

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA**

Meltzner Innovations, LLC,	)	
Plaintiff,	)	
	)	
v.	)	Case No. 5:12-cv-00638-C
	)	
Belkin International, Inc.	)	<b><u>JURY TRIAL DEMANDED</u></b>
Defendant.	)	

**FIRST AMENDED COMPLAINT**

Plaintiff, Meltzner Innovations, L.L.C., for its First Amended Complaint and claim against Defendant, Belkin International, Inc., alleges the following:

**Jurisdiction and Venue**

1. This Court’s jurisdiction over this Complaint is founded under the United States Patent Laws, 35 U.S.C. § 271, *et. seq.*, and 28 U.S.C. §§ 1331 and 1338(a), for which jurisdiction is exclusive of the Courts of the states. Personal jurisdiction is based upon F.R.Civ.P 4(e), effecting “long arm” jurisdiction based upon Defendant’s contacts with this jurisdiction, including Defendant’s doing business in this district, and its commission of acts of infringement of Plaintiff’s patent sued upon herein in this district.

2. Venue is proper in this district pursuant to 28 U.S.C. §§ 1391 and 1400.

**The Parties**

3. Plaintiff is an Oklahoma limited liability company, having a principal place of business in Edmond, Oklahoma.

4. Defendant is a Delaware corporation, having a principal place of business in Playa Vista, California.

**Count I: Infringement of the United States Patent No. 7,898,115 B2**  
**in Violation of 35 U.S.C. § 271**

5. United States Patent No. 7,898,115 B2 (the “‘115 Patent”) was duly and legally issued on March 1, 2011. A copy of the ‘115 Patent is attached hereto as Exhibit 1. By virtue of an assignment from the inventor, Jamie H. Meltzner, Plaintiff is the owner of the ‘115 Patent and of all right of recovery for damages thereunder.

6. Defendant has infringed and is infringing one or more claims of the ‘115 patent by making, using, offering for sale, and selling its “Conserve Socket Power Timer” and “Conserve Valet Smart USB Charging Station” devices throughout the United States, including Oklahoma, in violation of 35 U.S.C. § 271.

7. Plaintiff has suffered and will continue to suffer irreparable harm as a result of Defendant’s infringing activities as complained of herein.

8. Upon information and belief, Defendant has known of the ‘115 patent, yet has pursued its knowing and willful infringement thereof, in flagrant disregard of Plaintiff’s rights.

WHEREFORE, Plaintiff requests that the court grant the following relief:

- (a) an injunction against Defendant’s continued infringement;
- (b) an award of damages resulting from Defendant’s infringement and the trebling of such damages due to the knowing and willful nature of Defendant’s conduct;

- (c) an award of Plaintiff's costs and attorneys' fees; and
- (d) such other and additional relief to which Plaintiff is entitled.

Respectfully submitted,

Dated: July 5, 2012

/s/ D. Ward Hobson  
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