

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION**

OMEGA PATENTS, L.L.C.,  
a Georgia corporation,

Plaintiff,

vs.

Case No. 6:07-cv-1422-01-31DAB

LEAR CORPORATION,  
a Delaware corporation,

Defendant.

**INJUNCTIVE RELIEF REQUESTED**

**JURY TRIAL REQUESTED**

**COMPLAINT**

Plaintiff Omega Patents, L.L.C., through its undersigned counsel, for its complaint against Defendant Lear Corporation, states:

**PARTIES, JURISDICTION AND VENUE**

1. Plaintiff Omega Patents, L.L.C. ("Omega") is a Georgia limited liability company.
2. Defendant Lear Corporation ("Lear") is, upon information and belief, a Delaware corporation having its principal place of business in Southfield Michigan, and which sells and offers for sale products in the United States, including within this division of the Middle District of Florida.
3. Lear infringes Omega's patents in the United States, including this Division of the Middle District of Florida.
4. This Court has jurisdiction over the subject matter of this action as to Lear pursuant to 28 U.S.C. §§ 1331 and 1338(a).

5. This Court has *in personam* jurisdiction as to Lear Corporation because, upon information and belief, Lear is subject to general or specific jurisdiction in this State. More particularly, Lear maintains an operating facility in Florida and maintains continuous and systematic business contacts in Florida. Additionally, upon information and belief, Lear sells and offers to sell products that infringe one or more claims of Omega's patents in Florida or places such products in the stream of commerce with the knowledge that the infringing products will be sold in Florida.

6. Venue properly lies within this judicial district and division, pursuant to 28 U.S.C. §§1391(c) and 1400(b).

#### **STATEMENT OF FACTS**

7. Omega is the sole and exclusive owner of the following valid and enforceable United States Patents (collectively, the "Patents-in-Suit"):

PATENT NO.	TITLE
6,771,167 B1 ("the '167 Patent")	Vehicle Alert System For Vehicle Having a Data Bus and Associated Methods
6,812,829 B1 ("the '829 Patent")	Remote Start System for a Vehicle Having a Data Communications Bus and Related Methods
7,031,826 B2 ("the '826 Patent")	Remote Control Start System for Starting an Engine of a Vehicle Based on Selected Vehicle Data Carried by a Data Communications Bus and Associated Methods
7,205,679 B2 ("the '679 Patent")	Remote Start System for a Vehicle Having a Data Communications Bus and Related Methods

PATENT NO.	TITLE
7,224,083 B2 ("the '083 Patent")	Remote Start System for a Vehicle Having a Data Communications Bus and Related Methods

True and correct copies of the Patents-in-Suit are attached hereto as Exhibit A.

8. Vehicle security and remote starting devices rely upon electronic communications to perform many security functions. Kenneth E. Flick, the inventor of the Patents-in-Suit, is recognized as an innovator in the vehicle security systems industry.

9. A series of inventions by Mr. Flick involve vehicle data communications bus products, including interfaces such as for remotely-controlling certain functions of the vehicle. The Patents-in-Suit describe some of Mr. Flick's inventions in the field. Mr. Flick has assigned all of his rights to the inventions claimed in the Patents-in-Suit to Omega.

10. Upon information and belief, Lear has sold and offered for sale in the United States and in this Judicial District vehicle data communications bus products that directly or indirectly infringe upon one or more claims of the Patents-in-Suit.

11. Omega has not granted Lear any license to practice the Patents-in-Suit.

**COUNT I**

**Action for Infringement of the Patents-in-Suit**

12. Count I is an action by Omega against Lear for monetary damages and injunctive relief for Lear's infringement of the Patents-in-Suit.

13. Omega herein restates and reincorporates into this Count the allegations of Paragraphs 1 through 11 herein.

14. Upon information and belief, Lear has made and/or offered for sale and sold and/or distributed vehicle remote control products that infringe directly, by inducement and/or contributorily, one or more claims of the Patents-in-Suit.

15. Omega has not granted Lear any license to practice the Patents-in-Suit.

16. Omega is entitled to compensatory damages and injunctive relief for Lear's infringing activities.

17. Upon information and belief, Lear lacks justifiable belief that there is no infringement or that the infringed claims are invalid or has acted with objective recklessness in its infringing activity. Lear's infringement is therefore willful, and Omega is entitled to an award of exemplary damages, attorneys' fees, and costs in bringing this action.

Wherefore, Plaintiff Omega prays this Honorable Court enter such preliminary and final orders and judgments as are necessary to provide Omega with the following requested relief:

A. A preliminary and then permanent injunction enjoining Lear from infringing each of the Patents-in-Suit;

B. An award of damages against Lear under 35 U.S.C. §284 in an amount adequate to compensate Omega for Lear's infringement, but in no event less than a reasonable royalty for the use made by Lear of the inventions set forth in the Patents-in-Suit;

C. An award against Lear for exemplary damages, attorneys' fees, and costs under 35 U.S.C. § 285; and

D. Such other and further relief as this Court deems just and proper.

**JURY TRIAL REQUEST**

Omega requests a trial by jury as to all matters so triable.

Respectfully submitted September 6, 2007.

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