

FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION

2012 OCT 19 P 1:08

CLERK US DISTRICT COURT  
ALEXANDRIA, VIRGINIA

MLR, LLC,

Plaintiff,

v.

LENOVO GROUP, LIMITED, AND  
LENOVO (UNITED STATES), INC.,

Defendants.

COMPLAINT

1:12cv1169

GB/TCB

JURY DEMANDED

Plaintiff MLR, LLC (“MLR”) complains of defendant Lenovo (United States), Inc. and  
Lenovo Group Limited as follows:

JURISDICTION AND VENUE

1. Section 1338(a) of Title 28 of the United States Code makes jurisdiction proper  
because defendants have infringed plaintiff’s patents. The Patent Act of 1952, as amended, 35  
U.S.C. § 271, *et seq.*, makes patent infringement illegal and actionable through a private cause of  
action.

2. Defendants have transacted business in this judicial district by making, using,  
selling, or offering to sell and distributing products that violate MLR’s patents either in this  
judicial district or in the United States.

3. The general federal venue statute, 28 U.S.C. § 1391(d), and under the specific  
venue provision relating to patent-infringement cases, 28 U.S.C. § 1400(b) make venue proper in  
the Eastern District of Virginia.

PARTIES

4. MLR is a Virginia limited liability company with offices at 6524 Truman Lane,  
Falls Church, Virginia. MLR is the assignee and owns all right, title and interest in and has  
standing to sue for infringement of United States Patent Nos. 7,343,173, 7,386,322, 6,134,453,  
6,934,558, 6,961,584, and 5,854,985 (“the MLR Patents”).

5. Lenovo (United States), Inc. (“Lenovo US”) is a Delaware corporation with its  
principal place of business at 1009 Think Place, Morrisville, NC 27560. Lenovo has previously

and is presently making, using, selling, offering for sale, and/or importing into the United States portable wireless products that infringe one or more claims of the MLR Patents. Lenovo has infringed the MLR Patents either directly or through acts of contributory infringement or inducement in violation of 35 U.S.C. § 271.

6. Lenovo Group Limited (“Lenovo Group”) is a Chinese multinational company with operations in Morrisville, North Carolina, Beijing, China, and Singapore. Its Beijing offices are located at No. 6 Chuang Ye Road, Shangdi, Information Industry Base, Haidian District, Beijing, China, Post Code: 100085. Its Singapore offices are located at 151 Lorong Chuan, #02-01, New Tech Park, Singapore 556741. Lenovo has previously and is presently making, using, selling, offering for sale, and/or importing into the United States portable wireless products that infringe one or more claims of the MLR Patents. Lenovo has infringed the MLR Patents either directly or through acts of contributory infringement or inducement in violation of 35 U.S.C. § 271.

7. In addition to its existing U.S. operations, Lenovo Group recently announced that it would begin manufacturing in the United States (Whitsett, North Carolina) in 2013, expanding its existing 240,000 square foot U.S. distribution facility there. Lenovo Group’s Chairman, Yuanqing Yang stated: “Lenovo is establishing a U.S. manufacturing base because we believe in the long-term strength of the American PC market and our growth opportunities here.”

#### BACKGROUND

8. MLR is the owner of patents rights, which cover commercially significant technologies related to the control of multi-mode, multi-frequency, and multi-protocol networks for electronic communications devices. The MLR patents, for example, cover portable wireless devices, such as cellular handsets and portable computers, which can access different cellular or wireless networks to facilitate wireless voice and/or data communications.

9. Defendants design, manufacture, and sell portable wireless devices, including portable computing devices, which infringe the MLR Patents.

## PATENT INFRINGEMENT

10. Defendants have infringed and continue to infringe the MLR Patents both directly and indirectly (through acts of contributory infringement or inducement) in violation of 35 U.S.C. § 271.

11. Defendants' infringing products include Wi-Fi-enabled laptops, notebooks, netbooks, and tablet computers. Infringing laptops, notebooks, netbooks, and tablets include without limitation those Lenovo models listed in Exhibit A to this complaint.

12. Defendants' infringement, contributory infringement and/or inducement to infringe has injured MLR and it, therefore, is entitled to recover damages adequate to compensate it for such infringement, but in no event less than a reasonable royalty.

13. Defendant's infringement, contributory infringement and/or inducement to infringe has been willful and deliberate because it has been given notice of or knew of the MLR Patents and has nonetheless injured and will continue to injure MLR, unless and until this Court enters an injunction, which prohibits further infringement and specifically enjoins further manufacture, use, sale and/or offer for sale of products or services that come within the scope of the MLR Patents.

## JURY DEMAND

Pursuant to Rule 38(b) of the Federal Rules of Civil Procedure, MLR demands a trial by jury on all issues presented that can properly be tried to a jury.

## REQUEST FOR RELIEF

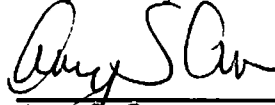
THEREFORE, MLR asks this Court to enter judgment against defendants and against any and all of their subsidiaries, affiliates, agents, servants, employees and all persons in active concert or participation with them, granting the following relief:

- A. An award of damages adequate to compensate MLR for the infringement that has occurred, together with prejudgment interest from the date infringement began;
- B. All other damages permitted by 35 U.S.C. § 284;
- C. A finding that this case is exceptional and an award to MLR of its attorneys' fees and costs as provided by 35 U.S.C. § 285;

- D. An injunction prohibiting further infringement, inducement and contributory infringement of the MLR Patents; and
- E. Such other and further relief as this Court or a jury may deem proper and just.

Dated: October 18, 2012

Respectfully submitted,



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