

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

IDEATIVE PRODUCT VENTURES, INC., §  
§  
Plaintiff, §  
§  
VS. §  
§  
STARTECH.COM USA LLP, §  
§  
Defendant. §

**Civil Action No.**

**JURY DEMANDED**

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**PLAINTIFF'S ORIGINAL COMPLAINT**

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Plaintiff, Ideative Product Ventures, Inc. ("Ideative"), files this complaint against Defendant, StarTech.Com USA LLP ("StarTech").

**I. INTRODUCTION**

1. Ideative asserts StarTech has infringed one or more claims of a United States Patent and therefore, seeks monetary damages and permanent injunctive relief.

**II. THE PARTIES**

2. Ideative is a corporation that is organized and exists pursuant to the laws of Texas. Ideative's principal place of business is in Carrollton, Denton County, Texas.

3. StarTech is a limited partnership that is organized and exists pursuant to the laws of Canada. StarTech's principal place of business is in London, Ontario, Canada.

### **III. JURISDICTION AND VENUE**

4. This is an action for patent infringement arising under the United States Patent Act, 35 U.S.C. §1, *et seq.* This Court has jurisdiction over the subject matter of this action pursuant to 28 U.S.C. §§1331 and 1338.

5. This Court has general personal jurisdiction over StarTech because it has maintained systematic and continuous business contacts with the State of Texas. Additionally, this Court has specific personal jurisdiction over StarTech because it has committed acts of patent infringement in the State of Texas by offering for sale and selling products that infringe one or more claims of a United States Patent owned by Ideative.

6. StarTech engages in business in Texas; however, it does not maintain a resident agent to receive service of process in the State of Texas. Thus, pursuant to V.T.C.A., Tex. Civ. Prac. & Rem. Code §17.044, StarTech may be served with process by delivering a true and correct copy of this complaint, together with an original summons, to the Secretary of State for the State of Texas, 1019 Brazos Street, Austin, Texas 78701. Upon receipt of the summons and the copy of the complaint, the Secretary of State will forward process to StarTech's agent for service of process: CT Corporation System, 1300 East Ninth Street, Cleveland, Ohio 44114.

7. This Court is a proper venue for this case pursuant to 28 U.S.C. §1391 because StarTech has committed acts of infringement in this District and Division.

### **IV. FACTS**

8. On February 24, 2009, United States Patent Number 7,494,343 B2 (the "'343 Patent") entitled "Multiple Degrees Of Freedom Connectors And Adapters" was duly issued to Ideative, as assignee of the inventor, Schriefer. A true and correct copy of the '343 Patent is attached to this complaint as Exhibit A.

10. StarTech offers for sale and sells in Texas and throughout the world one or more devices, including its Rotating and Swivel USB A to USB A Cable Adapter M/F and its 180° Rotating High Speed HDMI® Adapter – M/F (the “Accused Products”), that infringe one or more claims of the ‘343 Patent.

## **V. CAUSE OF ACTION**

### **COUNT I**

#### **(Infringement of U.S. Patent No. 7,494,343 B2)**

11. Ideative incorporates the allegations of paragraphs 1 through 10 as if fully reproduced herein.

12. The ‘343 Patent is valid and enforceable.

13. Ideative owns all right, title and interest in and to the ‘343 Patent.

14. StarTech, through its importation, manufacture, offers for sale, sale, and use of the Accused Products in the United States, has infringed and continues to infringe one or more claims of the ‘343 Patent.

15. As a direct result of StarTech’s infringement, Ideative has incurred and will continue to incur damages, irreparable harm, and impairment of its patent rights.

16. Ideative is entitled to recover from StarTech the damages sustained by Ideative as a result of StarTech’s wrongful acts in an amount to be proven at trial.

## **VI. PRAYER**

For the foregoing reasons, Plaintiff, Ideative, requests that Defendant be cited to answer herein and that, upon hearing hereof, the Court award the following relief:

- a. Entering judgment in favor of Ideative;
- b. Awarding damages in an amount to be determined at trial;
- c. Enjoining the Defendant from any further infringement of Ideative's Patents;
- d. Awarding Ideative its costs incurred in connection with the prosecution of its claims; and
- e. Awarding Ideative any and all other relief to which it may be entitled.

Dated: January 13, 2014

Respectfully Submitted,

By: *s/James E. Davis*

**JAMES E. DAVIS**

State Bar No. 05504200

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