

IDEATIVE PRODUCT VENTURES, INC., \$
 Plaintiff, \$
 VS. \$
 LINDY COMPUTER CONNECTION \$
 TECHNOLOGY, INC. \$
 Defendant. \$

JURY DEMANDED

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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 Lindy because it has maintained systematic and continuous business contacts with the State of Texas. Additionally, this Court has specific personal jurisdiction over Lindy 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. Lindy is a for-profit foreign corporation that is organized pursuant to the laws of Alabama. Lindy 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, Lindy 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 Lindy's agent for service of process: Jeffery P. Clark, 14925 Lipscomb Rd., Harvest, Alabama 35749.

7. This Court is a proper venue for this case pursuant to 28 U.S.C. §1391 because Lindy 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. Lindy offers for sale and sells in Texas and throughout the world one or more devices, including but not limited to its 1m 180 Degree Rotating High Speed HDMI Cable with Ethernet, 2m 180 Degree Rotating High Speed HDMI Cable with Ethernet, 3m 180 Degree Rotating High Speed HDMI Cable with Ethernet, 5m 180 Degree Rotating High Speed HDMI Cable with Ethernet, HDMI 360 Degree Adapter, HDMI Male to Female, USB 360 Degree Adapter, USB A Male to A Female, USB 360 Degree Adapter, USB A to Mini B, USB 360 Degree Adapter, USB A to Micro B, FireWire 360 Degree Adapter, 6 Pin Female to 6 Pin Male, and FireWire 360 Degree Adapter, 6 Pin Female to 4 Pin Male (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. Lindy, through its importation, manufacture, offers for sale, sales, 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 Lindy’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 Lindy the damages sustained by Ideative as a result of Lindy'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

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