

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

ORTIZ & ASSOCIATES
CONSULTING LLC,

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

Case No. 19-08262

JURY TRIAL DEMANDED

AMENDED COMPLAINT

Ortiz & Associates Consulting LLC (hereinafter, “Ortiz”) brings this patent-infringement action against Microsoft Corporation (“Microsoft”).

Parties

1. Plaintiff Ortiz is a company organized under the laws of New Mexico with a principal place of business located in Albuquerque, New Mexico.

2. Defendant Microsoft is a corporation organized under the laws of Washington with a principal place of business located in Redmond, Washington.

Jurisdiction and Venue

3. This action arises under the patent laws of the United States, 35 U.S.C. §§ 101 *et seq.*

4. This Court has subject matter jurisdiction over this action under 28 U.S.C. §§ 1331 and 1338(a).

5. This Court may exercise personal jurisdiction over Microsoft. Microsoft is a

resident of Illinois and conducts continuous and systematic business in this District. Microsoft maintains corporate offices in this District. This patent-infringement case arises directly from Microsoft's continuous and systematic activity in this District. In short, this Court's exercise of jurisdiction over Microsoft would be consistent with traditional notions of fair play and substantial justice.

6. Venue is proper in this District pursuant to 28 U.S.C. § 1400(b).

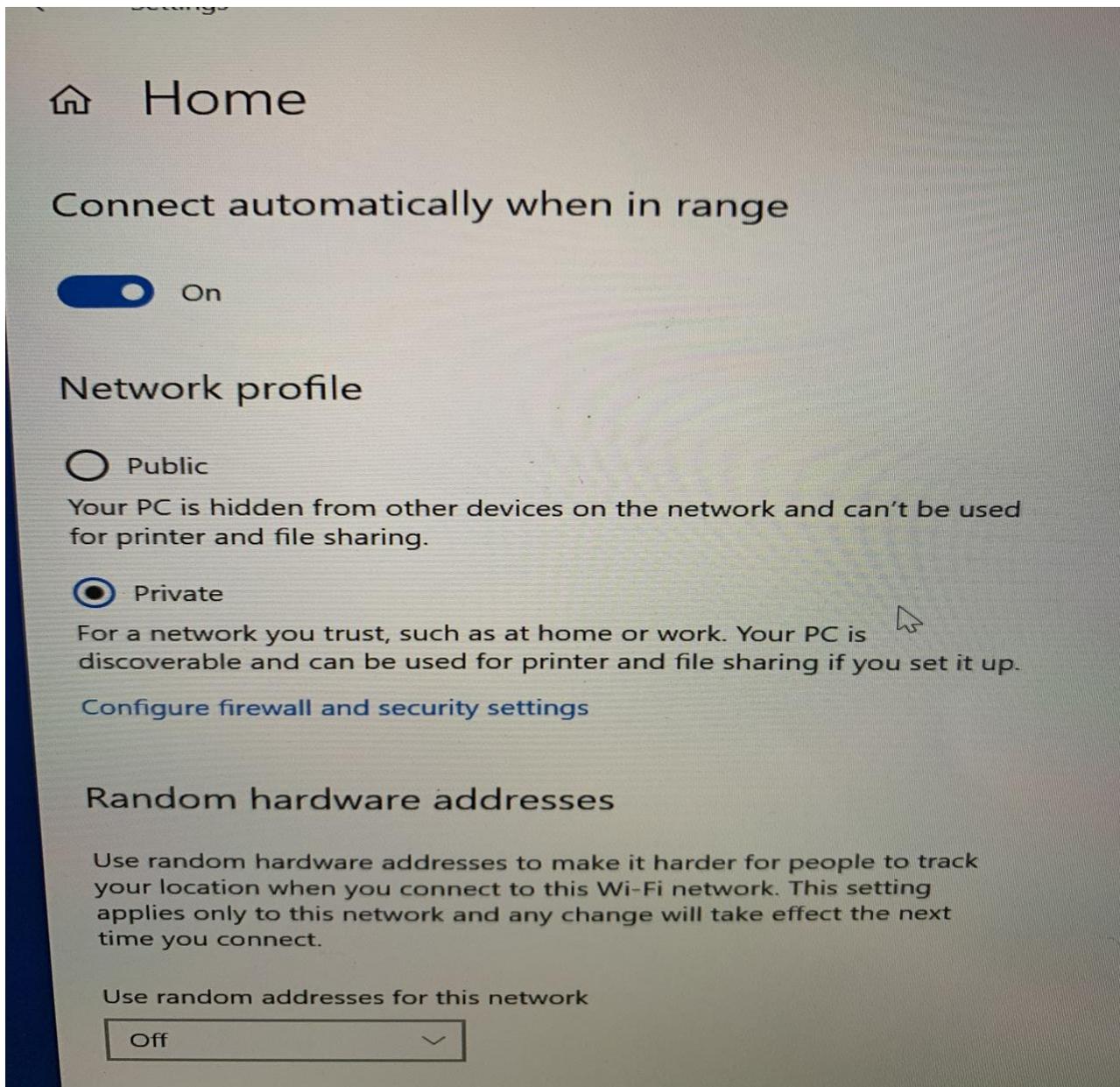
Infringement of U.S. Patent No. 9,147,299

7. Ortiz is the exclusive owner of United States Patent No. 9,147,299 (the "299 patent").

8. The '299 patent is valid and enforceable.

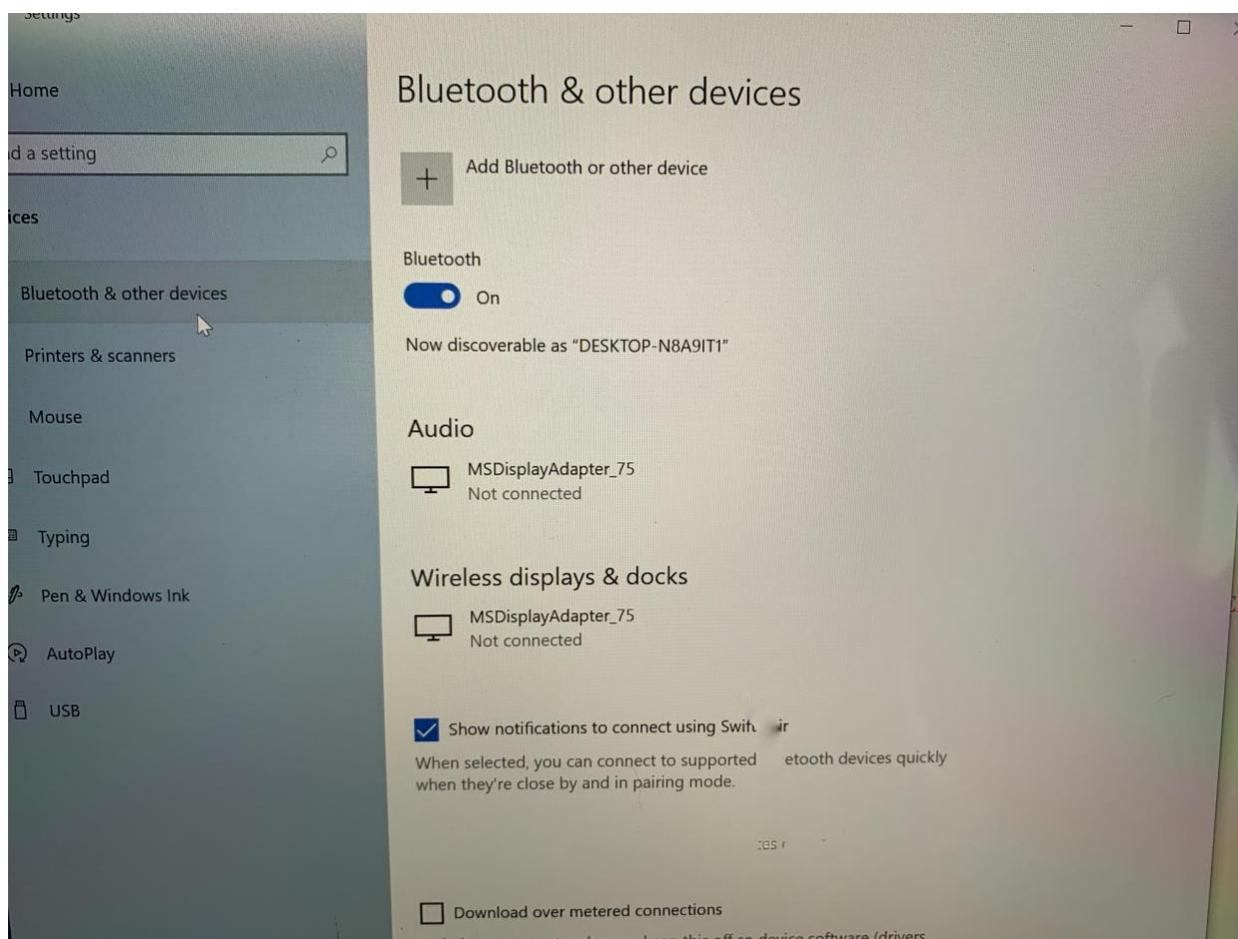
9. Microsoft infringes Claim 1 of the '299 patent as follows:

- a. Claim 1 is "A method of brokering video data between handheld wireless devices and publicly and privately available data rendering devices in the form of at least one of a video monitor and multi media projector for rendering of the video data at a selected rendering device." Microsoft brokers video data between handheld wireless devices (for example a Microsoft Surface Go 2) and data rendering devices (a television).



b. Microsoft sells the Wireless Display Adapter. Microsoft directs, “Connect your Microsoft Wireless Display Adapter to the HDMI and powered USB ports on your TV or monitor. . . . On the TV, set the channel to the HDMI source.” The user opens his or her Microsoft Surface Go 2 and is directed by Microsoft as follows: “Action Center > Connect > Select Wireless Display Adapter.” Microsoft owns software that Microsoft

licenses to end users. Through this software, when the user opens his or her Surface Go 2 and the selects the Wireless Display Adapter, Microsoft performs this step: “receiving a request in a wireless data communication network from a wireless device (WD) to locate at least one data rendering device (DRD) in the form of at least one of a video monitor and multimedia projector or rendering video data selected at said WD, said request including WD location information.”



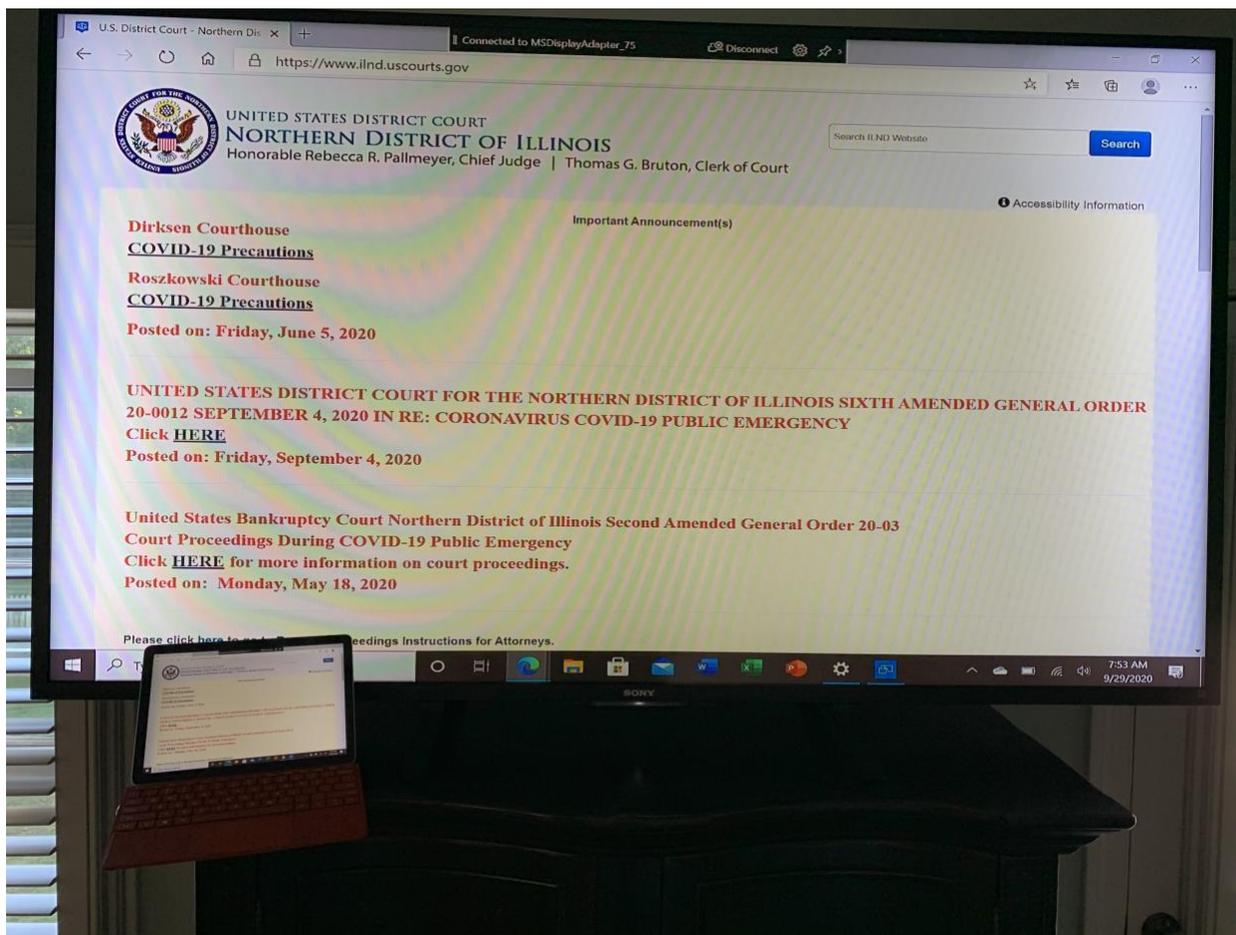
c. Claim 1: “[S]aid wireless data communication network identifying a physical location, operational readiness and rendering capabilities of at least one DRD for

said WD based on the WD location information . . . said wireless data communication network providing said WD with location information of at least one accessible DRD for selection by said WD.” The software that Microsoft owns and licenses to the user of Surface Go 2 identifies the user’s television to which the Wireless Display Adapter is connected as ready to be connected to the Surface Go 2 for screen sharing.

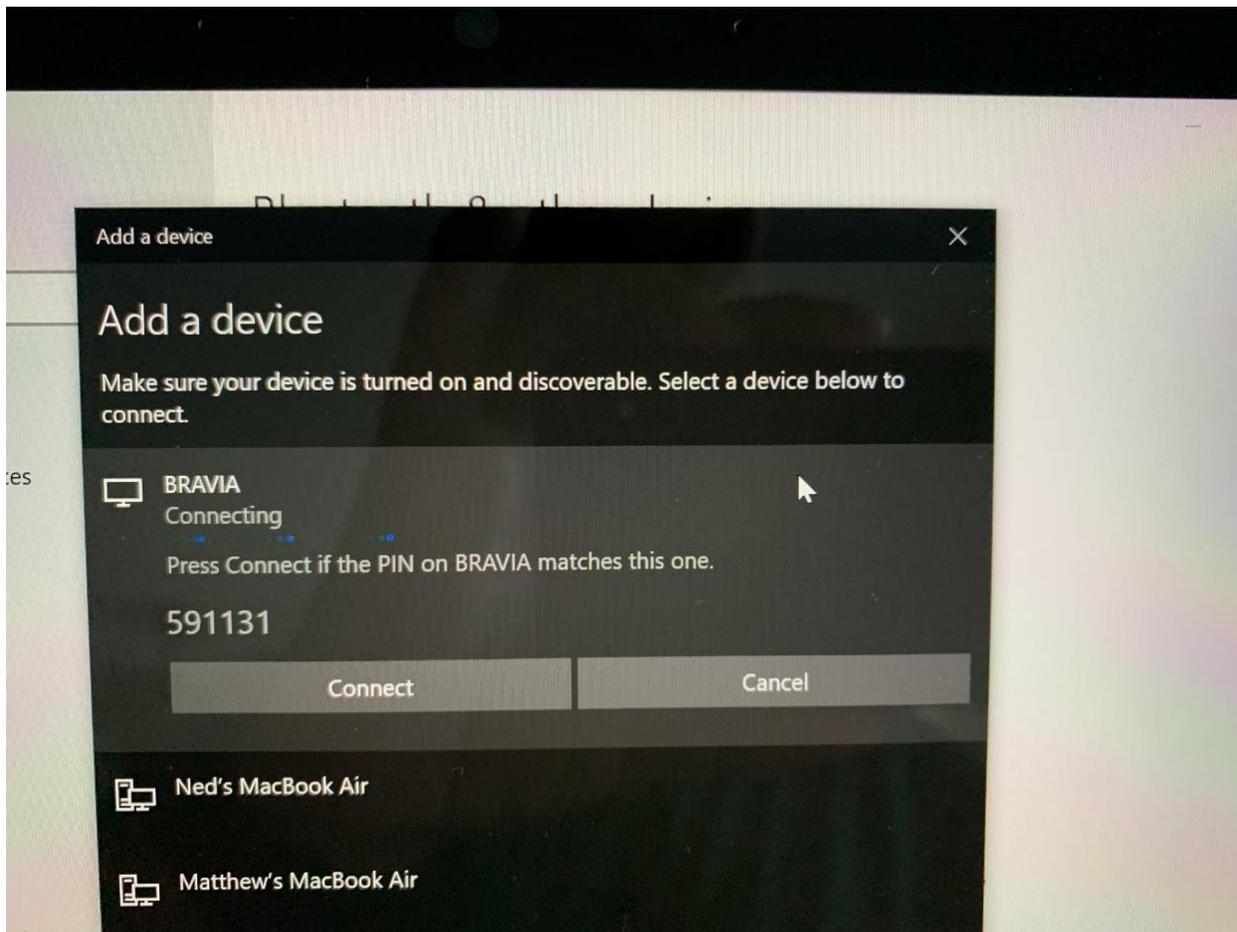


d. The user of the Microsoft Surface Go 2 selects an icon indicating his or her television is ready to be connected to the Microsoft Surface Go 2 for screen sharing. Through this action, the software that Microsoft owns performs the following step:

“receiving from said WD via said wireless data communication network a selection of a DRD by entry of authorization code at a user interface on at least one of said WD and said DRD once the DRD is physically located, and video data selected from at least one of said WD or a server accessible by said WD for rendering at said DRD, wherein verification of the authorization code entered on the user interface causes said DRD to retrieve and render the video data.”



e. Alternatively, Microsoft's software performs this step through a direct communication between the Surface Go2 and the Bravia television as demonstrated as follows:



Prayer for Relief

WHEREFORE, Ortiz prays for the following relief against Microsoft:

- (a) Judgment that Microsoft has directly infringed the '299 patent;
- (b) A fair and reasonable royalty;
- (c) Pre-judgment interest and post-judgment interest at the maximum rate allowed by law;

- (d) A Post-judgment injunction; and
- (e) Such other and further relief as the Court may deem just and proper.

Demand for Jury Trial

Ortiz demands a trial by jury on all matters and issues so triable.

Date: September 29, 2020

/s/ Matthew M. Wawrzyn

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