

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**ICON Internet Competence  
Network B.V.**

*Plaintiff,*

v.

**Travelocity.com LP,**

*Defendant.*

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**Civil Action No. 3:11-cv-1131**

**JURY TRIAL DEMANED**

**ORIGINAL COMPLAINT**

Plaintiff, ICON Internet Competence Network B.V., files this Original Complaint against Defendant, Travelocity.com LP, as set forth below.

**PARTIES**

1. Plaintiff, ICON Internet Competence Network B.V. (“Plaintiff” or “ICON”), is a private limited liability company organized and existing under the laws of the Netherlands and formerly known as Wegener Internet Projects B.V.
2. On information and belief, Defendant, Travelocity.com LP (“Defendant” or “Travelocity”), is a Limited Partnership organized and existing under the laws of Delaware, with its principal place of business in this district and its registered agent for service in Texas at Corporation Service Company, 211 E. 7<sup>th</sup> Street, Suite 620, Austin, TX 78701.

**NATURE OF THIS ACTION**

3. This is an action for patent infringement arising under the patent laws of the United States, 35 U.S.C. § 101, et seq.

**JURISDICTION AND VENUE**

4. This Court has exclusive subject matter jurisdiction over this action under 28 U.S.C. §§ 1331 and/or 1338(a).
5. Travelocity is subject to personal jurisdiction by virtue of its contacts with the State of Texas, and with the Northern District of Texas in particular. Travelocity maintains an office in this district and voluntarily does business in this state and district. Travelocity owns and operates an interactive website at [www.travelocity.com](http://www.travelocity.com) (“the Travelocity.com website”) that provides, among other things, travel related searching services.
6. Venue is proper in this district under 28 U.S.C. §§ 1391 (b)-(c) and 1400(b).

**COUNT 1:**  
**PATENT INFRINGEMENT BY TRAVELOCITY**

7. Plaintiff hereby incorporates paragraphs 1-6, above, as though fully set forth herein.
8. On or about December 14, 1999, U.S. Patent No. 6,002,853 (“the ’853 patent”) was duly and legally issued by the U.S. Patent and Trademark Office to the inventor named therein, Maurice de Hond. The ’853 patent is entitled “System For Generating Graphics In Response To A Database Search”. The ’853 patent is presumed valid pursuant to 35 U.S.C. § 282. The Plaintiff is the owner of all rights in the ’853 Patent.
9. Defendant has been and/or is now directly infringing one or more claims of the ’853 patent by making, using, selling, and/or offering for sale products and/or services that fall within the scope of at least one claim of the ’853 patent,

including the searching services provided through the Travelocity website having a URL of <http://www.travelocity.com>.

10. As a result of Defendant's infringing activities, Plaintiff has suffered actual damages in an amount to be determined at trial.

11. Defendant's acts of infringement have caused irreparable harm to Plaintiff for which there is no adequate remedy at law, and will continue to cause irreparable harm, unless Defendant is enjoined by this Court. 35 U.S.C. § 283.

### **JURY DEMAND**

12. Pursuant to Fed. R. Civ. P. 38, Plaintiff demands a trial by jury of any and all issues so triable.

### **PRAYER**

Plaintiff respectfully requests that this Honorable Court enter judgment against Defendant, granting the following relief:

- A. An order preliminarily and/or permanently enjoining Travelocity.com LP and its owners, partners, affiliates, officers, directors, managers, agents, servants, employees, trainees, and all persons in active concert or participation with it, from continuing to infringe the '853 patent;
- B. An accounting of damages resulting from Defendant's infringement of the '853 patent;
- C. An award of damages adequate to compensate for Defendant's infringement of the '853 patent;
- D. An award of pre-judgment and post-judgment interest as allowed by law;
- E. An award of costs to Plaintiff;

F. Such other relief as this Court deems fair, just, and appropriate.

Dated: May 27, 2011

Respectfully submitted,

/s/Timothy W. Johnson s/

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