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9 UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 JAMES B. GOODMAN,
12 Plaintiff,
13 vs.
14 NUMONYX B. V.
15 Defendant.

Civil Action No.

**COMPLAINT FOR PATENT
INFRINGEMENT AND DEMAND FOR
JURY TRIAL**

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18 NOW COMES Plaintiff, JAMES B. GOODMAN (“Goodman”), through his attorneys,
19 and files this Complaint for Patent Infringement and Demand for Jury Trial against NUMONYX
20 B. V. (“NUMONYX”), and in support thereof Goodman states as follows:

21 **JURISDICTION**

22 1. This is an action for patent infringement of United States Patent No. 6,243,315
23 (hereinafter “The ‘315 Patent”) pursuant to the laws of the United States of America as set forth
24 in Title 35 Sections 271 and 281 of the United States Code. This court has subject matter
25 jurisdiction over this action pursuant to 28 U.S.C. Sec. 1338(a) and 28 U.S.C. Sec. 1331.
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1 2. Venue is proper in this judicial district under 28 U.S.C. §§ 1391(b), (c) and
2 1400(b).

3 3. Plaintiff Goodman is an individual residing in the State of Texas.

4 4. On information and belief based on the web site of the Defendant NUMONYX,
5 www.numonyx.com, having a corporate office at Amsterdam-Rolle Branch, A-One Business
6 Center, Z.A. Vers la Piece, Route de l'Etraz, 1180 Rolle, Switzerland, the Defendant
7 NUMONYX has a manufacturing and R & D Facility at Numonyx California Technology
8 Center, 2550 N. 1st Street, San Jose, CA 95131.

9 **INTRADISTRICT ASSIGNMENT**

10 5. This is an action for Patent Infringement, which is an excepted category under
11 Civil L.R. 3-2(c). Pursuant to Civil L.R. 3-2(c), this action is assigned on a district-wide basis.

12 **CAUSES OF ACTION FOR PATENT INFRINGEMENT**

13 6. On June 5, 2001, the '315 Patent entitled "COMPUTER MEMORY SYSTEM
14 WITH A LOW POWER MODE", was duly and legally issued to James B. Goodman, as the sole
15 patentee.

16 7. Plaintiff Goodman is the sole owner of the '315 Patent, and has standing to bring
17 this action.

18 **COUNT ONE**

19 8. Plaintiff, Goodman repeats and incorporates herein the allegations contained in
20 paragraphs 1 through 7 above.

21 9. On information and belief, Defendant NUMONYX is infringing, at least claim 1
22 of the '315 Patent by using, offering to sell and selling within the United States of America
23 PSRAM devices such as M36P0R8070E0, M36P0R9060E0, M36P0R9060N0,
24 M36L0RX0X0UL3, M36L0R7060T1, M36L0R7060B1, M36L0T7050T2, M36L0T7050B2,
25 M36W0R5040T5, M36W0R5040B5, and W18SCSP which, on information and belief, are
26 capable of standby mode with automatic partial array self refresh with the address and control
27 lines set "high", and include the equivalent of two memories, upper and lower memories.

28 **JURY DEMAND**

1 10. Pursuant to Fed. R. Civ. P. 38, Plaintiff hereby demands a jury trial as to all issues
2 in this lawsuit.

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PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests this Court to:

- a. enter judgment for Plaintiff on this Complaint;
- b. order that an accounting be had for the damages caused to the Plaintiff by the infringing activities of the Defendant;
- c. award Plaintiff interest and costs; and
- d. award Plaintiff such other and further relief as this Court may deem just and equitable.

THE PLAINTIFF
JAMES B. GOODMAN

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