Well Known Packing & Shipping Store - 32410" priced at \$215,000. On the right side, there is a large advertisement for "ONE DAY DOORS & CLOSETS" with the text "REVOLUTIONARY BUSINESS NO Franchise or Royalty Fees" and a "LEARN MORE" button. A user account menu is visible in the top right corner with the email "d1244898@urhen.com" and options for "My Account" and "Sign Out".

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

103. For example, a user can also customize their BizQuest.com page by selecting business listings and searches to save, so that saved business listings and searches can be displayed.

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker  Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Questions?

We'll be happy to answer any questions you have about our Business for Sale Listings.


Call us toll free at (888) 280-3815 or contact us online.

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
You do not have any bookmarked businesses. To bookmark a business click the "bookmark" option when you view any listing.			

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

First User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker  Active

pamiviw954@hiwave.org

My Account

Sign Out

Account Profile



- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Questions?

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Call us toll free at (888) 280-3815 or contact us online.

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000 
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000 

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

pamiviw954@hlwave.org
My Account
Sign Out

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

Second User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker Sell Your Business Active

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow	
Well Known Packing & Shipping Store - 32410 Saved on: 1/26/2020 Listing Status: For Sale	\$215,000	\$83,000	\$83,000	
Medical Transport Business in Passaic County, NJ-33139 Saved on: 1/26/2020 Listing Status: For Sale	\$14,000,000	\$2,200,000	\$2,200,000	

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

d1244898@urhen.com
My Account
Sign Out

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location

Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

d1244898@urhen.com
My Account
Sign Out

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New Jersey Transportation Businesses for Sale (active)	Industry: Transportation State: New Jersey	✉ Every 1 day(s)	1/26/2020	✏ ✖

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

104. On information and belief, the Accused Instrumentality performs the step of executing, via the at least one server computer (*e.g.*, BizQuest.com server), the user's template program (*e.g.*, instructions, code and data used to create a user webpage) to generate the user's customized web page, the user's customized web page including real-time information (*e.g.*, business listings) selected for the user's customized web page based on the customization information unique to the user (*e.g.*, user location, business type). For example, a user's BizQuest.com page will be customized to show current business listings near the location linked to a user's account.

First User:

The screenshot shows the BizQuest website interface. At the top, the URL is bizquest.com/transportation-businesses-for-sale-in-new-york/. The BizQuest logo is on the left, and navigation links for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business' are on the right. A search bar contains 'Search Industry/Location'. Below the navigation, the breadcrumb trail is 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. A menu bar includes 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New York Transportation Businesses for Sale' with '71 Results'. A brief description states: 'BizQuest has more New York Transportation business for sale listings than any other source. Whether you are looking to buy a New York Transportation business for sale or sell your New York Transportation business, BizQuest is the Internet's leading New York Transportation business for sale marketplace. Refine your search by location, industry or asking price using the filters below.' The 'Refine your search' section includes filters for 'States (1)', 'Industries (1)', and 'Any Asking Price'. The active filters are 'State: New York' and 'Industry: Transportation'. A profile for 'MEL LISITEN - New York Business Broker' is shown, with '50 Listings' and a 'Contact Broker' button. A featured listing is '5 Vehicle For Hire Fleet in Queens County, NY-33127' priced at '\$140,000'. The listing includes a car image, a 'Save' button, and a 'View Details' button. A 'MinuteMan Press' advertisement is on the right, with the text 'Every Business is your Potential Customer' and a 'CLICK HERE TO LEARN MORE >' button. Below the ad, it says 'Featured New York Business Brokers'.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

Second User:

The screenshot displays the BizQuest website interface. At the top, there is a search bar with the text 'Search Industry/Location' and a magnifying glass icon. Navigation links include 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. The breadcrumb trail shows 'Businesses for Sale > New Jersey Businesses for Sale > New Jersey Transportation Businesses for Sale'. Below this, there are tabs for 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New Jersey Transportation Businesses for Sale' with '55 Results'. A paragraph explains that BizQuest has more listings than any other source. Below this is a 'Refine your search:' section with filters for 'States (1)', 'Industries (1)', and 'Any Asking Price'. The current filters are 'State: New Jersey' and 'Industry: Transportation'. A broker profile for 'Tony Torella - New Jersey Business Broker' is shown, with '8 Listings | 21 Sold' and a 'Contact Broker' button. Two business listings are visible: 'Profitable Automobile Recycler' for \$499,000 and 'Well Known Packing & Shipping Store - 32410' for \$215,000. A sidebar advertisement for 'ONE DAY DOORS & CLOSETS' features the text 'REVOLUTIONARY BUSINESS' and 'NO Franchise or Royalty Fees' with a 'LEARN MORE' button.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

105. For example, a user can also customize their BizQuest.com page by selecting business listings and searches to save, so that saved business listings and searches can be displayed.

First User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hlwave.org
My Account
Sign Out

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hlwave.org
My Account
Sign Out

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	Every 1 day(s)	1/26/2020	

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

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Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

Second User:

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Well Known Packing & Shipping Store - 32410 Saved on: 1/26/2020 Listing Status: For Sale	\$215,000	\$83,000	\$83,000
Medical Transport Business in Passaic County, NJ-33139 Saved on: 1/26/2020 Listing Status: For Sale	\$14,000,000	\$2,200,000	\$2,200,000

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New Jersey Transportation Businesses for Sale (active)	Industry: Transportation State: New Jersey	✉ Every 1 day(s)	1/26/2020	✏ ✖

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

106. On information and belief, the Accused Instrumentality performs the step of in response to receiving a subsequent request for the user's customized web page (e.g., user login); receiving, via the at least one server computer (BizQuest.com server), the template program that is unique to the user from one of at least two locations (e.g., main storage at a BizQuest.com server or local storage on the user's device), the location determined from the frequency of the

customized user webpage) to generate the user's customized web page, the user's customized web page including real-time information (e.g., current business-deals listings) selected for the user's customized web page in response to the subsequent request (e.g., user login, search initiation, etc.) and based on the customization information unique to the user (e.g., user location, business type).



Buy or Sell a business fast with help from a Business Broker



Geary Welch
Murphy Business & Financial C...
Serving Oklahoma, OK



Rodney R. Wolfe, CMA, CCIM, ...
Murphy Business & Financial C...
Serving Ada, ID



Conrad A. Topacio
Vantage Commercial Partners
Serving King, WA

(<https://www.bizquest.com/> (for a particular user)).

The screenshot displays the BizQuest website interface. At the top, the URL is [bizquest.com/transportation-businesses-for-sale-in-new-york/](https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/). The BizQuest logo is on the left, and navigation buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business' are on the right. A search bar contains 'Search Industry/Location'. Below the search bar, the breadcrumb trail reads 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. Navigation tabs include 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New York Transportation Businesses for Sale' with '71 Results'. A descriptive paragraph follows, stating BizQuest is the leading marketplace for buying or selling transportation businesses in New York. Below this is a 'Refine your search:' section with filters for 'States (1)', 'Industries (1)', and 'Any Asking Price'. The active filters are 'State: New York' and 'Industry: Transportation'. A featured broker profile for 'MEL LISITEN - New York Business Broker' is shown, with 50 listings and a 'Contact Broker' button. A listing for '5 Vehicle For Hire Fleet in Queens County, NY-33127' is highlighted, priced at \$140,000 with a cash flow of \$50,000. The listing includes an image of a black sedan and a 'Save' button. A Minuteman Press advertisement on the right promotes 'Every Business is your Potential Customer' with features like multiple revenue streams and no experience necessary, and a 'CLICK HERE TO LEARN MORE >' button. At the bottom of the ad, it says 'Featured New York Business Brokers'.

(<https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

108. For example, a user’s BizQuest.com page will also be customized to show current business listings near the location linked to a user’s account.

First User:

The screenshot shows the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar containing 'Search Industry/Location', and buttons for 'Buy a Business', 'Buy a Franchise', 'Find a Broker', and 'Sell Your Business'. A user profile dropdown menu is visible, showing the email 'pamiwiv954@hiwave.org' and options for 'My Account' and 'Sign Out'. Below the navigation bar, the breadcrumb trail reads 'Businesses for Sale > New York Businesses for Sale > New York Transportation Businesses for Sale'. A secondary navigation bar includes 'Businesses', 'Franchises', 'Asset Sales', 'Start-Up Businesses', and 'Real Estate'. The main heading is 'New York Transportation Businesses for Sale' with '71 Results'. A descriptive paragraph follows, stating that BizQuest is the leading marketplace for buying or selling transportation businesses in New York. Below this is a 'Refine your search:' section with filters for 'States (1)', 'Industries (1)', and 'Any Asking Price'. The current filters are 'State: New York' and 'Industry: Transportation'. A 'Save Search' button is also present. A featured broker profile for 'MEL LISITEN - New York Business Broker' is shown, with 50 listings and a 'Contact Broker' button. The main listing is for a '5 Vehicle For Hire Fleet in Queens County, NY-33127', priced at \$140,000. It includes an image of a black limousine, a 'Save' button, and a 'View Details' button. The listing description mentions financing availability and details about the fleet of 2016 Toyota Camrys. To the right of the listing is a large blue advertisement for 'MinuteMan Press' with the text 'Every Business is your Potential Customer' and a list of benefits: Multiple Revenue Streams, Royalty Cap, Ongoing Local Support, and No Experience Necessary. A 'CLICK HERE TO LEARN MORE >' button is at the bottom of the ad. Below the ad, it says 'Featured New York Business Brokers'.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-york/> (for a particular user)).

Second User:

The screenshot displays the BizQuest website interface. At the top, there is a navigation bar with the BizQuest logo, a search bar containing "Search Industry/Location", and buttons for "Buy a Business", "Buy a Franchise", "Find a Broker", and "Sell Your Business". Below the navigation bar, the breadcrumb trail reads "Businesses for Sale > New Jersey Businesses for Sale > New Jersey Transportation Businesses for Sale". A secondary navigation bar includes "Businesses", "Franchises", "Asset Sales", "Start-Up Businesses", and "Real Estate". The main heading is "New Jersey Transportation Businesses for Sale" with "55 Results". A descriptive paragraph follows, explaining the platform's role in buying and selling transportation businesses. Below this is a "Refine your search:" section with dropdown menus for "States (1)", "Industries (1)", and "Any Asking Price", along with a "Sort" dropdown and a "Save Search" button. Filter tags show "State: New Jersey" and "Industry: Transportation". A profile for "Tony Torella - New Jersey Business Broker" is featured, including a "Contact Broker" button and a note about listing with Excelsior Business Group. Two business listings are shown: "Profitable Automobile Recycler" priced at \$499,000 and "Well Known Packing & Shipping Store - 32410" priced at \$215,000. A large advertisement for "ONE DAY DOORS & CLOSETS" is on the right, featuring a "REVOLUTIONARY BUSINESS" banner, "NO Franchise or Royalty Fees", and a "LEARN MORE" button. A "My Account" dropdown menu is visible in the top right corner.

(E.g., <https://www.bizquest.com/transportation-businesses-for-sale-in-new-jersey/> (for a particular user)).

109. For example, a user can also customize their BizQuest.com page by selecting business listings and searches to save, so that saved business listings and searches can be displayed.

First User:

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hlwave.org
My Account
Sign Out

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Growing Luxury Transportation Business Saved on: 1/26/2020 Listing Status: For Sale	\$399,000	\$135,000	\$135,000 ✖
5 Vehicle For Hire Fleet in Queens County, NY-33127 Saved on: 1/26/2020 Listing Status: For Sale	\$140,000	\$50,000	\$50,000 ✖

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

BizQuest Search Industry/Location Buy a Business Buy a Franchise Find a Broker **Sell Your Business** Active

pamiviw954@hlwave.org
My Account
Sign Out

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New York Transportation Businesses for Sale (active)	Industry: Transportation State: New York	<input checked="" type="checkbox"/> Every 1 day(s)	1/26/2020	<input type="text"/> <input checked="" type="checkbox"/>

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or contact us online.

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

Second User:

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

My Saved Businesses

Listing Headline	Asking Price	Gross Revenue	Cash Flow
Well Known Packing & Shipping Store - 32410 Saved on: 1/26/2020 Listing Status: For Sale	\$215,000	\$83,000	\$83,000
Medical Transport Business in Passaic County, NJ-33139 Saved on: 1/26/2020 Listing Status: For Sale	\$14,000,000	\$2,200,000	\$2,200,000

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/SavedBusinesses.aspx> (for a particular user)).

Account Profile

- Account Dashboard
- Manage Searches
- My Saved Businesses
- Edit User Profile
- Change Password
- Manage Newsletters

Manage Saved Searches

Name/Status	Criteria	eMailed	Last Updated	Action
New Jersey Transportation Businesses for Sale (active)	Industry: Transportation State: New Jersey	✉ Every 1 day(s)	1/26/2020	✏ ✖

Questions?
We'll be happy to answer any questions you have about our Business for Sale Listings.
Call us toll free at (888) 280-3815 or [contact us online](#).

(<https://www.bizquest.com/myaccount/savedsearch/> (for a particular user)).

110. On information and belief, the Accused Instrumentality performs the step of serving, via the at least one server computer (e.g., BizQuest.com server), the user's customized web page (e.g., webpage customized for a user with local business listings). (E.g., screenshots in paragraph 109).

111. Plaintiff has been damaged as a result of Defendant's infringing conduct. Defendant is thus liable to Plaintiff for damages in an amount that adequately compensates Plaintiff for such Defendant's infringement of the '342 patent, *i.e.*, in an amount that by law cannot be less than would constitute a reasonable royalty for the use of the patented technology, together with interest and costs as fixed by this Court under 35 U.S.C. § 284.

112. On information and belief, Defendant has had at least constructive notice of the '342 patent by operation of law, and there are no marking requirements that have not been complied with.

VIII. JURY DEMAND

Plaintiff, under Rule 38 of the Federal Rules of Civil Procedure, requests a trial by jury of any issues so triable by right.

IX. PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests that the Court find in its favor and against Defendant, and that the Court grant Plaintiff the following relief:

- a. Judgment that one or more claims of United States Patent No. 8,352,854 have been infringed, either literally and/or under the doctrine of equivalents, by Defendant;
- b. Judgment that one or more claims of United States Patent No. 5,983,227 have been infringed, either literally and/or under the doctrine of equivalents, by Defendant;
- c. Judgment that one or more claims of United States Patent No. 7,171,414 have been infringed, either literally and/or under the doctrine of equivalents, by Defendant;
- d. Judgment that one or more claims of United States Patent No. 7,565,359 have been infringed, either literally and/or under the doctrine of equivalents, by Defendant;

- e. Judgment that one or more claims of United States Patent No. 9,626,342 have been infringed, either literally and/or under the doctrine of equivalents, by Defendant;
- f. Judgment that Defendant account for and pay to Plaintiff all damages to and costs incurred by Plaintiff because of Defendant's infringing activities and other conduct complained of herein, and an accounting of all infringements and damages not presented at trial;
- g. That Plaintiff be granted pre-judgment and post-judgment interest on the damages caused by Defendant's infringing activities and other conduct complained of herein; and
- h. That Plaintiff be granted such other and further relief as the Court may deem just and proper under the circumstances.

June 28, 2020

CHONG LAW FIRM, P.A.

OF COUNSEL:

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Email: chong@chonglawfirm.com

Attorneys for Plaintiff Digi Portal LLC