



1 Plaintiffs ArrivalStar S.A. and Melvino Technologies Limited (collectively, "ArrivalStar"  
2 or "Plaintiffs"), by and through their undersigned attorneys, for their complaint against  
3 defendants Blue Sky Network, LLC ("Blue Sky"), Jet Airways of India, Inc. ("Jet Airways"),  
4 GTX Corp ("GTX Corp."), and Inthinc Technology Solutions, Inc. ("Inthinc), (Blue Sky, Jet  
5 Airways, GTX Corp., Inthinc, inclusive are collectively referred to herein as "Defendants")  
6 hereby allege as follows:  
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8 **NATURE OF LAWSUIT**

9 1. This action involves claims for patent infringement arising under the patent laws  
10 of the United States, Title 35 of the United States Code. This Court has exclusive jurisdiction  
11 over the subject matter of the Complaint under 28 U.S.C. § 1338(a).  
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13 2. Venue exists in this judicial district pursuant to 28 U.S.C. §§ 1391 and 1400(b) in  
14 that the Defendants reside in this judicial district and/or have committed acts of infringement  
15 herein.  
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17 **THE PARTIES**

18 3. ArrivalStar S.A. is a corporation organized under the laws of Luxembourg and  
19 having offices at 67 Rue Michel, Welter L-2730, Luxembourg.  
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21 4. Melvino Technologies Limited is a corporation organized under the laws of the  
22 British Virgin Island of Tortola, having offices at P.O. Box 3152, RG Hodge Building, Road  
23 Town, Tortola, British Virgin Islands.

24 5. ArrivalStar owns all right, title and interest in, and has standing to sue for  
25 infringement of United States Patent No. 6,278,936 ("the '936 patent"), entitled "System and  
26 method for an advance notification system for monitoring and reporting proximity of a vehicle,"  
27 issued August 21, 2001. A copy of the '936 patent is annexed hereto as Exhibit A.  
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1           6.       ArrivalStar owns all right, title and interest in, and has standing to sue for  
2 infringement of United States Patent No. 6,317,060 (“the ‘060 patent”), entitled “Base station  
3 system and method for monitoring travel of mobile vehicles and communicating notification  
4 messages,” issued November 13, 2001. A copy of the ‘060 patent is annexed hereto as Exhibit  
5 B.

6           7.       ArrivalStar owns all right, title and interest in, and has standing to sue for  
7 infringement of United States Patent No. 6,714,859 (“the ‘859 patent”), entitled “System and  
8 method for an advance notification system for monitoring and reporting proximity of a vehicle,”  
9 issued March 30, 2004. A copy of the ‘859 patent is annexed hereto as Exhibit C.

10           8.       ArrivalStar owns all right, title and interest in, and has standing to sue for  
11 infringement of United States Patent No. 6,741,927 (“the ‘927 patent”), entitled “User-definable  
12 communications methods and systems,” issued May 25, 2004. A copy of the ‘927 patent is  
13 annexed hereto as Exhibit D.

14           9.       ArrivalStar owns all right, title and interest in, and has standing to sue for  
15 infringement of United States Patent No. 6,804,606 (“the ‘606 patent”), entitled “Notification  
16 systems and methods with user-definable notifications based upon vehicle proximities,” issued  
17 October 12, 2004. A copy of the ‘606 patent is annexed hereto as Exhibit E.

18           10.       ArrivalStar owns all right, title and interest in, and has standing to sue for  
19 infringement of United States Patent No. 6,904,359 (“the ‘359 patent”), entitled “Notification  
20 systems and methods with user-definable notifications based upon occurrence of events,” issued  
21 June 7, 2005. A copy of the ‘359 patent is annexed hereto as Exhibit F. The ‘359 patent was the  
22 subject of an *Inter Partes* reexamination at the United States Patent and Trademark Office. A  
23 Reexamination Certificate was issued on May 25, 2010 and is annexed hereto as Exhibit G.  
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1           11.     ArrivalStar owns all right, title and interest in, and has standing to sue for  
2 infringement of United States Patent No. 6,952,645 (“the ‘645 patent”), entitled “System and  
3 method for activation of an advance notification system for monitoring and reporting status of  
4 vehicle travel,” issued October 4, 2005. A copy of the ‘645 patent is annexed hereto as Exhibit  
5 H.

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7           12.     ArrivalStar owns all right, title and interest in, and has standing to sue for  
8 infringement of United States Patent No. 7,191,058 (“the ‘058 patent”), entitled “Notification  
9 systems and methods enabling user entry of notification trigger information based upon  
10 monitored mobile vehicle location,” issued March 13, 2007. A copy of the ‘058 patent is  
11 annexed hereto as Exhibit I.

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13           13.     Defendant Blue Sky is a Delaware Limited Liability Company with a place of  
14 business at 1298 Prospect Street, Suite 1D, La Jolla, California 92037. Blue Sky transacts  
15 business and has offered to provide and/or provided in this judicial district services that infringe  
16 claims of the ‘859 and ‘359 patents.

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18           14.     Defendant Jet Airways is a California Corporation with a place of business at 111  
19 Anza Boulevard, Suite 300, Burlingame, California 94010. Jet Airways transacts business and  
20 has offered to provide and/or provided in this judicial district services that infringe claims of the  
21 ‘060, ‘859 and ‘359 patents.

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23           15.     Defendant GTX Corp. is a Nevada Corporation with a place of business at 117  
24 West 9th Street, Suite 1214, Los Angeles, California 90015. GTX Corp. transacts business and  
25 has offered to provide and/or provided in this judicial district services that infringe claims of the  
26 ‘936, ‘859, ‘927, ‘606, ‘359 and ‘058 patents.

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1           16. Defendant Inthinc is a Delaware Corporation with a place of business at 4225  
2 West Lake Park Boulevard., Suite 100, Salt Lake City, Utah 84120. Inthinc transacts business  
3 and has offered to provide and/or provided in this judicial district services that infringe claims of  
4 the '859, '927, '359, '645 and '058 patents.

5           17. Venue is proper in this District under 28 U.S.C. §§ 1391 and 1400(b).

6                           **DEFENDANT BLUE SKY'S ACTS OF PATENT INFRINGEMENT**

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8           18. Defendant Blue Sky have infringed claims of the '859 and '359 patents through,  
9 among other activities, the use of Blue Sky's SkyRouter 2 vehicle tracking system.

10           19. Blue Sky's SkyRouter 2 vehicle tracking system allows users to define events that  
11 will cause the creation and communication of an alert notification.

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13           20. Blue Sky's SkyRouter 2 vehicle tracking system allows a user to specify a radial  
14 distance from a location and receive an email alert when a vehicle arrives within the radial  
15 distance from the location.

16           21. Blue Sky's SkyRouter 2 vehicle tracking system receives Latitude and Longitude  
17 data transmitted from vehicles.

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19           22. Blue Sky's SkyRouter 2 vehicle tracking system receives and stores data  
20 transmitted from vehicles

21           23. Defendant's infringement has injured and will continue to injure ArrivalStar  
22 unless and until this Court enters an injunction prohibiting further infringement and, specifically,  
23 enjoining further use of methods and systems that come within the scope of the '859 and '359  
24 patents.

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**DEFENDANT JET AIRWAYS' ACTS OF PATENT INFRINGEMENT**

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2 24. Defendant Jet Airways have infringed claims of the '060, '859 and '359 patents  
3 through, among other activities, the use of Jet Airways' Flight Status Notification system.

4 25. Jet Airways' Flight Status Notification system is configured to notify users of  
5 impending arrivals of airplanes.  
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7 26. Jet Airways' Flight Status Notification system is configurable to transmit an alert  
8 when flight 9W228 from Mumbai, India arrives at Brussels, Belgium en route to Newark, New  
9 Jersey.

10 27. Jet Airways' Flight Status Notification system is configured to transmit alerts via  
11 email and SMS text message.  
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13 28. On August 31, 2011, Jet Airways' Flight Status Notification system included  
14 computer servers with the Internet Protocol (IP) addresses of 96.17.76.9 and 96.17.76.42 that  
15 were located in Cambridge, Massachusetts.

16 29. Defendant's infringement has injured and will continue to injure ArrivalStar  
17 unless and until this Court enters an injunction prohibiting further infringement and, specifically,  
18 enjoining further use of methods and systems that come within the scope of the '060, '859 and  
19 '359 patents.  
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21 **DEFENDANT GTX CORP.'S ACTS OF PATENT INFRINGEMENT**

22 30. Defendant GTX Corp. have infringed claims of the '936, '859, '927, '606, '359  
23 and '058 patents through, among other activities, the use of GTX Corp.'s tracking platform.  
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25 31. GTX Corp.'s tracking platform receives data from GTX AVL devices.

26 32. GTX Corp. advertises that the GTX AVL is "a fully integrated tracking device  
27 communicating vehicle location."  
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1           33.     GTX Corp.'s tracking platform allows users to create Geozones by specifying a  
2 radius, in meters, from a location.

3           34.     GTX Corp.'s tracking platform allows users to receive alerts on their mobile  
4 phone or by e-mail when a device leaves or enters a predetermined area.

5           35.     GTX Corp.'s tracking platform transmits alerts that include graphical mapping  
6 data.  
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8           36.     Defendant's infringement has injured and will continue to injure ArrivalStar  
9 unless and until this Court enters an injunction prohibiting further infringement and, specifically,  
10 enjoining further use of methods and systems that come within the scope of the '936, '859, '927,  
11 '606, '359 and '058 patents.  
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13                           **DEFENDANT INTHINC'S ACTS OF PATENT INFRINGEMENT**

14           37.     Defendant Inthinc have infringed claims of the '859, '927, '359, '645 and '058  
15 patents through, among other activities, the use of Inthinc's tiwi vehicle tracking system.

16           38.     Inthinc's tiwi vehicle tracking system is configured to track and monitor vehicles  
17 driven by teenage drivers.  
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19           39.     Ithinc's tiwi system is configurable to transmit an email or text alert when a  
20 vehicle arrives at a pre-determined destination.

21           40.     Ithinc's tiwi system is configurable to transmit an alert when a vehicle arrives at a  
22 pre-determined destination during a predetermined time period.  
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24           41.     Ithinc's tiwi system has been configured to transmit an alert notification via SMS  
25 text message when a 2006 Ford Focus vehicle arrived within a geofence proximity of a school  
26 between 8:00 am and 8:30 am.  
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**JURY DEMAND**

ArrivalStar demands a trial by jury on all issues presented in this Complaint.

Dated: September 8, 2011

KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP

By:   
Kenneth E. Keller  
Attorneys for Plaintiffs ArrivalStar, S.A. and  
Melvino Technologies, Inc.

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