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UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

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CLERK U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE, FLORIDA

JOHN MEZZALINGUA ASSOCIATES,)
INC., d/b/a PPC)

Plaintiff,)

v.)

ANTEC CORP.,)

Defendant.)

CASE NO.: 3:01-CV-482-J-25 HTS

**COMPLAINT FOR PATENT INFRINGEMENT, INCLUDING INJUNCTIVE
RELIEF, AND DEMAND FOR JURY TRIAL**

Plaintiff, JOHN MEZZALINGUA ASSOCIATES, INC, d/b/a PPC, for its
complaint against Defendant Antec Corp., states as follows:

PARTIES

1. Plaintiff John Mezzalingua Associates, Inc., doing business as PPC
(hereinafter "PPC"), is a corporation organized and existing under the laws of the State
of New York, with its principal place of business at 6176 E. Malloy Rd., in East
Syracuse, New York.

2. Upon information and belief, Defendant Antec Corp. (hereinafter
"Antec"), is a corporation organized and existing under the laws of the State of
Delaware, with its principal place of business at 11450 Technology Circle, Duluth,
Georgia.

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JURISDICTION AND VENUE

3. This is a civil action for patent infringement which arises under the patent laws of the United States, 35 U.S.C. §100 *et. seq.* This Court has jurisdiction under Title 28 U.S.C. §§1331 and 1338(a).

4. Venue is proper in this district under Title 28 U.S.C. §1400(b), because Defendant Antec resides in the Middle District of Florida and has committed acts of infringement in this district, including active solicitation of sales within the Jacksonville, Florida area within the Middle District of Florida in violation of PPC's patent.

COUNT I
Infringement of U.S. Design Patent No. D 440,539 S

5. PPC repeats and realleges each and every allegation of paragraphs 1-4, as though fully set forth herein.

6. PPC is the owner by assignment of U.S. Design Patent No. D 440,539 S (hereinafter "'539 Patent"), which was duly and lawfully issued by the United States Patent and Trademark Office on April 17, 2001, and is entitled "CLOSED COMPRESSION-TYPE COAXIAL CABLE CONNECTOR." A true and correct copy of the '539 patent is attached as Exhibit A and made a part hereof.

7. Defendant Antec is engaged in the manufacture and sale of a coaxial connector known as the Digicon Connector.

8. Defendant Antec has infringed, and continues to infringe, the '539 patent under 35 U.S.C. § 271(a) by making, using, offering for sale, and/or selling the

Digicon connector within the United States and within this judicial district in competition with PPC.

9. Defendant Antec's acts of infringement of the '539 patent have been willful.

10. As a result of Defendant Antec's acts of infringement, PPC has suffered grievous and irreparable damage for which PPC has no adequate remedy at law. Should Defendant Antec continue to infringe the '539 patent, PPC will suffer further substantial and irreparable injury for which it has no adequate remedy at law.

11. Upon information and belief, Defendant Antec will continue its acts of infringement of the '539 patent unless restrained and enjoined by this Court.

12. PPC has retained the law firm of McDermott, Will & Emery, and the local law firm of Liles, Gavin & Costantino, to represent it in this action and is obligated to pay them a reasonable fee.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff PPC respectfully requests that this Court:

A. Enter judgment for PPC that U.S. Design Patent No. D 440,539 S is valid, enforceable and infringed by Defendant Antec.

B. Issue a preliminary and permanent injunction restraining Defendant Antec, its officers, directors, employees, agents, subsidiaries, licensees, servants, successors and assigns, and any and all persons acting in privity or in concert or participation with Defendant Antec from continued infringement, direct or contributory

or active inducement of infringement by others, of U.S. Design Patent No. D 440,539 S.

C. Award PPC damages sustained by reason of Defendant Antec's infringement of U.S. Patent No. D 440,539 S, such damages to be trebled in accordance with the Patent Act, 35 U.S.C. § 284, and assessed against Defendant Antec.

D. Award PPC its costs and disbursements incurred in this action, including attorneys' fees, pre-judgment interest, and post-judgment interest at the maximum rate allowed by law, and pursuant to the Patent Act, 35 U.S.C. § 285; and

E. Grant PPC such other and further relief as this Court may deem just and proper.


JURY DEMAND

Pursuant to Rule 38 of the Federal Rules of Civil Procedure, PPC demands a trial by jury on all issues triable by jury.

Date: May 4, 2001

Respectfully submitted,

JOHN MEZZALINGUA ASSOCIATES, INC.,
d/b/a PPC

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A

(12) United States Design Patent
Montena

(10) Patent No.: US D440,539 S
(45) Date of Patent: ** Apr. 17, 2001

- (54) **CLOSED COMPRESSION-TYPE COAXIAL CABLE CONNECTOR**
- (76) Inventor: **Noah P. Montena, 1505 E. Genesee St., Apt. 30, Syracuse, NY (US) 13210**
- (**) Term: **14 Years**
- (21) Appl. No.: **29/122,505**
- (22) Filed: **Apr. 28, 2000**

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(List continued on next page.)

Related U.S. Application Data

- (63) Continuation of application No. 08/910,509, filed on Aug. 2, 1997.
- (51) **LOC (7) CL** **13-03**
- (52) **U.S. CL** **D13/133**
- (58) **Field of Search** **D13/133, 149, D13/151; 439/578, 583, 584, 585**

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Primary Examiner—Joel Sincavage
(74) *Attorney, Agent, or Firm*—Pennie & Edmonds LLP

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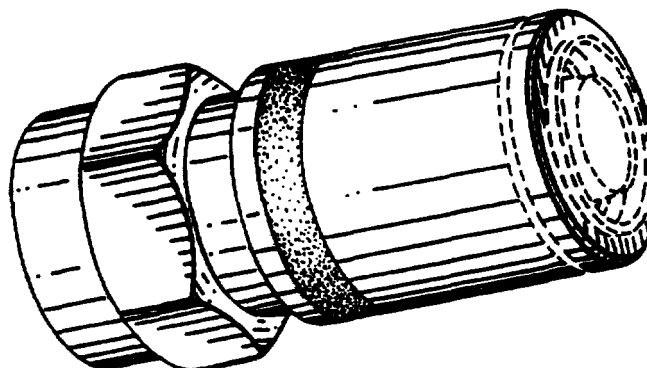
(57) CLAIM

The ornamental design for a closed compression-type coaxial cable connector, as shown and described.

DESCRIPTION

FIG. 1 is a perspective view of a closed compression-type coaxial cable connector according to the present invention; FIG. 2 is a side view thereof, all other side views being a mirror image thereof; FIG. 3 is a bottom view thereof; and, FIG. 4 is a top view thereof. The broken lines do not illustrate parts of the claimed design.

1 Claim, 1 Drawing Sheet



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FIG. 1

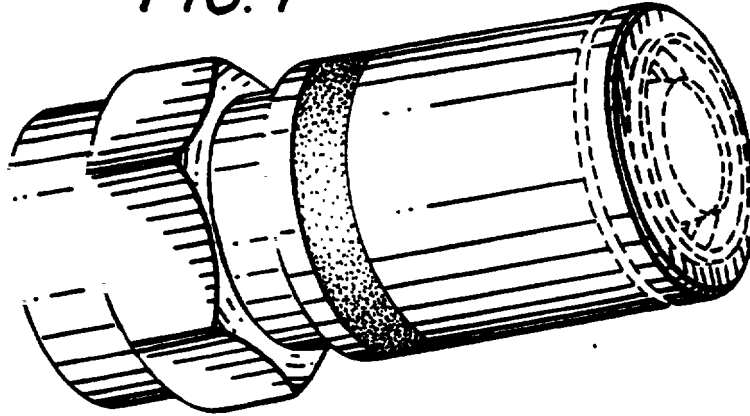


FIG. 2

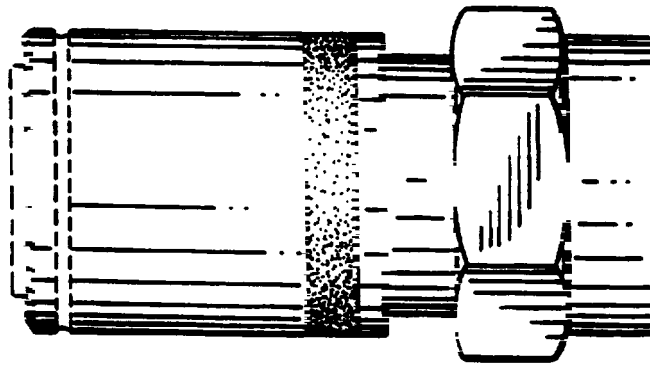


FIG. 3

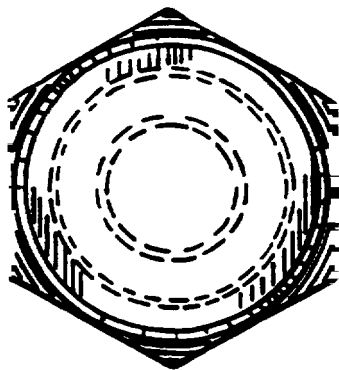


FIG. 4

