

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

IP INNOVATION L.L.C.)
)
Plaintiff,)
)
v.)
)
DAEWOO CORP., BROTHER)
INDUSTRIES, LTD, BROTHER)
INTERNATIONAL CORPORATION,)
and LG ELECTRONICS, INC.)
Defendants.)

Civil Action No.

01C 0996

JUDGE JOAN H. LEFKOW

JURY TRIAL DEMANDED

MAGISTRATE JUDGE LEVIN

DOCKETED
FEB 14 2001

FILED
FEB 13 PM 4:11
CLERK
U.S. DISTRICT COURT

COMPLAINT

Plaintiff, IP Innovation L.L.C. ("IP Innovation"), complains of defendants, Daewoo Corporation ("Daewoo"), Brother Industries, Ltd. ("Brother Industries"), Brother International Corporation ("Brother International"), and LG Electronics, Inc. ("LG Electronics"), as follows:

JURISDICTION AND VENUE

1. This is a claim for patent infringement arising under the patent laws of the United States, 35 U.S.C. § 271. This Court has exclusive jurisdiction over the subject matter of this action under 28 U.S.C. § 1338(a).

2. IP Innovations is an Texas limited liability company, with offices at 500 Skokie Boulevard, Suite 585, Northbrook, IL 60062. It owns the full and exclusive right, title and interest in United States Patent No. 4,589,063 entitled "Data Processing System Having Automatic Configuration" issued May 13, 1986 (hereafter "the '063 patent").

3. Daewoo is a Korean corporation with its principal place of business in Seoul, Korea. Daewoo engages in business in the State of Illinois but, upon information and belief, does not

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maintain a regular place of business in the state or a designated agent for service of process. Therefore, pursuant to § 5/2-209 of the Il. Code Civ. P., Daewoo has designated the Secretary of State as its agent for service of process and may be served with process by serving the Secretary of State.

4. Brother Industries is a Japanese corporation with its principal place of business in Nagoya, Japan. Brother Industries engages in business in the State of Illinois but, upon information and belief, does not maintain a regular place of business in the state or a designated agent for service of process. Therefore, pursuant to § 5/2-209 of the Il. Code Civ. P., Brother Industries has designated the Secretary of State as its agent for service of process and may be served with process by serving the Secretary of State.

5. Brother International is a Delaware Corporation with its principal place of business in New Jersey. It has a registered office at 700 South Second Street, Springfield, IL 62704-2607.

6. LG Electronics is a Korean Corporation with its principal place of business in Seoul, Korea. LG Electronics engages in business in the State of Illinois but, upon information and belief, does not maintain a regular place of business in the state or a designated agent for service of process. Therefore, pursuant to § 5/2-209 of the Il. Code Civ. P., LG Electronics has designated the Secretary of State as its agent for service of process and may be served with process by serving the Secretary of State.

7. Daewoo transacts business in this judicial district by advertising, promoting, offering to sell and selling products and services to customers located in this judicial district and by conducting other business within this judicial district and elsewhere in the United States.

8. LG Electronics and transacts business in this judicial district by advertising, promoting, offering to sell and selling products and services to customers located in this judicial district and by conducting other business within this judicial district and elsewhere in the United States.

9. Brother Industries and Brother International transact business in this judicial district by advertising, promoting, offering to sell and selling products and services to customers located in this judicial district and by conducting other business within this judicial district and elsewhere in the United States.

10. Venue is, therefore, proper in this district under 28 U.S.C. § 1400(b).

PATENT INFRINGEMENT

11. As set forth above, IP Innovation owns and has standing to sue for infringement of United States Patent No. 4,589,063.

12. Daewoo has infringed at least claim 12 of the '063 patent by making, using, importing, selling and offering to sell, and by inducing, aiding and abetting, encouraging and contributing to others' use of computer systems with automatic configuration, including upon information and belief personal computers and related peripheral devices.

13. Brother Industries and Brother International have infringed at least claim 12 of the '063 patent by making, using, importing, selling and offering to sell, and by inducing, aiding and abetting, encouraging and contributing to others' use of computer systems with automatically configured devices, including upon information and belief, laser, color laser and mobile ink jet printers.

14. LG Electronics has infringed at least claim 12 of the '063 patent by making, using,

importing, selling and offering to sell, and by inducing, aiding and abetting, encouraging and contributing to others' use of computer systems with automatically configured peripheral components, including upon information and belief, computer monitors and other computer peripheral devices.

15. Such infringement has injured IP Innovation and it is entitled to recover damages, under the law, adequate to compensate it for the infringement that has occurred, but in no event less than a reasonable royalty.

16. The infringement by defendants has injured and will continue to injure IP Innovation, unless and until such infringement is enjoined by this Court.

WHEREFORE, plaintiff, TechSearch, respectfully requests judgment against the defendants and their subsidiaries and affiliates as follows:

A. An award of damages adequate to compensate IP Innovation for the infringement that has occurred, together with prejudgment interest from the date infringement of the '404 patent began;

B. Any other damages permitted, including any for willful infringement, under 35 U.S.C. § 284;

C. A finding that this case is exceptional and an award to IP Innovation of its attorneys' fees as provided by 35 U.S.C. § 285;

D. An injunction permanently prohibiting Daewoo, Brother Industries, Brother International, and LG Electronics and their customers and all persons in active concert or participation with them, from further acts of infringement of the '063 patent; and

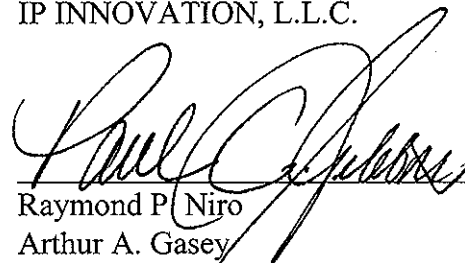
E. Such other and further relief as this Court or a jury may deem proper and just.

JURY DEMAND

IP Innovation demands a trial by jury.

IP INNOVATION, L.L.C.

Dated: February 13, 2001



Raymond P. Niro

Arthur A. Gasey

Paul C. Gibbons

Douglas M. Hall

NIRO, SCAVONE, HALLER & NIRO

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Chicago, Illinois 60602

(312) 236-0733

Attorneys for IP Innovation L.L.C.

JS 44
(Rev. 12/96)

Cap

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS

IP INNOVATION L.L.C.

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF Cook
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
Raymond P. Niro, Arthur A. Gasey, Paul C. Gibbons,
Douglas M. Hall
NIRO, SCAVONE, HALLER & NIRO, 181 W. Madison St.,
Suite 4600, Chicago, IL 60602 (312) 236-0733

DEFENDANTS

DAEWOO CORP., BROTHER INDUSTRIES, LTD.,
BROTHER INTERNATIONAL CORPORATION, AND
LG ELECTRONICS, INC.

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

MAGISTRATE JUDGE LEVIN

ATTORNEYS (IF APPLICABLE)
MARKETED
FEB 14 2001

01C 0996

II. BASIS OF JURISDICTION (PLACE AN "X" IN ONE BOX ONLY)

- 1 U.S. Government Plaintiff
 2 U.S. Government Defendant
 3 Federal Question (U.S. Government Not a Party)
 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

- | | | | | | |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| | PTF | DEF | | PTF | DEF |
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. ORIGIN (PLACE AN "X" IN ONE BOX ONLY)

- 1 Original Proceeding
 2 Removed from State Court
 3 Remanded from Appellate Court
 4 Reinstated or Reopened
 5 Transferred from another district (specify)
 6 Multidistrict Litigation
 7 Appeal to District Judge from Magistrate Judgment

V. NATURE OF SUIT (PLACE AN "X" IN ONE BOX ONLY)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 861 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input checked="" type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice Act <input type="checkbox"/> 950 Constitutionality of State Statutes <input type="checkbox"/> 890 Other Statutory Actions
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence HABEAS CORPUS: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609

VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY.)

35 U.S.C. Section 271 -- Patent Infringement

VII. REQUESTED IN COMPLAINT

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint

JURY DEMAND: YES NO

VIII. This case is not a refiling of a previously dismissed action.

is a refiling of case number _____, previously dismissed by Judge _____

DATE

2/13/01

SIGNATURE OF ATTORNEY OF RECORD

[Signature]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

In the Matter of **IP INNOVATION L.L.C. v. DAEWOOD CORP., BROTHER INDUSTRIES, LTD,
BROTHER INTERNATIONAL CORPORATION, and LG ELECTRONICS, INC.**


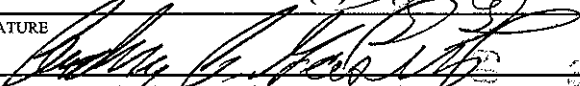
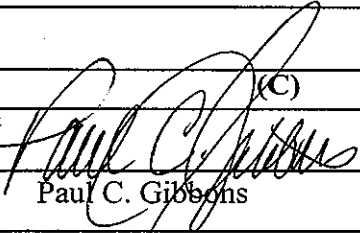
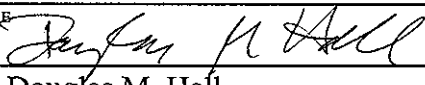
01C 0996

Case Number:

JUDGE JOAN H. LEFKOW

APPEARANCES ARE HEREBY FILED BY THE UNDERSIGNED AS ATTORNEY(S) FOR: Plaintiff,
IP INNOVATION L.L.C.

MAGISTRATE JUDGE LEVIN

(A)		(B)	
SIGNATURE 		SIGNATURE 	
Name Raymond P. Niro		NAME Arthur A. Gasey	
FIRM NIRO, SCAVONE, HALLER & NIRO		FIRM DOCKETED	
STREET ADDRESS 181 West Madison Street, Suite 4600		STREET ADDRESS	
CITY/STATE/ZIP Chicago, IL 60602		CITY/STATE/ZIP FEB 14 2001	
TELEPHONE NUMBER 312/236-0733	FAX NUMBER 312/236-3137	TELEPHONE NUMBER	FAX NUMBER
E-MAIL ADDRESS		E-MAIL ADDRESS	
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	DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>		DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
(C)		(D)	
SIGNATURE 		SIGNATURE 	
NAME Paul C. Gibbons		NAME Douglas M. Hall	
FIRM Same		FIRM Same	
STREET ADDRESS		STREET ADDRESS	
CITY/STATE/ZIP		CITY/STATE/ZIP	
TELEPHONE NUMBER	FAX NUMBER	TELEPHONE NUMBER	FAX NUMBER
E-MAIL ADDRESS		E-MAIL ADDRESS	
IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE) 6242971		IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE) 6269885	
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