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14 **Counsel for Plaintiff**
15 **Encoditech LLC**

16 **IN THE UNITED STATES DISTRICT COURT**
17 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

18 **Encoditech LLC,**

19 Plaintiff,

20 v.

21 **IEI Technology USA Corporation,**

22 Defendant.

23 Case No. [insert]

24 Patent Case

25 Jury Trial Demanded

26 **COMPLAINT FOR PATENT INFRINGEMENT**

27 Plaintiff Encoditech LLC (“Plaintiff”), through its attorneys, complains of IEI Technology USA
28 Corporation (“Defendant”), and alleges the following:

PARTIES

THE '095 PATENT

1
2 8. The '095 Patent is entitled "Wireless communications approach," and issued
3 11/20/2001. The application leading to the '095 Patent was filed on 03/26/1999. A true and correct
4 copy of the '095 Patent is attached hereto as Exhibit 1 and incorporated herein by reference.

5 9. The '095 Patent is valid and enforceable.

6
7 **COUNT 1: INFRINGEMENT OF THE '095 PATENT**

8 10. Plaintiff incorporates the above paragraphs herein by reference.

9 11. **Direct Infringement.** Defendant has been and continues to directly infringe one or
10 more claims of the '095 Patent in at least this District by making, using, offering to sell, selling and/or
11 importing, without limitation, at least the Defendant products identified in the charts incorporated into
12 this Count below (among the "Exemplary Defendant Products") that infringe at least the exemplary
13 claims of the '095 Patent also identified in the charts incorporated into this Count below (the
14 "Exemplary '095 Patent Claims") literally or by the doctrine of equivalents. On information and
15 belief, numerous other devices that infringe the claims of the '095 Patent have been made, used, sold,
16 imported, and offered for sale by Defendant and/or its customers.
17

18 12. Defendant also has and continues to directly infringe, literally or under the doctrine of
19 equivalents, the Exemplary '095 Patent Claims, by having its employees internally test and use these
20 Exemplary Products.
21

22 13. Exhibit 2 includes charts comparing the Exemplary '095 Patent Claims to the
23 Exemplary Defendant Products. As set forth in these charts, the Exemplary Defendant Products
24 practice the technology claimed by the '095 Patent. Accordingly, the Exemplary Defendant
25 Products incorporated in these charts satisfy all elements of the Exemplary '095 Patent Claims.
26

27 14. Plaintiff therefore incorporates by reference in its allegations herein the claim charts
28

1 of Exhibit 2.

2 15. Plaintiff is entitled to recover damages adequate to compensate for Defendants
3 infringement.

4 **JURY DEMAND**

5 16. Under Rule 38(b) of the Federal Rules of Civil Procedure, Plaintiff respectfully
6 requests a trial by jury on all issues so triable.

7 **PRAYER FOR RELIEF**

8 WHEREFORE, Plaintiff respectfully requests the following relief:
9

- 10 A. A judgment that the '095 Patent is valid and enforceable
- 11 B. A judgment that Defendant has infringed directly one or more claims of the '095 Patent;
- 12 C. An accounting of all damages not presented at trial;
- 13 D. A judgment that awards Plaintiff all appropriate damages under 35 U.S.C. § 284 for
14 Defendants past infringement with respect to the '095 Patent.
- 15 E. And, if necessary, to adequately compensate Plaintiff for Defendants infringement, an
16 accounting:
- 17 i. that this case be declared exceptional within the meaning of 35 U.S.C. § 285 and that
18 Plaintiff be awarded its reasonable attorneys fees against Defendant that it incurs in
19 prosecuting this action;
- 20 ii. that Plaintiff be awarded costs, and expenses that it incurs in prosecuting this action;
21 and
22 iii. that Plaintiff be awarded such further relief at law or in equity as the Court deems
23 just and proper.
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1 Dated: October 30, 2020

Respectfully submitted,

2 /s/ Steven W. Ritcheson, Esq. (SBN 174062)

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