

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

ISECURETRAC CORPORATION,

Plaintiff,

v.

SATELLITE TRACKING OF PEOPLE,  
L.L.C.,

Defendants.

No. \_\_\_\_\_

**COMPLAINT**

**(Demand for Jury Trial)**

COMES NOW, Plaintiff iSECUREtrac Corporation (“iSECUREtrac”), pursuant to Rule 8(a) of the Federal Rules of Civil Procedure, and for its complaint against Defendant Satellite Tracking of People, L.L.C. (“STOP”) hereby states and alleges as follows:

**THE PARTIES**

1. iSECUREtrac is a corporation organized and existing under the laws of the State of Delaware with its principal place of business in Omaha, Nebraska.

2. STOP is a corporation organized and existing under the laws of the State of Delaware with its principal place of business in Nashville, Tennessee.

**JURISDICTION AND VENUE**

3. This Court has original and exclusive jurisdiction pursuant to 28 U.S.C. § 1338(a) because this action arises under the patent laws of the United States (35 U.S.C. § 100 et seq.) for infringement of a United States patent.

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

### **STATEMENT OF FACTS**

5. iSECUREtrac is the owner of all proprietary and intellectual property rights (including any patents, copyrights, trademarks, service marks or trade names) in an apparatus and method for “continuous electronic monitoring and tracking of individuals.” The apparatus and method for continuous tracking includes, without limitations, United States Patent No. 6,072,396, as issued by the United States Patent and Trademark Office on June 6, 2000, and United States Patent No. 6,100,806, as issued by the United States Patent and Trademark Office on August 8, 2000 (“Patents”). Copies of the duly and legally issued Patents are attached hereto as Exhibit A and Exhibit B and are incorporated herein by reference.

6. STOP has been infringing on iSECUREtrac’s Patents by making, using, selling, offering for sale, and/or importing a service known as VeriTracks and a device known as BluTag.

### **CLAIM FOR RELIEF (Patent Infringement)**

7. iSECUREtrac realleges and reasserts Paragraphs 1 through 6 as if fully set forth herein.

8. STOP has, within the six years preceding the filing of this Complaint, infringed upon the Patents in violation of 35 U.S.C. § 271 by making, using, selling, offering for sale, and/or importing the patented invention of the Patents to the damage and injury of iSECUREtrac.

9. STOP has also, within the six years preceding the filing of this Complaint, infringed upon the Patents in violation of 35 U.S.C. § 271 by using the methods as claimed within the Patents to the damage and injury of iSECUREtrac.

10. iSECUREtrac has complied with 35 U.S.C. § 287 by appropriate patent marking and by notice of infringement prior to commencement of this civil action.

11. The infringement by STOP has been deliberate and willful.

12. iSECUREtrac has suffered and will continue to suffer irreparable damage and injury for which there is no adequate remedy at law against STOP for its infringement of the Patents.

WHEREFORE, iSECUREtrac requests the following relief:

(a) For a judgment that United States Patent No. 6,072,396 and United States Patent No. 6,100,806 are valid and that STOP willfully infringed the claims thereof;

(b) For an injunction temporarily and permanently restraining and further enjoining infringement by STOP of the claims of the Patents;

(c) For an accounting and an award of damages adequate to compensate iSECUREtrac for infringement of the Patents by STOP, but in no event less than a reasonable royalty for the use made of the invention, together with interest thereon as provided for by 35 U.S.C. § 284;

(d) For an increase in damages to three times the amount found or assessed as a result of the willful infringement of the Patents by STOP as provided by 35 U.S.C. § 284;

(e) For the costs of this action and attorney fees as provided by 35 U.S.C. § 285;

(f) For further and additional relief as this Court deems just and equitable.

#### **REQUEST FOR PLACE OF TRIAL**

Pursuant to NELR 40.1(a), iSECUREtrac hereby requests trial of this case at Omaha.

Dated this 11th day of January, 2005.

ISECURETRAC CORPORATION, Plaintiff

By s\ **Madeline E. Roebke**

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