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10 *Attorneys for Plaintiff*  
11 *PJC Logistics, LLC*

13 UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

15 PJC Logistics, LLC

Case No.:

16 Plaintiff,

17 vs.

**COMPLAINT**

**(JURY DEMAND)**

18 ACT TRANSPORTATION, LLC; AMERICAN  
19 FREIGHTWAYS, LP; ANDRUS  
TRANSPORTATION SERVICES, INC.; C.R.  
20 ENGLAND, INC.; CENTRAL REFRIGERATED  
SERVICE, INC.; D.P. CURTIS TRUCKING,  
21 INC.; DATS TRUCKING, INC.; DESIGN  
LOGISTICS, LLC; GARDNER TRUCKING,  
22 LLC; HENDRICKSON TRUCKING, INC.; HIGH  
COUNTRY TRANSPORTATION GROUP, LLC;  
23 KELLE'S TRANSPORT SERVICES, INC.;  
24 KNIGHT REFRIGERATED, LLC; KNIGHT  
TRANSPORTATION, INC.; L.W. MILLER  
25 COMPANIES, INC.; MANUEL HUERTA  
TRUCKING, INC.; NAVAJO EXPRESS, INC.;  
26 NORTH PARK TRANSPORTATION CO.; RSC  
27 EQUIPMENT RENTAL, INC.; RSC HOLDINGS,

28

1 INC.; SILICA TRANSPORT, INC. (STI); SWIFT  
2 TRANSPORTATION CO., LLC; and  
3 TRANSPORTATION COMMODITIES, INC

4 Defendants.

5  
6 Plaintiff PJC Logistics LLC (“PJC Logistics” or “Plaintiff), by way of Complaint  
7 against defendants ACT Transportation, LLC; American Freightways, LP; Andrus  
8 Transportation Services, Inc.; C.R. England, Inc.; Central Refrigerated Service, Inc.; D.P.  
9 Curtis Trucking, Inc.; Dats Trucking, Inc.; Design Logistics, LLC; Gardner Trucking, LLC;  
10 Hendrickson Trucking, Inc.; High Country Transportation Group, LLC; Kelle’s Transport  
11 Services, Inc.; Knight Refrigerated, LLC; Knight Transportation, Inc.; L.W. Miller  
12 Companies, Inc.; Manuel Huerta Trucking, Inc.; Navajo Express, Inc.; North Park  
13 Transportation Co.; RSC Equipment Rental, Inc.; RSC Holdings, Inc.; Silica Transport, Inc.  
14 (STI); Swift Transportation Co., LLC; and Transportation Commodities, Inc., hereby alleges  
15 as follows:

16 **NATURE OF THE ACTION**

17 1. This is an action for patent infringement arising under the Patent Laws of the  
18 United States, 35 U.S.C. § 101, *et seq.*

19 **THE PARTIES**

20 2. Plaintiff PJC Logistics is a limited liability corporation organized under the  
21 laws of Texas with its principal place of business at 777 Enterprise Drive, Hewitt, Texas  
22 76643.

23 3. Defendant ACT Transportation, LLC is a corporation organized under the laws  
24 of Utah with its principal place of business at 232 West Center Street, North Salt Lake, Utah  
25 84054, and it may be served with process at that address.  
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1           4.       Defendant American Freightways, LP is a corporation organized under the  
2 laws of California with its principal place of business at 10845 Rancho Bernardo Road, Suite  
3 100, San Diego, California 92127, and it may be served with process at that address.

4           5.       Defendant Andrus Transportation Services, Inc. is a corporation organized  
5 under the laws of Utah with its principal place of business at 3185 East Deseret Drive N., St.  
6 George, UT 84746, and a registered agent for service of process at James L. Andrus, Mesquite  
7 Blvd., P.O. Box 872, Mesquite, Nevada 89024.

8           6.       Defendant C.R. England, Inc. is a corporation organized under the laws of Utah  
9 with its principal place of business at 4701 W. 2100 South, Salt Lake City, UT 84120, and a  
10 registered agent for service of process at The Corporation Trust Company of Nevada, 311 S.  
11 Division St., Carson City, Nevada 89703.

12           7.       Defendant Central Refrigerated Service, Inc. is a corporation organized under  
13 the laws of Utah with its principal place of business at 5175 West 2100 South, Salt Lake City,  
14 Utah 84120, and a registered agent for service of process at The Corporation Trust Company  
15 of Nevada, 311 S. Division St., Carson City, Nevada 89703.

16           8.       Defendant D.P. Curtis Trucking, Inc. is a corporation organized under the laws  
17 of Utah with its principal place of business at 1450 South Highway 118 Richfield, Utah  
18 84701, and it may be served with process at that address.

19           9.       Defendant Dats Trucking, Inc. is a corporation organized under the laws of  
20 Utah with its principal place of business at 539 Diagonal, St. George, Utah, and a registered  
21 agent for service of process at Hilbrecht & Associates, 723 S. Casino Center Blvd., Las  
22 Vegas, Nevada 89101-6716.

1           10. Defendant Design Logistics, LLC is a corporation organized under the laws of  
2 Arizona with its principal place of business at 3908 East Dahlia Drive, Phoenix, Arizona  
3 85032, and it may be served with process at that address.

4           11. Defendant Gardner Trucking, LLC is a corporation organized under the laws of  
5 California with its principal place of business at P.O. Box 747, Chino, California 91708, and a  
6 registered agent for service of process at Gloria Enzer, 3380 St. Louis Ave., #207-B, Las  
7 Vegas, Nevada 89104.

8           12. Defendant Hendrickson Trucking, Inc. is a corporation organized under the  
9 laws of California with its principal place of business at 7080 Florin Perkins Road,  
10 Sacramento, California 95828, and it may be served with process at that address.

11           13. Defendant High Country Transportation Group, LLC is a corporation  
12 organized under the laws of Colorado with its principal place of business at 6560 County  
13 Road 243, Cortez, Colorado 81321, and a registered agent for service of process at CSC  
14 Services of Nevada, Inc., 2215-B Renaissance Dr., Las Vegas, Nevada 89199.

15           14. Defendant Kelle's Transport Services, Inc. is a corporation organized under the  
16 laws of Utah with its principal place of business at 5305 West 2400 South, Salt Lake City, UT  
17 84120, and it may be served with process through the Secretary of State for the State of  
18 Nevada.

19           15. Defendant Knight Refrigerated, LLC is a corporation organized under the laws  
20 of Arizona with its principal place of business at 5601 W. Buckeye Rd., Phoenix, Arizona  
21 85043, and a registered agent for service of process at The Corporation Trust Company of  
22 Nevada, 311 S. Division St., Carson City, Nevada 89703.

1           16. Defendant Knight Transportation, Inc. is a corporation organized under the  
2 laws of Arizona with its principal place of business at 5601 W. Buckeye Rd., Phoenix,  
3 Arizona 85043, and a registered agent for service of process at The Corporation Trust  
4 Company of Nevada, 311 S. Division St., Carson City, Nevada 89703.  
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6           17. Defendant L.W. Miller Companies, Inc. is a corporation organized under the  
7 laws of Utah with its principal place of business at 1050 West 200 North, Logan, UT 84321,  
8 and it may be served with process at that address.

9           18. Defendant Manuel Huerta Trucking, Inc. is a corporation organized under the  
10 laws of Arizona with its principal place of business at 21 Kipper Street, Rio Rico, Arizona  
11 85648, and it may be served with process at that address.  
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13           19. Defendant Navajo Express, Inc. is a corporation organized under the laws of  
14 Colorado with its principal place of business at 1400 West 64th Ave., Denver, Colorado  
15 80221, and it may be served with process at that address.  
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17           20. Defendant North Park Transportation Co. is a corporation organized under the  
18 laws of Colorado with its principal place of business at 5150 Columbine St., Denver,  
19 Colorado 80216, and it may be served with process at that address.

20           21. Defendant RSC Equipment Rental, Inc. is a corporation organized under the  
21 laws of Arizona with its principal place of business at 6929 E. Greenway Pkwy., Suite 200,  
22 Scottsdale, Arizona 85254, and a registered agent for service of process at The Corporation  
23 Trust Company of Nevada, 311 S. Division St., Carson City, Nevada 89703.  
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25           22. Defendant RSC Holdings, Inc. is a corporation organized under the laws of  
26 Delaware with its principal place of business at 6929 E. Greenway Pkwy., Suite 200,  
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1 Scottsdale, Arizona 85254, and a registered agent for service of process at Keith S. Clegg,  
2 8780 La Sundora Circle, Las Vegas, Nevada 89129.

3 23. Defendant Silica Transport, Inc. (STI) is a corporation organized under the  
4 laws of Arizona with its principal place of business at 232 West Market Street, Guion, AR  
5 72540-0009, and it may be served with process at that address.  
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7 24. Defendant Swift Transportation Co., LLC is a corporation organized under the  
8 laws of Delaware with its principal place of business at 2200 S. 75th Avenue, Phoenix,  
9 Arizona 85043, and a registered agent for service of process at National Registered Agents,  
10 Inc. of Nevada, 1000 E. William St., Suite 204, Carson City, Nevada 89701.  
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12 25. Defendant Transportation Commodities, Inc. is a corporation organized under  
13 the laws of California with its principal place of business at 4950 Triggs Street, Commerce,  
14 California 90022, and a registered agent for service of process at Laughlin Associates, Inc.,  
15 2533 N. Carson Street, Carson City, Nevada 89706.  
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### 17 JURISDICTION AND VENUE

18 26. This is an action for patent infringement arising under the patent laws of the  
19 United States, Title 35 of the United States Code. This Court has jurisdiction over the subject  
20 matter of this action under 28 U.S.C. §§ 1331 and 1338(a). Venue is proper in this judicial  
21 district under 28 U.S.C. §§ 1391(b) and 1400(b).

22 27. Defendant ACT Transportation, LLC uses, and/or directs its agents, employees,  
23 customers, or contracting entities to use, electronic position-based fleet management and  
24 tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as  
25 is alleged below. Trucks, vans or other vehicles in ACT Transportation, LLC's fleet of trucks,  
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1 vans or other vehicles operate in the State of Nevada, including in this judicial district, while  
2 using the infringing electronic fleet management systems.

3           28. Defendant American Freightways, LP uses, and/or directs its agents,  
4 employees, customers, or contracting entities to use, electronic position-based fleet  
5 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
6 patent in suit, as is alleged below. Trucks, vans or other vehicles in American Freightways,  
7 LP's fleet of trucks, vans or other vehicles operate in the State of Nevada, including in this  
8 judicial district, while using the infringing electronic fleet management systems.

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10           29. Defendant Andrus Transportation Services, Inc. uses, and/or directs its agents,  
11 employees, customers, or contracting entities to use, electronic position-based fleet  
12 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
13 patent in suit, as is alleged below. Trucks, vans or other vehicles in Andrus Transportation  
14 Services, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Nevada, including  
15 in this judicial district, while using the infringing electronic fleet management systems.

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17           30. Defendant C.R. England, Inc. uses, and/or directs its agents, employees,  
18 customers, or contracting entities to use, electronic position-based fleet management and  
19 tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as  
20 is alleged below. Trucks, vans or other vehicles in C.R. England, Inc.'s fleet of trucks, vans  
21 or other vehicles operate in the State of Nevada, including in this judicial district, while using  
22 the infringing electronic fleet management systems.

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24           31. Defendant Central Refrigerated Service, Inc. uses, and/or directs its agents,  
25 employees, customers, or contracting entities to use, electronic position-based fleet  
26 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
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1 patent in suit, as is alleged below. Trucks, vans or other vehicles in Central Refrigerated  
2 Service, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Nevada, including  
3 in this judicial district, while using the infringing electronic fleet management systems.

4 32. Defendant D.P. Curtis Trucking, Inc. uses, and/or directs its agents, employees,  
5 customers, or contracting entities to use, electronic position-based fleet management and  
6 tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as  
7 is alleged below. Trucks, vans or other vehicles in D.P. Curtis Trucking, Inc.'s fleet of trucks,  
8 vans or other vehicles operate in the State of Nevada, including in this judicial district, while  
9 using the infringing electronic fleet management systems.  
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11 33. Defendant Dats Trucking, Inc. uses, and/or directs its agents, employees,  
12 customers, or contracting entities to use, electronic position-based fleet management and  
13 tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as  
14 is alleged below. Trucks, vans or other vehicles in Dats Trucking, Inc.'s fleet of trucks, vans  
15 or other vehicles operate in the State of Nevada, including in this judicial district, while using  
16 the infringing electronic fleet management systems.  
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18 34. Defendant Design Logistics, LLC uses, and/or directs its agents, employees,  
19 customers, or contracting entities to use, electronic position-based fleet management and  
20 tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as  
21 is alleged below. Trucks, vans or other vehicles in Design Logistics, LLC's fleet of trucks,  
22 vans or other vehicles operate in the State of Nevada, including in this judicial district, while  
23 using the infringing electronic fleet management systems.  
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25 35. Defendant Gardner Trucking, LLC uses, and/or directs its agents, employees,  
26 customers, or contracting entities to use, electronic position-based fleet management and  
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1 tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as  
2 is alleged below. Trucks, vans or other vehicles in Gardner Trucking, LLC's fleet of trucks,  
3 vans or other vehicles operate in the State of Nevada, including in this judicial district, while  
4 using the infringing electronic fleet management systems.  
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6 36. Defendant Hendrickson Trucking, Inc. uses, and/or directs its agents,  
7 employees, customers, or contracting entities to use, electronic position-based fleet  
8 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
9 patent in suit, as is alleged below. Trucks, vans or other vehicles in Hendrickson Trucking,  
10 Inc.'s fleet of trucks, vans or other vehicles operate in the State of Nevada, including in this  
11 judicial district, while using the infringing electronic fleet management systems.  
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13 37. Defendant High Country Transportation Group, LLC uses, and/or directs its  
14 agents, employees, customers, or contracting entities to use, electronic position-based fleet  
15 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
16 patent in suit, as is alleged below. Trucks, vans or other vehicles in High Country  
17 Transportation Group, LLC's fleet of trucks, vans or other vehicles operate in the State of  
18 Nevada, including in this judicial district, while using the infringing electronic fleet  
19 management systems.  
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21 38. Defendant Kelle's Transport Services, Inc. uses, and/or directs its agents,  
22 employees, customers, or contracting entities to use, electronic position-based fleet  
23 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
24 patent in suit, as is alleged below. Trucks, vans or other vehicles in Kelle's Transport  
25 Services, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Nevada, including  
26 in this judicial district, while using the infringing electronic fleet management systems.  
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1           39. Defendant Knight Refrigerated, LLC uses, and/or directs its agents, employees,  
2 customers, or contracting entities to use, electronic position-based fleet management and  
3 tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as  
4 is alleged below. Trucks, vans or other vehicles in Knight Refrigerated, LLC's fleet of trucks,  
5 vans or other vehicles operate in the State of Nevada, including in this judicial district, while  
6 using the infringing electronic fleet management systems.  
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8           40. Defendant Knight Transportation, Inc. uses, and/or directs its agents,  
9 employees, customers, or contracting entities to use, electronic position-based fleet  
10 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
11 patent in suit, as is alleged below. Trucks, vans or other vehicles in Knight Transportation,  
12 Inc.'s fleet of trucks, vans or other vehicles operate in the State of Nevada, including in this  
13 judicial district, while using the infringing electronic fleet management systems.  
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15           41. Defendant L.W. Miller Companies, Inc. uses, and/or directs its agents,  
16 employees, customers, or contracting entities to use, electronic position-based fleet  
17 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
18 patent in suit, as is alleged below. Trucks, vans or other vehicles in L.W. Miller Companies,  
19 Inc.'s fleet of trucks, vans or other vehicles operate in the State of Nevada, including in this  
20 judicial district, while using the infringing electronic fleet management systems.  
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22           42. Defendant Manuel Huerta Trucking, Inc. uses, and/or directs its agents,  
23 employees, customers, or contracting entities to use, electronic position-based fleet  
24 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
25 patent in suit, as is alleged below. Trucks, vans or other vehicles in Manuel Huerta Trucking,  
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1 Inc.'s fleet of trucks, vans or other vehicles operate in the State of Nevada, including in this  
2 judicial district, while using the infringing electronic fleet management systems.

3 43. Defendant Navajo Express, Inc. uses, and/or directs its agents, employees,  
4 customers, or contracting entities to use, electronic position-based fleet management and  
5 tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as  
6 is alleged below. Trucks, vans or other vehicles in Navajo Express, Inc.'s fleet of trucks, vans  
7 or other vehicles operate in the State of Nevada, including in this judicial district, while using  
8 the infringing electronic fleet management systems.

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10 44. Defendant North Park Transportation Co. uses, and/or directs its agents,  
11 employees, customers, or contracting entities to use, electronic position-based fleet  
12 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
13 patent in suit, as is alleged below. Trucks, vans or other vehicles in North Park Transportation  
14 Co.'s fleet of trucks, vans or other vehicles operate in the State of Nevada, including in this  
15 judicial district, while using the infringing electronic fleet management systems.

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17 45. Defendant RSC Equipment Rental, Inc. uses, and/or directs its agents,  
18 employees, customers, or contracting entities to use, electronic position-based fleet  
19 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
20 patent in suit, as is alleged below. Trucks, vans or other vehicles in RSC Equipment Rental,  
21 Inc.'s fleet of trucks, vans or other vehicles operate in the State of Nevada, including in this  
22 judicial district, while using the infringing electronic fleet management systems.

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24 46. Defendant RSC Holdings, Inc. uses, and/or directs its agents, employees,  
25 customers, or contracting entities to use, electronic position-based fleet management and  
26 tracking systems in its fleet of trucks, vans or other vehicles that infringe the patent in suit, as  
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1 is alleged below. Trucks, vans or other vehicles in RSC Holdings, Inc.'s fleet of trucks, vans  
2 or other vehicles operate in the State of Nevada, including in this judicial district, while using  
3 the infringing electronic fleet management systems.

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5 47. Defendant Silica Transport, Inc. (STI) uses, and/or directs its agents,  
6 employees, customers, or contracting entities to use, electronic position-based fleet  
7 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
8 patent in suit, as is alleged below. Trucks, vans or other vehicles in Silica Transport, Inc.'s  
9 (STI) fleet of trucks, vans or other vehicles operate in the State of Nevada, including in this  
10 judicial district, while using the infringing electronic fleet management systems.

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12 48. Defendant Swift Transportation Co., LLC uses, and/or directs its agents,  
13 employees, customers, or contracting entities to use, electronic position-based fleet  
14 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
15 patent in suit, as is alleged below. Trucks, vans or other vehicles in Swift Transportation Co.,  
16 LLC's fleet of trucks, vans or other vehicles operate in the State of Nevada, including in this  
17 judicial district, while using the infringing electronic fleet management systems.

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19 49. Defendant Transportation Commodities, Inc. uses, and/or directs its agents,  
20 employees, customers, or contracting entities to use, electronic position-based fleet  
21 management and tracking systems in its fleet of trucks, vans or other vehicles that infringe the  
22 patent in suit, as is alleged below. Trucks, vans or other vehicles in Transportation  
23 Commodities, Inc.'s fleet of trucks, vans or other vehicles operate in the State of Nevada,  
24 including in this judicial district, while using the infringing electronic fleet management  
25 systems.  
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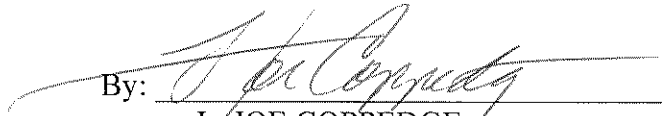


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- a. That this Court adjudge that Defendants have each infringed the '844 Patent;
- b. That this Court ascertain and award PJC Logistics damages sufficient to compensate it for the above infringement and that the damages so ascertained be awarded to PJC Logistics with interest;
- c. That this Court find this case to be exceptional and award PJC Logistics its attorneys fees, costs and expenses in this action;
- d. An accounting of all infringing sales including, but not limited to, those sales not presented at trial and an award by the Court for any such sales; and
- e. That this Court award PJC Logistics such other relief as the Court may deem just and proper.

DATED this 18 day of March, 2011.

SHEA & CARLYON, LTD

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