IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

SELECT NOTIFICATIONS MEDIA, LLC, *Plaintiff* v. CEQUEL III COMMUNICATIONS I, LLC D/B/A SUDDENLINK COMMUNICATIONS, *Defendant*	Civil Action No. 6:13-cv-245 **JURY TRIAL DEMANDED**

COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff Select Notifications Media, LLC ("SNM" or "Plaintiff"), for its Complaint against Defendant Cequel III Communications I, LLC d/b/a Suddenlink Communications ("Suddenlink"), alleges the following:

THE PARTIES

1. Plaintiff SNM is a Texas limited liability company, with a principal place of business at 106 Fannin Avenue East, Round Rock, Texas 78664.

2. On information and belief, Cequel III Communications I, LLC d/b/a Suddenlink Communications is a Delaware Company, with a principal place of business at 12444 Powerscourt Drive, Suite 100, Saint Louis, MO 63131-3617. Cequel III Communications I, LLC d/b/a Suddenlink Communications has designated CT Corporation System, 350 N. St. Paul St., Ste. 2900, Dallas, TX 75201 as its registered agent for service of process.

3. On information and belief, Cequel III Communications I, LLC d/b/a Suddenlink Communications does business as Suddenlink Communications.

JURISDICTION AND VENUE

4. This is an action for patent infringement arising under the Patent Laws of the United States, Title 35 of the United States Code.

5. This Court has subject matter jurisdiction under 28 U.S.C. §§ 1331 and 1338(a).

6. This Court has general personal jurisdiction over Suddenlink because, on information and belief, Suddenlink has systematic and continuous contacts within Texas and within this judicial district at least through the regular transaction of business with customers in Texas and this district. This Court has specific personal jurisdiction over Suddenlink at least because, as described further below, Suddenlink has committed acts of patent infringement giving rise to this action within Texas and within this judicial district and has established minimum contacts with the forum state such that the exercise of jurisdiction over Suddenlink does not offend traditional notions of fair play and substantial justice.

7. Venue is proper in this judicial district under 28 U.S.C. §§ 1391 and 1400(b) because Suddenlink is subject to personal jurisdiction in this judicial district and has committed acts of patent infringement and has a regular and established place of business in this district.

COUNT I – INFRINGEMENT OF U.S. PATENT NO. 7,631,101

8. SNM re-alleges and incorporates herein by reference the allegations stated in counterclaim paragraphs 1 through 7 above.

9. On December 8, 2009, U.S Patent No. 7,631,101 ("the '101 Patent"), entitled "Systems and Methods for Direction of Communication Traffic," was duly and legally issued by the United States Patent and Trademark Office to inventors Alan T. Sullivan, Mark Lewyn, and Phillip Gross. A true and correct copy of the '101 Patent is attached as Exhibit A to this Complaint.

10. SNM is the owner of all rights, title, and interest in the ’101 Patent, and has the right to bring this suit to recover damages for any current, past, or future infringement of the ’101 Patent.

11. On information and belief, Suddenlink has infringed at least one of the method claims of the ’101 Patent under 35 U.S.C. § 271, either literally and/or under the doctrine of equivalents, by making, using, offering for sale, and/or selling in the United States, and/or importing into the United States, products and/or services for handling and redirecting certain unresolved domain name requests, including but not limited to the Suddenlink Web Helper.

12. On information and belief, Suddenlink has profited from infringement of the ’101 Patent. SNM has suffered damages as a result of Suddenlink’s infringement of the ’101 Patent, and is entitled to recover from Suddenlink damages adequate to compensate it for the infringement under 35 U.S.C. § 284, but in no event less than a reasonably royalty.

PRAYER FOR RELIEF

Wherefore, Plaintiff SNM prays for judgment as follows:

(a) A judgment in favor of SNM that Suddenlink has infringed and continues to infringe, literally or under the doctrine of equivalents, U.S. Patent No. 7,631,101;

(b) An award to SNM of damages to which it is entitled for Suddenlink’s infringement, and ordering a full accounting of same;

(d) That this Court award SNM its costs and disbursements in this civil action, including reasonable attorneys’ fees;

(e) That this Court award SNM pre-judgment and post-judgment interest on its damages; and

(f) That this Court award SNM such other and further relief in law or in equity that the Court deems just and proper.

DEMAND FOR JURY TRIAL

SNM hereby demands a trial by jury on all issues so triable.

Dated: March 14, 2013

Respectfully submitted,

/s/ Jennifer Parker Ainsworth
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