

ORIGINAL

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RICHARD W. WIEKING  
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NORTHERN DISTRICT OF CALIFORNIA

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Joseph  
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10 Attorneys for Plaintiff  
11 EIT Holdings LLC

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14 CV 11-02472

HRL

16 EIT HOLDINGS LLC, a Delaware company,

Case No.

17 Plaintiffs,

ORIGINAL COMPLAINT  
FOR: PATENT INFRINGEMENT

18 vs.

19 MONSTER WORLDWIDE, INC., a  
20 Delaware Corporation,

DEMAND FOR JURY TRIAL

21 Defendants.

22 ORIGINAL COMPLAINT

23 Plaintiff EIT Holdings LLC ("Plaintiff" or "EIT"), files this Original Complaint against  
24 Monster Worldwide, Inc. ("Monster") alleging as follows:

25 THE PARTIES

26 1. Plaintiff, EIT Holdings LLC is a limited liability company organized under the  
27 laws of the state of Delaware, having its principal place of business at 2711 Centerville Road,  
28 Suite 400, Wilmington, DE, 19808.



1 create a user account, which includes a unique id such as a unique email address or a user defined  
2 unique username for ordering or accessing information. Monster receives and stores information  
3 about the users in a database through the use of a web connected server. When a registered user  
4 accesses Monster's website, references to commercial and non-commercial target information,  
5 such as advertisements, additional content on areas of interest or information about additional  
6 products, are transmitted to the user and displayed on his or her web accessible device including  
7 but not limited to a desktop computer, a laptop computer, a mobile phone or a game console.  
8 Monster determines appropriate target information for each user based on the user profile  
9 information including but not limited to demographics, personal preferences, interests, past  
10 content viewing history and past purchase history.

11 10. Monster, on information and belief, utilizes a computer network system and  
12 method for transferring information that infringes at least claims 40 and 41 of the '837 patent, by  
13 utilizing the features described in Paragraph 9 on at least its website www.Monster.com and/or  
14 other websites utilizing similar features. By making, operating, using and/or selling such websites,  
15 Monster has infringed and continues to infringe, contribute to the infringement of, or induce the  
16 infringement of at least claims 40 and 41 of the '837 patent, either literally or under the doctrine  
17 of equivalents.

18 11. Accordingly, Monster's acts of infringement of the '837 patent, as alleged above,  
19 have injured Plaintiff and thus, Plaintiff is entitled to recover damages adequate to compensate it  
20 for Monster's acts of infringement, which in no event can be less than a reasonable royalty.

21 **DEMAND FOR JURY TRIAL**

22 12. Plaintiff hereby demands a jury trial on all claims and issues.

23 **PRAYER FOR RELIEF**

24 Wherefore, Plaintiff prays for entry of judgment:

25 1. that Defendant Monster Worldwide, Inc.. has infringed one or more claims,  
26 specifically claims 40 and 41, of the '837 patent;

27 2. that Defendant Monster Worldwide, Inc. accounts for and pays to Plaintiff all  
28 damages caused by the infringement of the '837 patent, which by statute can be no less than a

1 reasonable royalty;

2 3. that Plaintiff be granted pre-judgment and post-judgment interest on the damages  
3 caused to them by reason of Defendant Monster Worldwide Inc.'s infringement of the '837 patent;

4 4. that costs be awarded to Plaintiff; and

5 5. that Plaintiff be granted such other and further relief as the Court may deem just  
6 and proper under the current circumstances.

7 Dated: May 20, 2011

Respectfully submitted,

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9 By: 

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**ATTORNEYS FOR PLAINTIFF**

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