

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

ILLINOIS COMPUTER RESEARCH, LLC)	
)	
Plaintiff,)	
)	Civil Action No. 10-cv-5021
v.)	
)	
HARPERCOLLINS PUBLISHERS, INC.,)	JURY TRIAL DEMANDED
HARPERCOLLINS PUBLISHERS, LLC,)	
RANDOM HOUSE, INC., and)	
SIMON & SCHUSTER, INC.)	
)	
Defendants.)	
)	

COMPLAINT

Plaintiff, Illinois Computer Research, LLC, by counsel, complains of defendants HarperCollins Publishers, Inc., HarperCollins Publishers, L.L.C., Random House, Inc., and Simon & Schuster, Inc. as follows:

PARTIES

1. Plaintiff Illinois Computer Research, LLC (“ICR”) is an Illinois limited liability company with its sole place of business at 1016 W. Jackson Blvd., No. 502, Chicago, Illinois 60607.
2. Defendant HarperCollins Publishers, Inc. is a Delaware corporation having its principal place of business at 10 East 53rd Street, New York, New York 10022.
3. Defendant HarperCollins Publishers, LLC (referred to collectively with Defendant HarperCollins Publishers, Inc. as “HarperCollins”) is a Delaware limited liability company having its principal place of business at 10 East 53rd Street, New

York, New York 10022. HarperCollins designs, develops, offers for sale and sell products that are covered by the claims of the '252 patent nationwide, including in this judicial district.

4. Defendant Random House, Inc. ("Random House") is a New York corporation having its principal place of business at 1745 Broadway, New York, New York 10019. Random House designs, develops, offers for sale and sells products that are covered by the claims of the '252 patent nationwide, including this judicial district.

5. Defendant Simon & Schuster, Inc. ("Simon & Schuster") is a New York corporation having its principal place of business at 51 West 52nd Street, New York, New York 10019. Simon & Schuster designs, develops, offers for sale and sells products that are covered by the claims of the '252 patent nationwide, including this judicial district.

JURISDICTION AND VENUE

6. This is a complaint for patent infringement arising under the patent laws of the United States, Title 35 of the United States Code. This Court has exclusive jurisdiction over the subject matter of this complaint under 28 U.S.C. § 1331 and 1338(a).

7. Venue in this district is proper under 28 U.S.C. §§ 1391(b),(c) and 1400(b) because HarperCollins, Random House, and Simon & Schuster are subject to personal jurisdiction, do business in, and have committed acts of infringement in this judicial district.

PATENT INFRINGEMENT

8. ICR owns full right, title and interest in, and has sole and exclusive right to

enforce and has standing to sue and recover damages for, infringement of United States Patent No. 7,111,252 (“the ‘252 patent”) entitled “Enhancing Touch and Feel on the Internet.” The ‘252 patent is attached as Exhibit A and is incorporated herein by reference.

9. The ‘252 patent was issued by the United States Patent and Trademark Office on September 19, 2006.

10. The ‘252 patent relates to an apparatus and method for obtaining and reviewing excerpts from a digital book for preview prior to purchase, but prevents the reader from obtaining and reviewing the entire book prior to purchase.

11. HarperCollins has infringed at least claims 1, 7, 8, 11, and 15-21 of the ‘252 patent by making, using, selling or offering to sell products and by inducing, aiding and abetting, encouraging or contributing to others’ use of its products and services found on the HarperCollins website at: <http://www.harpercollins.com>.

12. The acts of HarperCollins’s infringement set forth above have occurred in this judicial district, such as through HarperCollins’s website that reaches and instructs customers in this judicial district and throughout the U.S. to buy and/or use HarperCollins products and services in the manner specified in the asserted claims.

13. HarperCollins’s infringement of the ‘252 patent has injured ICR, and ICR is entitled to recover damages adequate to compensate it for the infringement that has occurred.

14. Random House has infringed at least claims 1, 7, 8, 11, and 15-21 of the ‘252 patent by making, using, selling or offering to sell products and by inducing, aiding and abetting, encouraging or contributing to others’ use of its products and services

found on the Random House website at: <http://www.randomhouse.com>.

15. The acts of Random House's infringement set forth above have occurred in this judicial district, such as through Random House's website that reaches and instructs customers in this judicial district and throughout the U.S. to buy and/or use Random House products and services in the manner specified in the asserted claims.

16. Random House's infringement of the '252 patent has injured ICR, and ICR is entitled to recover damages adequate to compensate it for the infringement that has occurred.

17. Simon & Schuster has infringed at least claims 1, 7, 8, 11, and 15-21 of the '252 patent by making, using, selling or offering to sell products and by inducing, aiding and abetting, encouraging or contributing to others' use of its products and services found on the Simon & Schuster website at: <http://www.simonandschuster.com>.

18. The acts of Simon & Schuster's infringement set forth above have occurred in this judicial district, such as through Simon & Schuster's website that reaches and instructs customers in this judicial district and throughout the U.S. to buy and/or use Simon & Schuster products and services in the manner specified in the asserted claims.

19. Simon & Schuster's infringement of the '252 patent has injured ICR, and ICR is entitled to recover damages adequate to compensate it for the infringement that has occurred.

REQUESTED RELIEF

WHEREFORE, Plaintiff, ICR, respectfully requests that a judgment against HaperCollins, Random House, and Simon & Schuster as follows:

A. An entry of judgment in favor of ICR and against HarperCollins, Random House, and Simon & Schuster;

B. An award to ICR of such damages as it can prove at trial against any and/or all of HarperCollins, Random House, and Simon & Schuster sufficient to fully and adequately compensate ICR for the acts of infringement that have occurred, together with prejudgment interest from the date infringement began, but in no event less than a reasonable royalty.

C. Such other further relief as this Court or a jury may determine to be proper and just.

JURY DEMAND

ICR requests a trial by jury on all issues so triable.

August 10, 2010

Illinois Computer Research, LLC.

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