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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

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MARLOWE PATENT HOLDINGS LLC, :

Plaintiff, :

v. :

FORD MOTOR COMPANY, :

Defendant. :

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CASE NO. \_\_\_\_\_

DEMAND FOR JURY TRIAL

**COMPLAINT FOR PATENT INFRINGEMENT**

Marlowe Patent Holdings LLC (hereinafter referred to as “Plaintiff” or “MPH”) demands jury trial and complains against the defendant as follows:

**THE PARTIES**

1. Marlowe is a limited liability company organized and existing under the laws of the State of New Jersey, having a place of business at 33 Honeck Street, Englewood, New Jersey 07631.

2. Upon information and belief, Ford Motor Company (hereinafter referred to as “FMC”) is a limited liability company organized and existing under the laws of the State of

Michigan, conducting business in this district having a place of business at Ford World Headquarters, One American Road, Suite 1026, Dearborn, Michigan 48126-2798.

### **JURISDICTION AND VENUE**

3. This action arises under the patent laws of the United States of America, Title 35 of the United States Code. This Court has jurisdiction of this action under 28 U.S.C. §§ 1331 and 1338(a).

4. Upon information and belief, Defendant is doing business and committing infringements in this judicial district and is thus subject to personal jurisdiction in this judicial district.

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

### **THE PATENT**

6. Plaintiff MPH repeats and incorporates herein the entirety of the allegations contained in paragraphs 1 through 6 above.

7. On February 10, 2009, U.S. Patent No. 7,489,786 (hereinafter referred to as “the ‘786 patent”) was duly and legally issued to Ira Marlowe (“Marlowe”) for an invention entitled “Audio Device Integration System”. On March 4, 2010, Marlowe assigned all rights in and to the ‘786 patent to MPH. The ‘786 patent pertains to an audio device integration system that enables after-market audio products such as a CD player, a CD changer, an MP3 player, a satellite receiver, a digital audio broadcast receiver, and other auxiliary sources, to be connected to, operate with, and be controlled from, an existing stereo system in an automobile. A major advance represented by the ‘786 patent is the ability to use external, portable audio devices with an automobile stereo by having

the interface between the stereo and the audio device emulate a type of audio device that is designed for an automobile. A copy of the '786 patent is attached hereto as Exhibit 1.

**CLAIM FOR PATENT INFRINGEMENT**

**COUNT ONE**

8. Plaintiff MPH repeats and incorporates herein the entirety of the allegations contained in paragraphs 1 through 7 above.

9. Defendant FMC has and still is directly infringing the '786 patent by, among other things, selling and offering for sale in this judicial district interfaces that enable auxiliary audio devices to be integrated with an existing automobile stereo system in a manner defined by the claims of the '786 patent without permission from MPH. For example, FMC is selling and offering for sale in this judicial district various automobiles including the Ford Sync product, which facilitates control and communications functions between an external audio device and an FMC automobile.

10. MPH alleges that FMC's accused interface devices, such as the Ford Sync, infringe numerous claims of the '786 patent. MPH believes that discovery will reveal that Defendants are infringing additional claims of the '786 patent.

11. Plaintiff has been damaged by each of the Defendant's infringement of the '786 patent and will be irreparably harmed unless such infringing activities are enjoined by this Court.

**PRAYER FOR RELIEF**

WHEREFORE, the Plaintiff MPH prays for judgment against Defendant FMC on all the counts and for the following relief:

A. Declaration that the '786 patent is valid and enforceable;

- B. Declaration that Defendants have infringed the '786 patent;
- C. A preliminary and permanent injunction against Defendant, its officers, agents, servants, employees, and attorneys, all parent and subsidiary corporations, their assigns and successors in interest, and those persons acting in active concert or participation with them, including distributors and customers, enjoining them from continuing acts of infringement on the '786 patent;
- D. An accounting for damages under 35 U.S.C. §284 from Defendant for their respective infringement of the '786 patent, and the award of damages ascertained against Defendant in favor of Plaintiff MPH, together with interest as provided by law;
- E. Award of the Plaintiff's costs and expenses; and
- F. Such other and further relief as this Court may deem proper, just and equitable.

**DEMAND FOR JURY TRIAL**

Plaintiff MPH demands a trial by jury of all issues properly triable by jury in this action.

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