

3. Defendant Tesco Corporation (“Tesco”) is a Canadian corporation having a principal place of business at 3993 W. Sam Houston Pkwy. North, Ste. 100, Houston, TX. 77043. Defendant Tesco may be served with process by serving its registered agent, CT Corporation System at 350 North Saint Paul Street, Dallas, Texas 75201.

4. Defendant Tesco Corporation (US) (“Tesco (US)”) is a Delaware corporation having a principal place of business at 11330 Brittmoore Park Drive, Houston, Texas 77041. Defendant Tesco (US) may be served with process by serving its registered agent, CT Corporation System at 350 North Saint Paul Street, Dallas, Texas 75201.

III. JURISDICTION AND VENUE

5. This case arises under the patent laws, 35 U.S.C. § 1 *et seq.*, and therefore this Court has jurisdiction under 28 U.S.C. §§ 1331 and 1338(a).

6. Upon information and belief, Defendants are subject to personal jurisdiction in this district because they have infringed the ‘002 Patent by selling or renting and/or offering for sale or rent infringing products, and/or contributing to infringement by others, and/or inducing others to sell, rent and/or offer for sale infringing products within the State of Texas without the authorization, license, or consent of either Frank’s Int’l or Frank’s Casing. Additionally, Azimuth Tubular Services, which is a division or business unit of either Tesco or Tesco (US), or both, has offices in both Carthage and Kilgore, Texas, within the Eastern District of Texas.

7. Venue is proper in this district under 28 U.S.C. §§ 1391(b) and 1400(b) because, based on information and belief, the acts and transactions constituting the violations alleged herein occurred in substantial part in this judicial district and because Defendants transact business in this judicial district, at least through Azimuth Tubular Services having offices in Carthage and Kilgore, Texas. Venue is also proper in this district under 28 U.S.C. § 1391(c) because Defendants are corporations that are subject to personal jurisdiction in this district.

Further, because Defendant Tesco Corporation is a Canadian corporation, venue is proper in any district under 28 U.S.C. § 1391(d).

IV. PLAINTIFFS' PATENT

8. U.S. Patent No. 6,309,002 (the “‘002 Patent”) entitled “Tubular Running Tool,” which names Vernon J. Bouligny as the sole inventor, was duly and lawfully issued to Frank’s Casing Crew and Rental Tools, Inc. on October 30, 2001. A true and accurate copy of the ‘002 Patent is attached as Exhibit A.

9. Plaintiffs Frank’s Casing and Frank’s Int’l became joint owners of undivided interest in and to the ‘002 Patent prior to filing of this First Amended Complaint.

10. The ‘002 Patent is valid and enforceable, and all maintenance payments have been made.

V. PATENT INFRINGEMENT

11. Paragraphs 1 through 11 are repeated and realleged as if fully set forth herein.

12. Upon information and belief, Defendants Tesco and Tesco (US) have infringed and continue to infringe one or more claims of the ‘002 Patent, by manufacturing, using, selling or renting and/or offering for sale or rental, and/or contributing to and/or inducing others to make, use, sell, rent and/or offer for sale or rent infringing products including but not limited to the “Casing Drive System” (“CDS”) (Exhibit B) and practicing infringing methods as part of the “Casing Drilling® Process” (Exhibit C) in the United States. Such manufacture, sale, rental, use and/or offer for sale or rental of these products and practicing of certain methods of running casing infringes the ‘002 Patent either literally and/or under the doctrine of equivalents.

13. On information and belief, Defendants are knowingly and directly infringing, contributorily infringing and/or inducing infringement of the ‘002 Patent within this district and elsewhere, without leave or license from Frank’s Casing or Frank’s Int’l.

14. On information and belief, the infringing acts of Defendants are purposeful and willful.

15. Said direct or contributory infringement of the '002 Patent, and/or the active inducement of others to infringe the '002 Patent, is damaging Frank's Casing and/or Frank's Int'l, who will, in addition to suffering actual damages, suffer actual and irreparable damage unless this Court enjoin Defendants from continuing to directly or contributorily infringe, or induce others to infringe the '002 Patent.

VI. JURY DEMAND

Plaintiffs hereby request a trial by jury.

VII. PRAYER

WHEREFORE, Frank's Casing Crew and Rental Tools, Inc. and Frank's International, Inc. seek judgment against Defendants Tesco Corporation and Tesco Corporation (US) as follows:

- A. Defendants, their officers, agents, servants, employees, successors, assigns and attorneys, and all persons in active concert or participation with Defendants, be temporarily and/or permanently enjoined from any further acts of infringement or contributory infringement or inducing others to infringe U.S. Patent No. 6,309,002.
- B. Plaintiffs recover all damages sustained as a result of Defendants' infringement and other illegal acts, including but not limited to treble damages for willful infringement.
- C. The Court declare that this is an exceptional case pursuant to 35 U.S.C. § 285 and award Plaintiffs their reasonable attorney fees, costs and any other expenses.

- D. Further, that Plaintiffs recover their costs and expenses for prosecuting this action and prejudgment and postjudgment interest, and if any judgment of this Court is appealed, that Plaintiffs recover reasonable attorneys fees, costs and expenses through appeal, with continuing interest.
- E. Plaintiffs recover all other relief the Court deems to be legally and factually supported.

Dated: May 8, 2008

Respectfully submitted,

AKIN GUMP STRAUSS HAUER & FELD L.L.P.

1111 Louisiana Street, 44th Floor

Houston, Texas 77002-5200

Telephone: 713.220.5800

Fax: 713.236.0822

/s/

LESTER HEWITT

State Bar No. 09559000

lhewitt@akingump.com

GREGORY M. HASLEY

State Bar No. 00792568

ghasley@akingump.com

ATTORNEYS FOR PLAINTIFFS

FRANK'S CASING CREW AND RENTAL TOOLS, INC. AND

FRANK'S INTERNATIONAL, INC.

Exhibits to Original Complaint

- A. U.S. Patent No. 6,309,002
- B. Tesco Casing Drive System™, Bulletin 41000e
- C. Casing Drilling®, Tesco Bulletin 30000e

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by email and/or facsimile transmission and/or first class mail this 8th day of May, 2008.

/s/ Lester L. Hewitt