

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**ARCZAR LLC AND
GEOVECTOR CORPORATION,**

Plaintiffs,

v.

YELP, INC.,

Defendant.

Civil Action No. 2:12-cv-639

JURY TRIAL DEMANDED

AMENDED COMPLAINT FOR PATENT INFRINGEMENT

This is an action for patent infringement in which Arczar LLC (“Arczar”) and Geovector Corporation (“Geovector”) (collectively “Plaintiffs”) make the following allegations against Yelp, Inc. (“Yelp”):

PARTIES

1. Plaintiff Arczar is a Texas limited liability company having a principal place of business of 104 East Houston Street, Suite 170, Marshall, Texas 75670.
2. Plaintiff Geovector is a California Corporation having a principle place of business at 601 Minnesota St., San Francisco, California 94107
3. On information and belief, Defendant Yelp is a Delaware corporation with its principal place of business at 706 Mission Street, San Francisco, California 94103. Yelp may be served through its agent for service of process National Registered Agents, Inc., 160 Greentree Dr., Ste. 101, Dover, Delaware 19904.

JURISDICTION AND VENUE

4. This action arises under the patent laws of the United States, Title 35 of the United States Code. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331 and 1338(a).

5. Venue is proper in this district under 28 U.S.C. §§ 1391(c) and 1400(b). On information and belief, Defendant has transacted business in this district, and has committed acts of patent infringement in this district.

6. On information and belief, Defendant is subject to this Court's specific and general personal jurisdiction pursuant to due process and/or the Texas Long Arm Statute, due at least to their substantial business in this forum, including: (i) at least a portion of the infringements alleged herein; and (ii) regularly doing or soliciting business, engaging in other persistent courses of conduct, and/or deriving substantial revenue from goods and services provided to individuals in Texas and in this Judicial District.

COUNT I

INFRINGEMENT OF U.S. PATENT NO. 6,037,936

7. Geovector is the owner of United States Patent No. 6,037,936 ("the '936 Patent") entitled "Computer Vision System with a Graphic User Interface and Remote Camera Control." The '936 Patent issued on March 14, 2000. A true and correct copy of the '936 Patent is attached as Exhibit A.

8. Arczar is the exclusive licensee of the '936 and possesses all rights of recovery under the '936 patent, including the right to sue for infringement and recover past damages.

9. Upon information and belief, Yelp has been and now is infringing the '936 Patent in the State of Texas, in this judicial district, and elsewhere in the United States, by, among other things, methods practiced on various software for mobile devices, including Yelp! Monocle, covered by one or more claims of the '936 Patent to the injury of Plaintiffs. For example, when Yelp's Monocle is operated, it addresses a scene with a computer vision system, forms an image of the scene, generates a graphical user interface, combines the image of the scene with the graphical user interface to form a composite image, and displays the composite image in a display field. Yelp is directly infringing, literally infringing, and/or infringing the '936 Patent under the doctrine of equivalents. Yelp is thus liable for infringement of the '936 Patent pursuant to 35 U.S.C. § 271.

10. To the extent that facts learned in discovery show that Defendant's infringement of the '936 Patent is, or has been willful, Plaintiffs reserve the right to request such a finding at the time of trial.

11. As a result of Defendant's infringement of the '936 Patent, Plaintiffs have suffered monetary damages and are entitled to a money judgment in an amount adequate to compensate for Defendant's infringement, but in no event less than a reasonable royalty for the use made of the invention by Defendant, together with interest and costs as fixed by the court.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs respectfully request that this Court enter:

1. A judgment in favor of Plaintiffs that Yelp infringed the '936 Patent;

2. A judgment and order requiring Yelp pay to Plaintiffs their damages, costs, expenses, and prejudgment and post-judgment interest for Yelp's infringement of the '936 Patent as provided under 35 U.S.C. § 284;

3. A judgment and order finding that this is an exceptional case within the meaning of 35 U.S.C. § 285 and awarding to Plaintiffs their reasonable attorneys' fees; and

4. Any and all other relief, at law or equity, to which Plaintiffs may show themselves to be entitled.

DEMAND FOR JURY TRIAL

Plaintiffs, under Rule 38 of the Federal Rules of Civil Procedure, requests a trial by jury of any issues so triable by right.

DATED January 22, 2013.

Respectfully submitted,

By: \s\ Hao Ni

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