

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

AK MEETING IP LLC,)	
Plaintiff,)	
)	Civil Action No. 6:22-cv-00249
v.)	
)	
FUZE, INC. and 8X8, INC.)	
Defendants.)	JURY TRIAL DEMANDED
)	

PLAINTIFF’S CORRECTED FIRST AMENDED COMPLAINT

Plaintiff AK Meeting IP LLC (“AK Meeting”) files this Corrected First Amended Complaint and demand for jury trial seeking relief from patent infringement of the claims of U.S. Patent Nos. 10,963,124 (“the ‘124 patent” or “Patent-in-Suit”)¹ by Fuze, Inc. (“Defendant” or “Fuze”).

I. THE PARTIES

1. AK Meeting is a Texas limited liability corporation with its principal place of business located at 5900 Balcones Drive, Suite 100, Austin, Texas 78731.

2. On information and belief, Defendant Fuze, Inc. is a corporation existing under the laws of the Delaware, with a regular and established place of business located at 600 Congress Avenue, Austin, Texas 78701. On information and belief, Defendant sells and offers to sell products and services throughout Texas, including in this judicial district, and introduces products and services

¹ Plaintiff removed all paragraphs accusing Fuze of infringing the ‘211 patent from the First Amended Complaint filed on June 6, 2022 (Doc. No. 14), but inadvertently left a reference to the ‘211 patent in the introduction paragraph. Plaintiff files this Corrected First Amended Complaint to remove this inadvertent reference. Plaintiff also removes all references to 8x8, Inc., who is not a party to this lawsuit having been dismissed per Doc. No. 16.

that perform infringing methods or processes into the stream of commerce knowing that they would be sold in Texas and this judicial district. Defendant may be served through its registered agent, Corporation Service Company, DBA CSC, 211 E. 7th Street, Suite 620, Austin, TX 78701-3218 or anywhere they may be found.

II. JURISDICTION AND VENUE

3. This Court has original subject-matter jurisdiction over the entire action pursuant to 28 U.S.C. §§ 1331 and 1338(a) because Plaintiff's claim arises under an Act of Congress relating to patents, namely, 35 U.S.C. § 271.

4. This Court has personal jurisdiction over Defendant because: (i) Defendant is present within or has minimum contacts within the State of Texas and this judicial district; (ii) Defendant has purposefully availed itself of the privileges of conducting business in the State of Texas and in this judicial district; and (iii) Plaintiff's cause of action arises directly from Defendant's business contacts and other activities in the State of Texas and in this judicial district.

5. Venue is proper in this district under 28 U.S.C. §§ 1391(b) and 1400(b). Defendant has committed acts of infringement and has a regular and established place of business in this District. Further, venue is proper because 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 Texas and this District.

III. INFRINGEMENT

A. Infringement of the '124 Patent

6. On March 30, 2021, U.S. Patent No. 10,963,124 (“the ‘124 patent”, included as an attachment) entitled “Sharing Content Produced By A Plurality Of Client Computers In Communication With A Server” was duly and legally issued by the U.S. Patent and Trademark Office. Plaintiff owns the ‘124 patent by assignment.

7. The ‘124 patent relates to novel and improved method for sharing content produced by a plurality of client computers over a computer network.

8. Defendant maintains, operates, and administers methods for sharing content produced by a plurality of client computers over a computer network that infringe one or more of claims 1-14 of the ‘124 patent, literally or under the doctrine of equivalents. Defendant put the inventions claimed by the ‘124 Patent into service (i.e., used them); but for Defendant’s actions, the claimed-inventions embodiments involving Defendant’s products and services would never have been put into service. Defendant’s acts complained of herein caused those claimed-invention embodiments as a whole to perform, and Defendant’s procurement of monetary and commercial benefit from it.

9. Support for the allegations of infringement using exemplary claim 1 may be found in the following preliminary table included as Exhibit A. These allegations of infringement are preliminary and are therefore subject to change.²

10. Defendants have caused and will continue to cause Plaintiff damage by direct infringement of the claims of the ‘124 patent.

IV. JURY DEMAND

Plaintiff hereby requests a trial by jury on issues so triable by right.

V. PRAYER FOR RELIEF

² Plaintiff reserves the right to amend, including but not limited to the right to assert claims for pre- and post-suit indirect and willful infringement; particularly if discovery reveals an earlier date of knowledge.

WHEREFORE, Plaintiff prays for relief as follows:

- a. enter judgment that Defendants have infringed the claims of the '124 patent;
- b. award Plaintiff damages in an amount sufficient to compensate it for Defendants' infringement, in an amount no less than a reasonable royalty or lost profits, together with pre-judgment and post-judgment interest and costs under 35 U.S.C. § 284;
- c. award Plaintiff an accounting for acts of infringement not presented at trial and an award by the Court of additional damage for any such acts of infringement; and
- d. award Plaintiff such other and further relief as this Court deems just and proper.

DATED: January 11, 2023

Respectfully submitted,

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