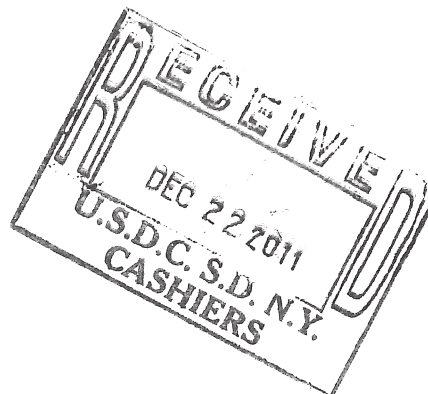


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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

ADVANCED MEDIA NETWORKS,LLC,

Plaintiff,

v.

INMARSAT INC., INMARSAT GLOBAL  
LIMITED, STRATOS MOBILE NETWORKS  
INC., STRATOS MOBILE NETWORKS ,  
L.L.C., STRATOS OFFSHORE SERVICES  
COMPANY, STRATOS  
COMMUNICATIONS INC., SEGOVIA  
INC., AND VIZADA, INC.,

Defendants.

Case No. 1:10-cv-00194-RJH

**JURY TRIAL DEMANDED**

**AMENDED COMPLAINT FOR PATENT INFRINGEMENT**

Plaintiff Advanced Media Networks, LLC (“AMN”) brings this action against defendants Inmarsat Inc. (“Inmarsat”), Inmarsat Global Limited (“Inmarsat Global”), Stratos Mobile Networks Inc. (“Stratos Mobile Inc. Inc.”), Stratos Mobile Networks, LLC (“Stratos Mobile LLC”), Stratos Offshore Services Company (“Stratos Offshore”), Stratos Communications

Inc. (“Stratos Communications”), Segovia Inc. (“Segovia”), and Vizada, Inc. (“Vizada”) collectively (“Defendants”) and hereby alleges as follows:

**THE PARTIES**

1. AMN is a limited liability company organized and existing under the laws of California having a principal place of business at 5900 Wilshire Boulevard, Suite 2600 Los Angeles, California 90036.

2. Inmarsat is a company incorporated under the laws of Delaware, with offices in Florida and Washington, D.C., and which does business in this judicial district and elsewhere in the United States, and has a registered agent for service of process at Corporation Trust Center, 1209 Orange Street, Wilmington, Delaware 19801. Upon information and belief, Inmarsat does business in the State of New York and this District, contracts to supply goods or services within the State of New York and this District, has continuous and systematic business contacts within the State of New York and this District, derives substantial revenue from interstate commerce from goods used or services rendered in the State of New York and this District and commits and has committed acts of patent infringement either within the State of New York and this District, or outside the State of New York and this District with a reasonable expectation that such acts would have consequences within the State of New York and this District.

3. Inmarsat Global is a company organized and existing under the laws of England and Wales having a principal place of business at 99 City Road, London EC1Y 1AX, United Kingdom. Upon information and belief, Inmarsat Global does business in the State of New York and this District, contracts to supply goods or services within the State of New York and this District, has continuous and systematic business contacts within the State of New York and this District, derives substantial revenue from interstate commerce from goods used or services

rendered in the State of New York and this District and commits and has committed acts of patent infringement either within the State of New York and this District, or outside the State of New York and this District with a reasonable expectation that such acts would have consequences within the State of New York and this District.

4. Stratos Mobile Inc. is a corporation organized and existing under the laws of Delaware with headquarters at 6550 Rock Spring Drive, Suite 650 Bethesda, MD 20817 and which is registered to and does do business in the State of New York and this judicial district and elsewhere in the United States. Upon information and belief, Stratos Mobile Inc. commits and has committed acts of patent infringement either within the State of New York and this District, or outside the State of New York and this District with a reasonable expectation that such acts would have consequences within the State of New York and this District.

5. Stratos Mobile LLC is a limited liability company organized and existing under the laws of Delaware with headquarters at 6550 Rock Spring Drive, Suite 650 Bethesda, MD 20817 and which is registered to and does do business in the State of New York and this judicial district and elsewhere in the United States. Upon information and belief, Stratos Mobile Inc. commits and has committed acts of patent infringement either within the State of New York and this District, or outside the State of New York and this District with a reasonable expectation that such acts would have consequences within the State of New York and this District.

6. Stratos Offshore is a corporation organized and existing under the laws of Delaware with a principal address at 6550 Rock Spring Drive, Suite 650 Bethesda, MD 20817. Stratos Offshore has a registered agent for service of process at Corporation Service Company, 2711 Centerville Road Suite 400, Wilmington, Delaware. Upon information and belief, Stratos Offshore commits and has committed acts of patent infringement either within the State of New

York and this District, or outside the State of New York and this District with a reasonable expectation that such acts would have consequences within the State of New York and this District.

7. Stratos Communications is a corporation organized and existing under the laws of Delaware with headquarters at 6550 Rock Spring Drive, Suite 650 Bethesda, MD 20817. Upon information and belief, Stratos Communications commits and has committed acts of patent infringement either within the State of New York and this District, or outside the State of New York and this District with a reasonable expectation that such acts would have consequences within the State of New York and this District.

8. Segovia is an indirect, wholly owned subsidiary of Inmarsat plc. Although Segovia is incorporated as a separate subsidiary of Inmarsat plc, Segovia operates in a single operating segment with the Stratos-related entities under the Inmarsat plc umbrella company, and reports to Stratos-related companies at the executive level.

9. Segovia is a corporation organized and existing under the laws of Delaware with headquarters at 600 Herndon Parkway, Herndon, VA 20170. Upon information and belief, Segovia commits and has committed acts of patent infringement either within the State of New York and this District, or outside the State of New York and this District with a reasonable expectation that such acts would have consequences within the State of New York and this District.

10. Vizada is a corporation organized and existing under the laws of Delaware, has regional headquarters office at 1101 Wootton Parkway, 10th Floor Rockville, Maryland 20852. Upon information and belief, Vizada does business in the State of New York and this District, contracts to supply goods or services within the State of New York and this District, has

continuous and systematic business contacts within the State of New York and this District, derives substantial revenue from interstate commerce from goods used or services rendered in the State of New York and this District and commits and has committed acts of patent infringement either within the State of New York and this District, or outside the State of New York and this District with a reasonable expectation that such acts would have consequences within the State of New York and this District.

### **JURISDICTION AND VENUE**

6. This action arises under the Patent Laws of the United States, 35 U.S.C. §1, *et seq.* This Court accordingly has jurisdiction pursuant to 28 U.S.C. §§1331 and 1338(a).

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

### **FACTS COMMON TO ALL COUNTS**

8. On September 28, 1999, U.S. Patent No. 5,960,074 (the “‘074 patent”), entitled "Mobile Tele-Computer Network For Motion Picture, Television and Advertising Production," a copy of which is attached hereto as Exhibit A, was duly and legally issued to Clark. AMN is the owner by assignment of the ‘074 patent.

9. On May 11, 2010, a request was made to the United States Patent and Trademark Office (“USPTO”) for Ex Parte Reexamination of the ‘074 patent pursuant to 35 U.S.C. §§ 302-307 and 37 C.F.R. § 1.510 by a third-party requester.

10. On July 12, 2010, the USPTO issued an Order granting the Request for Ex Parte Reexamination of the ‘074 patent, assigning Application/Control Number 90/010,992.

11. On September 26, 2011, the USPTO issued a Notice of Intent to issue an Ex Parte

Reexamination Certificate for the '074 patent, confirming original claims 1 through 40 and adding new claims 41 through 127.

12. On September 3, 2002, U.S. Patent No. 6,445,777 (the "'777 patent"), entitled "Mobile Tele-Computer Network," a copy of which is attached hereto as Exhibit B, was duly and legally issued to Curtis Clark, et al. AMN is the owner by assignment of the '777 patent.

13. On May 11, 2010, a request was made to the USPTO for ex parte reexamination of the '777 patent pursuant to 35 U.S.C. §§ 302-307 and 37 C.F.R. § 1.510

14. On July 12, 2010, the USPTO issued an Order granting the request for ex parte reexamination of the '777 patent, assigning Application/Control Number 90/010,991.

15. On September 26, 2011, the USPTO issued a Notice of Intent to issue an Ex Parte Reexamination Certificate for the '777 patent, confirming original claims 1 through 28 and adding new claims 29 through 109.

16. Upon information and belief, Inmarsat and Inmarsat Global provide global mobile satellite communications products and services providing data and voice connectivity to end-users worldwide, including products and services such as Broadband Global Access Network ("BGAN") service and BGAN terminals and SwiftBroadband service and SwiftBroadband terminals, which are sold through and under contracts with distributors such as Stratos Mobile Inc., Stratos Mobile LLC, Stratos Communications, Stratos Offshore, Segovia and Vizada to customers, and/or use components in this judicial district.

17. Upon information and belief, Stratos Mobile Inc. provides global mobile satellite communications products and services providing data and voice connectivity to end-users worldwide, including products and services such as BGAN service and BGAN terminals and SwiftBroadband service and SwiftBroadband terminals under contracts with Inmarsat and/or

Inmarsat Global.

18. Upon information and belief, Stratos Mobile LLC provides global mobile satellite communications products and services providing data and voice connectivity to end-users worldwide, including products and services such as BGAN service and BGAN terminals and SwiftBroadband service and SwiftBroadband terminals under contracts with Inmarsat and/or Inmarsat Global.

19. Upon information and belief, Stratos Offshore provides global mobile satellite communications products and services providing data and voice connectivity to end-users worldwide, including products and services such as BGAN service and BGAN terminals and SwiftBroadband service and SwiftBroadband terminals under contracts with Inmarsat and/or Inmarsat Global.

20. Upon information and belief, Stratos Communications provides global mobile satellite communications products and services providing data and voice connectivity to end-users worldwide, including products and services such as BGAN service and BGAN terminals and SwiftBroadband service and SwiftBroadband terminals under contracts with Inmarsat and/or Inmarsat Global.

21. Upon information and belief, Segovia provides global mobile satellite communications products and services providing data and voice connectivity to end-users worldwide, including products and services such as BGAN service and BGAN terminals and SwiftBroadband service and SwiftBroadband terminals under contracts with Inmarsat and/or Inmarsat Global.

22. Upon information and belief, Vizada provides global mobile satellite communications products and services providing data and voice connectivity to end-users

worldwide, including products and services such as BGAN service and BGAN terminals and SwiftBroadband service and SwiftBroadband terminals under contracts with Inmarsat and/or Inmarsat Global.

**COUNT I**

**Infringement of United States Patent No. 5,960,074**

23. AMN repeats the allegations contained in paragraphs 1 – 12 as though fully set forth herein.

24. Upon information and belief, each Defendant has in the past infringed and continues to infringe the '074 patent, directly and/or by contributory infringement and/or by inducement of infringement, by making, using, selling and/or offering to sell, in this judicial district and elsewhere in the United States, products and services covered by the '074 patent, including BGAN products and services and SwiftBroadband products and services, which embody the patented invention of the '074 patent.

25. Inmarsat's infringement includes, but is not limited to, the manufacture, use, sale, importation and/or offer for sale of products and services such as (i) the BGAN service, including but not limited to the BGAN X-Stream service, offered through BGAN terminals including, but not limited to, the Wideye™ Sabre™ I, Saber™ Ranger, Explorer® 110, Explorer® 300, Explorer® 325, Explorer® 500, Explorer® 700, Explorer® 727, Hughes 9201, Hughes 9201-M2M, Hughes 9350, Hughes 9450, RF-7800B-DU024, RF-7800B-VU104, GLOCOM GX10 and GLOCOM GX11 and (ii) the SwiftBroadband service offered through SwiftBroadband terminals including, but not limited to, terminals produced by Ball Aerospace & Technologies Corp., Boeing, COM Dev International Ltd., CMC Electronics, EMS Technologies Canada Ltd., Honeywell Aerospace, Lufthansa Technik AG, Rockwell Collins, Seavy Engineering Associates,



Thales Avionics Ltd and Thrane & Thrane AS.

26. Pursuant to 35 U.S.C. § 271, Inmarsat is liable for (i) direct infringement of the '074 patent by having made, used, sold or offered to sell and continuing to make, use, sell and/or offer to sell the BGAN products and services and SwiftBroadband products and services; (ii) contributory infringement of the '074 patent by having sold or offered to sell and continuing to sell or offer to sell a material component of the invention embodied in the '074 patent, which is especially made or adapted for use in infringing the '074 patent and which is not suitable for any substantial non-infringing use, in order to provide BGAN products and services and SwiftBroadband products and services to end-users and having knowledge that the '074 patent was/is being directly infringed by end-users; and (iii) inducement of infringement by having knowingly caused or intended to cause and continuing to knowingly cause or intend to cause the direct infringement of the '074 patent by end-users.

27. Inmarsat Global's infringement includes, but is not limited to, the manufacture, use, sale, importation and/or offer for sale of products and services such as (i) the BGAN service, including but not limited to the BGAN X-Stream service, offered through BGAN terminals including, but not limited to, the Wideye<sup>TM</sup> Sabre<sup>TM</sup> I, Saber<sup>TM</sup> Ranger, Explorer® 110, Explorer® 300, Explorer® 325, Explorer® 500, Explorer® 700, Explorer® 727, Hughes 9201, Hughes 9201-M2M, Hughes 9350, Hughes 9450, RF-7800B-DU024, RF-7800B-VU104, GLOCOM GX10 and GLOCOM GX11 and (ii) the SwiftBroadband service offered through SwiftBroadband terminals including, but not limited to, terminals produced by Ball Aerospace & Technologies Corp., Boeing, COM Dev International Ltd., CMC Electronics, EMS Technologies Canada Ltd., Honeywell Aerospace, Lufthansa Technik AG, Rockwell Collins, Seavy Engineering Associates, Thales Avionics Ltd and Thrane & Thrane AS.