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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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

11 JAMES B. GOODMAN,
12 Plaintiff,
13 vs.
14 Spansion Inc.
15 Defendant.

Civil Action No.

C 07 1346RS
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 SPANSION
20 INC. (SPANSION), 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.

1 2. Venue is proper in this judicial district under 28 U.S.C. §§§ 1391(b), (c) and
2 1400(b). On information and belief, Defendant SPANSION maintains a principal place of
3 business at 915 Deguigne Drive, Sunnyvale, CA 3453.

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

5 4. On information and belief, Defendant SPANSION is a corporation organized
6 under the laws of the State of Delaware.

7 **INTRADISTRICT ASSIGNMENT**

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

10 **CAUSES OF ACTION FOR PATENT INFRINGEMENT**

11 6. On June 5, 2001, the '315 Patent entitled "COMPUTER MEMORY SYSTEM
12 WITH A LOW POWER MODE", was duly and legally issued to James B. Goodman, as the sole
13 patentee. A copy of the '315 Patent is attached hereto as Exhibit A.

14 7. Goodman is the sole owner of the '315 Patent, and has standing to bring this
15 action.

16 **COUNT ONE**

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

19 9. Defendant SPANSION is infringing, at least claim 1 of the '315 Patent by
20 making, using, offering to sell and selling within the United States of America certain infringing
21 multi-chip products (MCP).

22 10. Upon information and belief, SPANSION manufactures, uses, offers to sell and
23 sells at least the following infringing MCP products: S71WS512NDO; S71WS256NDO;
24 S71WS256NCO; S71WS128NCO; S71WS512NCO; S71WS128NBO; S71WS128NCO;
25 S71WS256NCO; S71WS256NCO; S71WS512NCO; S71WS512NDO; S71WS-J128;
26 S71WS512PDOHF3(HR); S71WS512PCOHF3(SV); S71WS512PDOHF3(HL);
27 S71WSO64JAOKFW5A; S71WSO64JBO-2A; S71WS128JAO-AA; S71WS128JBO-AA;
28 S71WS128JCO-AA; and S71WS256JCO-TA.

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3 JURY DEMAND

4 11. Pursuant to Fed. R. Civ. P. 38, Plaintiff hereby demands a jury trial as to all issues
5 in this lawsuit.


6 PRAYER FOR RELIEF

7 WHEREFORE, Plaintiff respectfully requests this Court to:

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

14
15 THE PLAINTIFF
16 JAMES B. GOODMAN

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