

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CHIMETECH LICENSING LLC)	
)	
Plaintiff,)	
)	Civil Action No. _____
v.)	
)	JURY TRIAL DEMANDED
SONOS, INC.)	
)	
Defendant.)	
_____)	

COMPLAINT

For its Complaint, Chimetech Licensing LLC ("Chimetech"), by and through the undersigned counsel, alleges as follows:

THE PARTIES

1. Chimetech is a Texas limited liability company with a place of business located at 2108 Dallas Pkwy, Ste 214 – 1030, Plano, Texas 75093.
2. Defendant Sonos, Inc. is a Delaware company, with, upon information and belief, a place of business located at 2 Avenue De Lafayette, Third Floor, Boston, Massachusetts 02111.

JURISDICTION AND VENUE

3. This action arises under the Patent Act, 35 U.S.C. § 1 *et seq.*
4. Subject matter jurisdiction is proper in this Court under 28 U.S.C. §§ 1331 and 1338.
5. Upon information and belief, Defendant conducts substantial business in this forum, directly or through intermediaries, including: (i) at least a portion of the infringements alleged herein; and (ii) regularly doing or soliciting business, engaging in other persistent courses of conduct and/or deriving substantial revenue from goods and services provided to individuals in this district.

6. Venue is proper in this district pursuant to § 1400(b).

THE PATENT-IN-SUIT

7. On May 29, 2019, U.S. Patent No. 9,984,703 (the "'703 patent"), entitled "Sound Verification," was duly and lawfully issued by the U.S. Patent and Trademark Office. A true and correct copy of the '703 patent is attached hereto as Exhibit A.

8. Chimetech is the assignee and owner of the right, title and interest in and to the '703 patent, including the right to assert all causes of action arising under said patent and the right to any remedies for infringement of it.

COUNT I – INFRINGEMENT OF U.S. PATENT NO. 9,984,703

9. Chimetech repeats and realleges the allegations of paragraphs 1 through 8 as if fully set forth herein.

10. Without license or authorization and in violation of 35 U.S.C. § 271(a), Defendant is liable for infringement of at least claim 6 of the '703 patent by making, using, importing, offering for sale, and/or selling, systems and methods for verifying audio transmission, including, but not limited to, Sonos One, because each and every element is met either literally or equivalently.

11. Upon information and belief, Defendant used Sonos One via its internal use and testing in the United States, directly infringing one or more claims of the '703 patent.

12. For example, to create its user guide, *see, e.g.*, <https://www.sonos.com/support/en-us/sonos-user-guide/pdfs/sonos-user-guide.pdf>, Defendant used the Sonos One.

13. Sonos One satisfies each and every element of each asserted claim of the '703 patent, either literally or under the doctrine of equivalents. An exemplary preliminary claim

chart illustrating infringement of claim 1 is attached hereto as Exhibit B, and incorporated herein by reference.

14. Chimetech is entitled to recover from Defendant the damages sustained by Chimetech as a result of Defendant's infringement of the '703 patent in an amount subject to proof at trial, which, by law, cannot be less than a reasonable royalty, together with interest and costs as fixed by this Court under 35 U.S.C. § 284.

JURY DEMAND

Chimetech hereby demands a trial by jury on all issues so triable.

PRAYER FOR RELIEF

WHEREFORE, Chimetech requests that this Court enter judgment against Defendant as follows:

- A. An adjudication that Defendant has infringed the '703 patent;
- B. An award of damages to be paid by Defendant adequate to compensate Chimetech for Defendant's past infringement of the '703 patent and any continuing or future infringement through the date such judgment is entered, including interest, costs, expenses and an accounting of all infringing acts including, but not limited to, those acts not presented at trial;
- C. A declaration that this case is exceptional under 35 U.S.C. § 285, and an award of Chimetech's reasonable attorneys' fees; and
- D. An award to Chimetech of such further relief at law or in equity as the Court deems just and proper.

Dated: July 20, 2020

STAMOULIS & WEINBLATT LLC

/s/ Richard C. Weinblatt

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