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9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA

11 NEXUS DISPLAY TECHNOLOGIES
12 LLC.,

13 Plaintiff,

14 v.

15 LG ELECTRONICS, INC., LG
16 ELECTRONICS USA, INC, and LG
17 ELECTRONICS MOBILECOMM USA,
18 INC.

19 Defendants.

Case No. 14-1122

**NEXUS DISPLAY TECHNOLOGIES
LLC'S COMPLAINT FOR PATENT
INFRINGEMENT**

1 Plaintiff Nexus Display Technologies LLC (“NDT” or “Plaintiff”) hereby submits this
2 Complaint against Defendants LG Electronics, Inc., LG Electronics USA, Inc., and LG
3 Electronics MobileComm USA, Inc. (collectively “LG” or “Defendants”) and states as follows:

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5 **THE PARTIES**

6 1. NDT is a Texas limited liability company, having a principal place of business at
7 2400 Dallas Parkway, Suite 200, Plano, Texas 75093.

8 2. On information and belief, Defendant LG Electronics, Inc. is a corporation
9 organized and existing under the laws of Korea, having a principal place of business at LG Twin
10 Towers 20 Yeouido-dong, Yeongdeunspo-gu, Seoul 150-721, Republic of Korea.

11 3. On information and belief, Defendant LG Electronics USA, Inc. is a corporation
12 organized and existing under the laws of the state of Delaware, having a principal place of
13 business at 1000 Sylvan Avenue, Englewood Cliffs, New Jersey 07632.

14 4. On information and belief, Defendant LG Electronics MobileComm USA, Inc. is a
15 corporation organized and existing under the laws of the state of California, having a principal
16 place of business at 10101 Old Grove Road, San Diego, California 92131.

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18 **JURISDICTION AND VENUE**

19 5. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331 and
20 1338(a) because this action arises under the patent laws of the United States, 35 U.S.C. §§ 101 *et*
21 *seq.*

22 6. Venue is proper in this federal district pursuant to 28 U.S.C. §§1391(b)–(c) and
23 1400(b) in that Defendants have done business in this District, have committed acts of
24 infringement in this District, and continue to commit acts of infringement in this District, entitling
25 NDT to relief.
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COUNT I: INFRINGEMENT OF U.S. PATENT NO. 7,295,578

7. On November 13, 2007, the United States Patent and Trademark Office (“USPTO”) duly and legally issued United States Patent No. 7,295,578 (“the ’578 Patent”), entitled “Method And Apparatus For Synchronizing Auxiliary Data And Video Data Transmitted Over A TMDS-Like Link.” NDT holds all rights, title, and interest in and to the ’578 Patent. LG is not licensed to the ’578 Patent, yet LG knowingly, actively, and lucratively practices the patents.

8. Upon information and belief, LG has infringed directly and continues to infringe directly the ’578 Patent. The infringing acts include, but are not limited to, the manufacture, use, sale, importation, and/or offer for sale of products and/or methods encompassed by the claims of the ’578 Patent. LG’s infringing products include, but are not limited to, at least the LG UltraWide series of monitors, LG Multi Touch displays, LG LED-backlit IPS displays, and the LG G3, LG G Pro 2, LG G Flex, LG G2, LG G Pad, and LG Optimus series of phones.

9. The acts of infringement by LG have caused damage to NDT, and NDT is entitled to recover from LG the damages sustained by NDT as a result of LG’s wrongful acts in an amount subject to proof at trial. The infringement of NDT’s exclusive rights under the ’578 Patent by LG has damaged and will continue to damage NDT, causing irreparable harm, for which there is no adequate remedy at law, unless enjoined by this Court.

10. At least as early as its receipt of this Complaint, LG has had knowledge of the ’578 Patent and written notice of the infringement. NDT intends to seek discovery on the issue of willfulness and reserves the right to seek a willfulness finding and increased damages under 35 U.S.C. § 284 and to attorneys’ fees and costs incurred in prosecuting this action under 35 U.S.C. § 285.

COUNT II: INFRINGEMENT OF U.S. PATENT NO. 7,143,328

11. On November 28, 2006, the United States Patent and Trademark Office (“USPTO”) duly and legally issued United States Patent No. 7,143,328 (“the ’328 Patent”), entitled “Auxiliary Data Transmitted Within A Display’s Serialized Data Stream.” NDT holds all rights, title, and interest in and to the ’328 Patent. LG is not licensed to the ’328 Patent, yet LG knowingly, actively, and lucratively practices the patents.

12. Upon information and belief, LG has infringed directly and continues to infringe directly the ’328 Patent. The infringing acts include, but are not limited to, the manufacture, use, sale, importation, and/or offer for sale of products and/or methods encompassed by the claims of the ’328 Patent. LG’s infringing products include, but are not limited to, at least the LG UltraWide series of monitors, LG Multi Touch displays, LG LED-backlit IPS displays, and the LG G3, LG G Pro 2, LG G Flex, LG G2, LG G Pad, and LG Optimus series of phones.

13. The acts of infringement by LG have caused damage to NDT, and NDT is entitled to recover from LG the damages sustained by NDT as a result of LG’s wrongful acts in an amount subject to proof at trial. The infringement of NDT’s exclusive rights under the ’328 Patent by LG has damaged and will continue to damage NDT, causing irreparable harm, for which there is no adequate remedy at law, unless enjoined by this Court.

14. At least as early as its receipt of this Complaint, LG has had knowledge of the ’328 Patent and written notice of the infringement. NDT intends to seek discovery on the issue of willfulness and reserves the right to seek a willfulness finding and increased damages under 35 U.S.C. § 284 and to attorneys’ fees and costs incurred in prosecuting this action under 35 U.S.C. § 285.

COUNT III: INFRINGEMENT OF U.S. PATENT NO. 5,835,498

15. On November 10, 1998, the United States Patent and Trademark Office (“USPTO”) duly and legally issued United States Patent No. 5,835,498 (“the ’498 Patent”), entitled “System and Method For Sending Multiple Data Signals Over a Serial Link.” NDT holds all rights, title, and interest in and to the ’498 Patent. LG is not licensed to the ’498 Patent, yet LG knowingly, actively, and lucratively practices the patents.

16. Upon information and belief, LG has infringed directly and continues to infringe directly the ’498 Patent. The infringing acts include, but are not limited to, the manufacture, use, sale, importation, and/or offer for sale of products and/or methods encompassed by the claims of the ’498 Patent. LG’s infringing products include, but are not limited to, at least the LG UltraWide series of monitors, LG Multi Touch displays, LG LED-backlit IPS displays, and the LG G3, LG G Pro 2, LG G Flex, LG G2, LG G Pad, and LG Optimus series of phones.

17. The acts of infringement by LG have caused damage to NDT, and NDT is entitled to recover from LG the damages sustained by NDT as a result of LG’s wrongful acts in an amount subject to proof at trial. The infringement of NDT’s exclusive rights under the ’498 Patent by LG has damaged and will continue to damage NDT, causing irreparable harm, for which there is no adequate remedy at law, unless enjoined by this Court.

18. At least as early as July 26, 2012, LG has had knowledge of the ’498 Patent. On July 26, 2012, the ’498 Patent was cited by the USPTO as a reference during the prosecution of U.S. Patent Application No. 12/282,295 (“the ’295 Application”), which is assigned to LG Innotek Co. Ltd., a subsidiary of the LG Corporation. On information and belief, based on LG’s sophistication and experience with the United States patent system and LG’s responsive papers to the USPTO during the prosecution of the ’295 Application, LG has performed an analysis of the ’498 Patent. On information and belief, due to this analysis of the ’498 Patent, LG knew, should

1 have known, or was willfully blind to the fact that its making, using, licensing, selling, offering
2 for sale, and/or importing of LG's infringing products posed, at the very least, an objectively high
3 likelihood of infringing the '498 Patent. As a result, LG's infringement of the '498 Patent has
4 been willful and NDT is entitled to increased damages under 35 U.S.C. § 284 and to attorneys'
5 fees and costs incurred in prosecuting this action under 35 U.S.C. § 285. Additionally, at least as
6 early as its receipt of this Complaint, LG has had knowledge of the '498 Patent and written notice
7 of the infringement.
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9 **COUNT IV: INFRINGEMENT OF U.S. PATENT NO. 7,599,439**

10 19. On October 6, 2009, the United States Patent and Trademark Office ("USPTO")
11 duly and legally issued United States Patent No. 7,599,439 ("the '439 Patent"), entitled "Method
12 and System for Transmitting N-Bit Video Data Over a Serial Link." NDT holds all rights, title,
13 and interest in and to the '439 Patent. LG is not licensed to the '439 Patent, yet LG knowingly,
14 actively, and lucratively practices the patents.
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16 20. Upon information and belief, LG has infringed directly and continues to infringe
17 directly the '439 Patent. The infringing acts include, but are not limited to, the manufacture, use,
18 sale, importation, and/or offer for sale of products and/or methods encompassed by the claims of
19 the '439 Patent. LG's infringing products include, but are not limited to, at least the LG G3, LG
20 G Pro 2, LG G Flex, LG G2, LG G Pad, and LG Optimus series of phones.
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22 21. The acts of infringement by LG have caused damage to NDT, and NDT is entitled
23 to recover from LG the damages sustained by NDT as a result of LG's wrongful acts in an
24 amount subject to proof at trial. The infringement of NDT's exclusive rights under the '439
25 Patent by LG has damaged and will continue to damage NDT, causing irreparable harm, for
26 which there is no adequate remedy at law, unless enjoined by this Court.
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1 22. At least as early as its receipt of this Complaint, LG has had knowledge of the '439
2 Patent and written notice of the infringement. NDT intends to seek discovery on the issue of
3 willfulness and reserves the right to seek a willfulness finding and increased damages under 35
4 U.S.C. § 284 and to attorneys' fees and costs incurred in prosecuting this action under 35 U.S.C.
5 § 285.
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7 **JURY DEMAND**

8 23. NDT hereby demands a trial by jury on all issues.

9 **PRAYER FOR RELIEF**

10 WHEREFORE, NDT requests entry of judgment in its favor and against LG as follows:

- 11 a. A declaration that LG has infringed and is infringing the '578, '328, '498, and '439
12 Patents;
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14 b. An Order permanently enjoining LG, its officers, agents, employees, and those acting
15 in privity with it, from further direct and/or indirect infringement of the '578, '328,
16 '498, and '439 Patents;
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18 c. An award of damages to NDT arising out of LG's infringement of the '578, '328,
19 '498, and '439 Patents, including enhanced damages pursuant to 35 U.S.C. § 284,
20 together with prejudgment and post-judgment interest, in an amount according to
21 proof;
22 d. An award of attorneys' fees pursuant to 35 U.S.C. § 285 or as otherwise permitted by
23 law; and,
24 e. Granting NDT its costs and further relief as the Court may deem just and proper.
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1 Dated: July 17, 2014

Respectfully submitted,

2 /s/ Alisa Lipski

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DISPLAY TECHNOLOGIES LLC**