

UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF NEW YORK

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Attorneys for Plaintiff Eon-Net, L.P.

EON-NET, L.P.

Plaintiff,

v.

J. CREW INC.,

Defendant.

**Case No.: 07-CV-10488**

**COMPLAINT FOR PATENT  
INFRINGEMENT**

**DEMAND FOR JURY TRIAL**

Plaintiff, Eon-Net, L.P., a limited partnership (hereinafter referred to as "Eon-Net"),  
demands a jury trial and complains against the defendant as follows:

**THE PARTIES**

1. Eon-Net is a limited partnership organized and existing under the laws of the British  
Virgin Islands, with its principal place of business at P.O. Box 116, Road Town, Tortola, British  
Virgin Islands.

2. Upon information and belief, J. Crew Inc. (hereinafter referred to as "Defendant" or  
"J. Crew") is a business organized and existing under the laws of the State of New York, having a  
place of business at 770 Broadway, New York, New York 10003. J. Crew has been in business  
since 1983 and sells women's and men's apparel, shoes and accessories in more than 175 retail  
stores and 52 outlet stores across the country. In 1996, J. Crew began selling its products over the  
Internet.

**JURISDICTION AND VENUE**

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2 3. This action arises under the patent laws of the United States of America, Title 35 of  
3 the United States Code. This Court has jurisdiction of this action under 28 U.S.C. §§ 1331 and  
4 1338(a).

5 4. Upon information and belief, Defendant is doing business and committing  
6 infringements in this judicial district and is subject to personal jurisdiction in this judicial district.

7 5. Venue is proper in this judicial district pursuant to 28 U.S.C. §§ 1391 and 1400(b).

**CLAIM FOR PATENT INFRINGEMENT**

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10 6. Plaintiff, Eon-Net, repeats and incorporates herein the entirety of the allegations  
11 contained in paragraphs 1 through 5 above.

12 7. On January 27, 2004, U.S. Patent No. 6,683,697 (hereinafter referred to as “the ‘697  
13 patent”) was duly and legally issued to Millennium, L.P. (“Millennium”) for an invention entitled  
14 “Information Processing Methodology.” On October 14, 2004, Millennium assigned the ‘697 patent  
15 to Eon-Net. A Certificate of Correction to the ‘697 patent issued on July 26, 2005. A copy of the  
16 ‘697 patent and the Certificate of Correction are attached to this Complaint as Exhibit 1.

17 8. Eon-Net is the owner of all right, title and interest in and to the ‘697 patent.

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19 9. On July 11, 2006, U.S. Patent No. 7,075,673 (hereinafter referred to as “the ‘673  
20 patent”) was duly and legally issued to Eon-Net for an invention entitled “Information Processing  
21 Methodology.” A copy of the ‘673 patent is attached to this Complaint as Exhibit 2.

22 10. Eon-Net is the owner of all right, title and interest in and to the ‘673 patent.

23 11. On February 27, 2007, U.S. Patent No. 7,184,162 (hereinafter referred to as “the  
24 ‘162 patent”) was duly and legally issued to Eon-Net for an invention entitled “Information  
25 Processing Methodology.” A copy of the ‘162 patent is attached to this Complaint as Exhibit 3.

26 12. Eon-Net is the owner of all right, title and interest in and to the ‘162 patent.  
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**COUNT ONE**

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2 13. Plaintiff, Eon-Net, repeats and incorporates herein the entirety of the allegations  
3 contained in paragraphs 1 through 12 above.

4 14. J. Crew has for a long time past and still is infringing, actively inducing the  
5 infringement of and/or contributorily infringing in this judicial district, the '697 patent by, among  
6 other things, operating a website at [www.jcrew.com](http://www.jcrew.com) ("the J. Crew Website") pursuant to a claim of  
7 the '697 patent, without permission from Eon-Net, in which information entered by a J. Crew  
8 customer into a web page displayed on the browser of the customer's computer is extracted  
9 according to content instructions and transmitted to an application program operating on  
10 Defendant's web server according to customizable transmission format instructions in a manner  
11 defined by the claims of the '697 patent. For example, a J. Crew customer seeking to purchase  
12 product can enter billing information including their first name, last name and address into HTML  
13 form elements displayed on the web page found at  
14 <https://secure.jcrew.com/secure/checkout.jhtml?requestid=98211> of the J. Crew Website. The  
15 foregoing information entered into the HTML document is extracted by the browser and transmitted  
16 to an application program running on the J. Crew web server for processing the customer's order in  
17 a POST format and using an https protocol required by the application program. A copy of the  
18 aforementioned web page is attached hereto as Exhibit 4, and a copy of the source code viewable on  
19 a customer's browser for such web page is attached hereto as Exhibit 5. A claim chart detailing the  
20 infringement of a representative claim of the '697 patent is attached hereto as Exhibit 6.  
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23 15. Plaintiff, Eon-Net, has been damaged by such infringing activities by the Defendant  
24 of the '697 patent and will be irreparably harmed unless such infringing activities are enjoined by  
25 this Court.  
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**COUNT TWO**

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2 16. Plaintiff, Eon-Net, repeats and incorporates herein the entirety of the allegations  
3 contained in paragraphs 1 through 15 above.

4 17. J. Crew has for a long time past and still is infringing, actively inducing the  
5 infringement of and/or contributorily infringing in this judicial district, the '673 patent by, among  
6 other things, operating the J. Crew Website pursuant to a claim of the '673 patent, without  
7 permission from Eon-Net, in which information entered by a customer of Defendant into an  
8 electronic document template displayed on the browser of the customer's computer is extracted  
9 according to content instructions and transmitted to an application program operating on  
10 Defendant's web server according to customizable transmission format instructions in a manner  
11 defined by the claims of the '673 patent. For example, a J. Crew customer seeking to purchase  
12 product can enter billing information including their first name, last name and address into HTML  
13 form elements displayed on the web page found at  
14 <https://secure.jcrew.com/secure/checkout.jhtml?requestid=98211> of the J. Crew Website. The  
15 foregoing information entered into the HTML document is extracted by the browser and transmitted  
16 to an application program running on the J. Crew web server for processing the customer's order in  
17 a POST format and using an https protocol required by the application program. A copy of the  
18 aforementioned web page is attached hereto as Exhibit 4, and a copy of the source code viewable on  
19 a customer's browser for such web page is attached hereto as Exhibit 5. A claim chart detailing the  
20 infringement of a representative claim of the '673 patent is attached hereto as Exhibit 7.  
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22  
23 18. Plaintiff, Eon-Net, has been damaged by such infringing activities by the Defendant  
24 of the '673 patent and will be irreparably harmed unless such infringing activities are enjoined by  
25 this Court.  
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**COUNT THREE**

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2 19. Plaintiff, Eon-Net, repeats and incorporates herein the entirety of the allegations  
3 contained in paragraphs 1 through 18 above.

4 20. J. Crew has for a long time past and still is infringing, actively inducing the  
5 infringement of and/or contributorily infringing in this judicial district, the '162 patent by, among  
6 other things, operating the J. Crew Website pursuant to a claim of the '162 patent, without  
7 permission from Eon-Net, in which information entered by a customer of Defendant into an  
8 electronic document template displayed on the browser of the customer's computer is extracted  
9 according to content instructions and transmitted to an application program operating on  
10 Defendant's web server according to customizable transmission format instructions in a manner  
11 defined by the claims of the '162 patent. For example, a J. Crew customer seeking to purchase  
12 product can enter billing information including their first name, last name and address into HTML  
13 form elements displayed on the web page found at  
14 <https://secure.jcrew.com/secure/checkout.jhtml?requestid=98211> of the J. Crew Website. The  
15 foregoing information entered into the HTML document is extracted by the browser and transmitted  
16 to an application program running on the J. Crew web server for processing the customer's order in  
17 a POST format and using an https protocol required by the application program. A copy of the  
18 aforementioned web page is attached hereto as Exhibit 4, and a copy of the source code viewable on  
19 a customer's browser for such web page is attached hereto as Exhibit 5. A claim chart detailing the  
20 infringement of a representative claim of the '162 patent is attached hereto as Exhibit 8.  
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23 21. Plaintiff, Eon-Net, has been damaged by such infringing activities by the Defendant  
24 of the '162 patent and will be irreparably harmed unless such infringing activities are enjoined by  
25 this Court.  
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**PRAYER FOR RELIEF**

WHEREFORE, THE Plaintiff, Eon-Net prays for judgment against the Defendant J. Crew on all the counts and for the following relief:

- A. Declaration that the Plaintiff is the owner of the '697 patent, and that the Plaintiff has the right to sue and to recover for infringement thereof;
- B. Declaration that the '697 patent is valid and enforceable;
- C. Declaration that the Defendant has infringed, actively induced infringement of, and/or contributorily infringed the '697 patent;
- D. A preliminary and permanent injunction against the Defendant, each of its officers, agents, servants, employees, and attorneys, all parent and subsidiary corporations, their assigns and successors in interest, and those persons acting in active concert or participation with them, enjoining them from continuing acts of infringement, active inducement of infringement, and contributory infringement of Eon-Net's '697 patent;
- E. An accounting for damages under 35 U.S.C. §284 for infringement of Eon-Net's '697 patent by the Defendant and the award of damages so ascertained to the Plaintiff, Eon-Net, together with interest as provided by law;
- F. Declaration that the Plaintiff is the owner of the '673 patent, and that the Plaintiff has the right to sue and to recover for infringement thereof;
- G. Declaration that the '673 patent is valid and enforceable;
- H. Declaration that the Defendant has infringed, actively induced infringement of, and/or contributorily infringed the '673 patent;
- I. A preliminary and permanent injunction against the Defendant, each of its officers, agents, servants, employees, and attorneys, all parent and subsidiary corporations, their assigns and successors in interest, and those persons acting in active concert or participation with them, enjoining them from continuing acts of infringement, active inducement of infringement, and contributory infringement of Eon-Net's '673 patent;

- 1 J. An accounting for damages under 35 U.S.C. §284 for infringement of Eon-Net's  
2 '673 patent by the Defendant and the award of damages so ascertained to the  
3 Plaintiff, Eon-Net, together with interest as provided by law;
- 4 K. Declaration that the Plaintiff is the owner of the '162 patent, and that the Plaintiff has  
5 the right to sue and to recover for infringement thereof;
- 6 L. Declaration that the '162 patent is valid and enforceable;
- 7 M. Declaration that the Defendant has infringed, actively induced infringement of,  
8 and/or contributorily infringed the '162 patent;
- 9 N. A preliminary and permanent injunction against the Defendant, each of its officers,  
10 agents, servants, employees, and attorneys, all parent and subsidiary corporations,  
11 their assigns and successors in interest, and those persons acting in active concert or  
12 participation with them, enjoining them from continuing acts of infringement, active  
13 inducement of infringement, and contributory infringement of Eon-Net's '162  
14 patent;
- 15 O. An accounting for damages under 35 U.S.C. §284 for infringement of Eon-Net's  
16 '162 patent by the Defendant and the award of damages so ascertained to the  
17 Plaintiff, Eon-Net, together with interest as provided by law;
- 18 P. Award of Eon-Net's costs and expenses; and
- 19 Q. Such other and further relief as this Court may deem proper, just and equitable.  
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**DEMAND FOR JURY TRIAL**

The Plaintiff, Eon-Net, demands a trial by jury of all issues properly triable by jury in this action.

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Dated: November 19, 2007  
Westfield, NJ