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7  
 8 **UNITED STATES DISTRICT COURT**  
 9 **DISTRICT OF NEVADA**

10 PATENT RIGHTS PROTECTION GROUP, ) **Case No.: 2:08-cv-00663-PMP-LRL**  
 LLC, a Nevada limited liability company, )  
 11 )  
 Plaintiff, ) **AMENDED COMPLAINT**  
 12 )  
 vs. )  
 13 ) (DEMAND FOR JURY TRIAL)  
 NOVA GAMING, LLC, a South Carolina limited )  
 14 liability company and SPEC INTERNATIONAL, )  
 INC. a Michigan corporation, )  
 15 )  
 Defendants. )

16  
 17 Plaintiff Patent Rights Protection Group, LLC., a Nevada limited liability company,  
 18 (“PRPG” or “Plaintiff”) hereby alleges against defendants Nova Gaming, LLC, South Carolina  
 19 limited liability company, (“Nova”) and SPEC International, Inc. (“SPEC”) (collectively,  
 20 “Defendants”) as follows:

21 **JURISDICTION AND VENUE**

- 22 1. This Court has subject matter jurisdiction over the First Claim for Relief pursuant  
 23 to 28 U.S.C. § 1331 (federal question), as it arises under the patent laws of the United States.  
 24 2. This Court has personal jurisdiction over the Defendants because Defendants  
 25 have a continuous, systematic, and substantial presence within this Judicial District including by  
 26 attending trade shows within this Judicial District at which Defendants have offered infringing  
 27 products for sale and by committing acts of patent infringement in this Judicial District, which  
 28 acts form a substantial part of the events or omissions giving rise to Plaintiff’s claim.

1 3. Venue is proper in this Judicial District under 28 U.S.C. § 1391 (b) and (c), and  
2 28 U.S.C. § 1400 (a) and (b).

3 **THE PARTIES**

4 4. Plaintiff Patent Rights Protection Group, LLC. (“PRPG” or “Plaintiff”) is a  
5 Nevada limited liability company and is the owner of U.S. Patent No. 6,475,087 (“the ‘087  
6 Patent) entitled Gaming apparatus and U.S. Patent No. 6,860,814 (“the ‘814 Patent”) entitled  
7 Gaming apparatus having door mounted display (collectively “Patents”).

8 5. Defendant Nova Gaming, LLC, (“Nova” or “Defendant”) is a South Carolina  
9 limited liability company which manufactures, offers for sale, sells and/or uses gaming  
10 machines, including by using, displaying and offering gaming machines for sale at tradeshow  
11 in Nevada.

12 6. Defendant SPEC International, Inc. (“SPEC” or “Defendant”) is a Michigan  
13 corporation which manufactures, offers for sale, sells and/or uses slot machine cabinets  
14 including by using, displaying and offering slot machine cabinets for sale at tradeshow  
15 in Nevada.

16 **FIRST CLAIM FOR RELIEF**

17 (Patent Infringement)  
18 (35 U.S.C. § 271)

19 7. Plaintiff repeats and re-alleges each and every allegation set forth in this  
20 complaint as if set forth here in full.

21 8. Defendants have and continue to directly infringe one or more of the Patents,  
22 contribute to the infringement of one or more of the Patents, and/or induce the infringement one  
23 or more of the Patents by directly or indirectly offering for sale, selling and/or using products  
24 which are covered by one or more of the Patents.

25 9. Defendants’ infringement has been and continues to be intentional, knowing,  
26 willful, and deliberate, without license, without justification, and with full knowledge of  
27 Plaintiff’s rights.

28 10. Defendants have derived, received, and will continue to derive and receive from  
their infringement: gains, profits, and advantages, in amounts not presently known to Plaintiff.

1           11. As a direct and proximate consequence of Defendants' infringement of one or  
2 more of the Patents, Plaintiff has suffered and will continue to suffer damages in an amount not  
3 yet determined.

4           12. Defendants will continue to directly or indirectly infringe one or more of the  
5 Patents to the great and irreparable injury of Plaintiff, unless enjoined by this Court.

6           13. Pursuant to 35 U.S.C. § 284, Plaintiff is entitled to damages for infringement and  
7 treble damages together with interest and costs as fixed by the court.

8           14. Pursuant to 35 U.S.C. § 285, Plaintiff is entitled to reasonable attorneys fees for  
9 the necessity of bringing this claim.

10           **WHEREFORE**, Plaintiff prays for relief as follows:

11           A. That Defendants be adjudged to have directly infringed one or more of the  
12 Patents.

13           B. That Defendants be adjudged to have willfully and deliberately infringed one or  
14 more of the Patents.

15           C. That Defendants be adjudged to have contributed to the infringement of one or  
16 more of the Patents.

17           D. That Defendants be adjudged to have induced the infringement of one or more of  
18 the Patents.

19           E. That Defendants, their officers, agents, servants, employees, and attorneys, and  
20 those persons in active concert or participation with them who receive actual notice of the order  
21 by personal service or otherwise, be preliminarily and permanently enjoined from directly or  
22 indirectly infringing the Patents.

23           F. That this Court order an accounting with respect profits earned by Defendants'  
24 infringing activity.

25           G. That pursuant to 35 U.S.C. § 284, Defendants account for actual and treble  
26 damages to Plaintiff by virtue of the Defendants' infringement of one or more of the Patents.

27           H. That this Court declare this case exceptional under 35 U.S.C. § 285 and award  
28 reasonable attorney fees, costs and expenses to Plaintiff.

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I. That this Court order the destruction of all infringing goods.

J. That this Court award such other relief to Plaintiff which the Court deems just and reasonable.

**JURY TRIAL DEMANDED**

Plaintiff demands a trial by jury on all issues raised by this Complaint which are triable by jury.

DATED this 29<sup>th</sup> day of October, 2008.

Respectfully Submitted,

**WEIDE & MILLER, LTD.**



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