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14 **Counsel for Plaintiff**
15 **Paradise IP LLC**

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

18 **Paradise IP LLC,**

19 Plaintiff,

20 v.

21 **Canto Software, Inc.,**

22 Defendant.

Case No. 4:20-cv-07656

Patent Case

Jury Trial Demanded

23 **AMENDED COMPLAINT FOR PATENT INFRINGEMENT**

24 Plaintiff Paradise IP LLC (“Plaintiff”), through its attorneys, complains of Canto Software, Inc.
25 (“Defendant”), and alleges the following:

26 **PARTIES**
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1 1. Plaintiff Paradise IP LLC is a corporation organized and existing under the laws of
2 Delaware that maintains its principal place of business at 2108 Dallas Pkwy, Ste 214 - 1025, Plano, TX
3 75093-4362.

4 2. Defendant Canto Software, Inc. is a corporation organized and existing under the laws of
5 California that maintains an established place of business at 625 Market Street, Suite 600 San Francisco
6 CA 94105.

8 JURISDICTION

9 3. This is an action for patent infringement arising under the patent laws of the United
10 States, Title 35 of the United States Code.

11 4. This Court has exclusive subject matter jurisdiction under 28 U.S.C. §§ 1331 and
12 1338(a).

13 5. This Court has personal jurisdiction over Defendant because it has engaged in systematic
14 and continuous business activities in this District and is incorporated in this District's state. As described
15 below, Defendant has committed acts of patent infringement giving rise to this action within this
16 District.
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18 VENUE

19 6. Venue is proper in this District under 28 U.S.C. § 1400(b) because Defendant has
20 committed acts of patent infringement in this District and is incorporated in this District's state.

21 PATENTS-IN-SUIT

22 7. Plaintiff is the assignee of all right, title and interest in United States Patent Nos.
23 6,253,217 (“the ‘217 Patent”); 7,086,000 (“the ‘000 Patent”); and 7,200,613 (“the ‘613 Patent”)
24 (collectively the “Patents-in-Suit”); including all rights to enforce and prosecute actions for infringement
25 and to collect damages for all relevant times against infringers of the Patents-in-Suit. Accordingly,
26
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1 Plaintiff possesses the exclusive right and standing to prosecute the present action for infringement of
2 the Patents-in-Suit by Defendant.

3 **THE '217 PATENT**

4 8. The '217 Patent is entitled "Active properties for dynamic document management
5 system configuration," and issued 06/26/2001. The application leading to the '217 Patent was filed on
6 08/31/1998. A true and correct copy of the '217 Patent is attached hereto as Exhibit 1 and incorporated
7 herein by reference.
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9 9. The '217 Patent is valid and enforceable.

10 **THE '000 PATENT**

11 10. The '000 Patent is entitled "Tagging related files in a document management system,"
12 and issued 08/01/2006. The application leading to the '000 Patent was filed on 05/14/2003. A true and
13 correct copy of the '000 Patent is attached hereto as Exhibit 2 and incorporated herein by reference.
14

15 11. The '000 Patent is valid and enforceable.

16 **THE '613 PATENT**

17 12. The '613 Patent is entitled "Asset management system for network-based and non-
18 network-based assets and information," and issued 04/03/2007. The application leading to the '613
19 Patent was filed on 11/04/2002. A true and correct copy of the '613 Patent is attached hereto as
20 Exhibit 3 and incorporated herein by reference.
21

22 13. The '613 Patent is valid and enforceable.

23 **COUNT 1: INFRINGEMENT OF THE '217 PATENT**

24 14. Plaintiff incorporates the above paragraphs herein by reference.

25 15. **Direct Infringement.** Defendant has been and continues to directly infringe one or
26 more claims of the '217 Patent in at least this District by making, using, offering to sell, selling and/or
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1 importing, without limitation, at least the Defendant products identified in the charts incorporated into
2 this Count below (among the “Exemplary Defendant Products”) that infringe at least the exemplary
3 claims of the ’217 Patent also identified in the charts incorporated into this Count below (the
4 “Exemplary ’217 Patent Claims”) literally or by the doctrine of equivalents. On information and
5 belief, numerous other devices that infringe the claims of the ’217 Patent have been made, used, sold,
6 imported, and offered for sale by Defendant and/or its customers.
7

8 16. Defendant also has and continues to directly infringe, literally or under the doctrine of
9 equivalents, the Exemplary ’217 Patent Claims, by having its employees internally test and use these
10 Exemplary Products.
11

12 17. Exhibit 4 includes charts comparing the Exemplary ’217 Patent Claims to the
13 Exemplary Defendant Products. As set forth in these charts, the Exemplary Defendant Products
14 practice the technology claimed by the ’217 Patent. Accordingly, the Exemplary Defendant
15 Products incorporated in these charts satisfy all elements of the Exemplary ’217 Patent Claims.
16

17 18. Plaintiff therefore incorporates by reference in its allegations herein the claim charts
18 of Exhibit 4.
19

20 19. Plaintiff is entitled to recover damages adequate to compensate for Defendants
21 infringement.
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23 **COUNT 2: INFRINGEMENT OF THE ’000 PATENT**

24 20. Plaintiff incorporates the above paragraphs herein by reference.
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26 21. **Direct Infringement.** Defendant has been and continues to directly infringe one or
27 more claims of the ’000 Patent in at least this District by making, using, offering to sell, selling and/or
28 importing, without limitation, at least the Defendant products identified in the charts incorporated into
this Count below (among the “Exemplary Defendant Products”) that infringe at least the exemplary

1 claims of the '000 Patent also identified in the charts incorporated into this Count below (the
2 “Exemplary '000 Patent Claims”) literally or by the doctrine of equivalents. On information and
3 belief, numerous other devices that infringe the claims of the '000 Patent have been made, used, sold,
4 imported, and offered for sale by Defendant and/or its customers.

5 22. Defendant also has and continues to directly infringe, literally or under the doctrine of
6 equivalents, the Exemplary '000 Patent Claims, by having its employees internally test and use these
7 Exemplary Products.
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9 23. Exhibit 5 includes charts comparing the Exemplary '000 Patent Claims to the
10 Exemplary Defendant Products. As set forth in these charts, the Exemplary Defendant Products
11 practice the technology claimed by the '000 Patent. Accordingly, the Exemplary Defendant
12 Products incorporated in these charts satisfy all elements of the Exemplary '000 Patent Claims.
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14 24. Plaintiff therefore incorporates by reference in its allegations herein the claim charts
15 of Exhibit 5.

16 25. Plaintiff is entitled to recover damages adequate to compensate for Defendants
17 infringement.
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19 **COUNT 3: INFRINGEMENT OF THE '613 PATENT**

20 26. Plaintiff incorporates the above paragraphs herein by reference.

21 27. **Direct Infringement.** Defendant has been and continues to directly infringe one or
22 more claims of the '613 Patent in at least this District by making, using, offering to sell, selling and/or
23 importing, without limitation, at least the Defendant products identified in the charts incorporated into
24 this Count below (among the “Exemplary Defendant Products”) that infringe at least the exemplary
25 claims of the '613 Patent also identified in the charts incorporated into this Count below (the
26 “Exemplary '613 Patent Claims”) literally or by the doctrine of equivalents. On information and
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1 belief, numerous other devices that infringe the claims of the '613 Patent have been made, used, sold,
2 imported, and offered for sale by Defendant and/or its customers.

3 28. Defendant also has and continues to directly infringe, literally or under the doctrine of
4 equivalents, the Exemplary '613 Patent Claims, by having its employees internally test and use these
5 Exemplary Products.
6

7 29. Exhibit 6 includes charts comparing the Exemplary '613 Patent Claims to the
8 Exemplary Defendant Products. As set forth in these charts, the Exemplary Defendant Products
9 practice the technology claimed by the '613 Patent. Accordingly, the Exemplary Defendant
10 Products incorporated in these charts satisfy all elements of the Exemplary '613 Patent Claims.
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12 30. Plaintiff therefore incorporates by reference in its allegations herein the claim charts
13 of Exhibit 6.

14 31. Plaintiff is entitled to recover damages adequate to compensate for Defendants
15 infringement.
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17 **JURY DEMAND**

18 32. Under Rule 38(b) of the Federal Rules of Civil Procedure, Plaintiff respectfully
19 requests a trial by jury on all issues so triable.
20

21 **PRAYER FOR RELIEF**

22 WHEREFORE, Plaintiff respectfully requests the following relief:

- 23 A. A judgment that the '217 Patent is valid and enforceable
- 24 B. A judgment that the '000 Patent is valid and enforceable
- 25 C. A judgment that the '613 Patent is valid and enforceable
- 26 D. A judgment that Defendant has infringed directly one or more claims of the '217 Patent;
- 27 E. A judgment that Defendant has infringed directly one or more claims of the '000 Patent;
- 28 F. A judgment that Defendant has infringed directly one or more claims of the '613 Patent;

- 1 G. An accounting of all damages not presented at trial;
- 2 H. A judgment that awards Plaintiff all appropriate damages under 35 U.S.C. § 284 for
- 3 Defendants past infringement with respect to the '217 Patent.
- 4 I. A judgment that awards Plaintiff all appropriate damages under 35 U.S.C. § 284 for
- 5 Defendants past infringement with respect to the '000 Patent.
- 6
- 7 J. A judgment that awards Plaintiff all appropriate damages under 35 U.S.C. § 284 for
- 8 Defendants past infringement with respect to the '613 Patent.
- 9 K. And, if necessary, to adequately compensate Plaintiff for Defendants infringement, an
- 10 accounting:
- 11
- 12 i. that this case be declared exceptional within the meaning of 35 U.S.C. § 285 and that
- 13 Plaintiff be awarded its reasonable attorneys fees against Defendant that it incurs in
- 14 prosecuting this action;
- 15
- 16 ii. that Plaintiff be awarded costs, and expenses that it incurs in prosecuting this action;
- 17
- 18 and
- 19
- 20 iii. that Plaintiff be awarded such further relief at law or in equity as the Court deems
- 21
- 22 just and proper.
- 23

24 Dated: November 24, 2020

Respectfully submitted,

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