

1 Alexis Adian Smith, Bar No. 274429
 2 asmith@jonesday.com
 3 JONES DAY
 4 555 South Flower Street
 5 Fiftieth Floor
 6 Los Angeles, California 90071.2452
 Telephone: +1.213.489.3939
 Facsimile: +1.213.243.2539

7 Attorneys for Defendant
 8 HIKVISION USA, INC.

9 UNITED STATES DISTRICT COURT
 10 CENTRAL DISTRICT OF CALIFORNIA

11 NETWORK-1 TECHNOLOGIES,
 12 INC.,

13 Plaintiff,

14 v.

15 HIKVISION USA, INC.,

16 Defendant.

Case No. 2:22-CV-08050 CJC(JDEx)

**HIKVISION USA, INC.’S NOTICE
 OF MOTION AND PARTIAL
 MOTION TO DISMISS UNDER
 FED. R. CIV. P. 12(b)(6);
 MEMORANDUM OF POINTS AND
 AUTHORITIES IN SUPPORT
 THEREOF**

Hearing Date: June 5, 2023
 Time: 1:30 PM
 Courtroom: 9B
 Judge: Hon. Cormac J. Carney

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1 **NOTICE OF MOTION AND PARTIAL MOTION TO DISMISS**

2 PLEASE TAKE NOTICE that Defendant Hikvision USA, Inc. (“Hikvision”)
3 will, and hereby does, move this Court for an order partially dismissing Plaintiff
4 Network-1 Technologies, Inc.’s (“Network-1’s”) Amended Complaint for patent
5 infringement (the “Amended Complaint,” Dkt. 25) pursuant to Federal Rule of
6 Civil Procedure 12(b)(6) for failure to state a claim for: (1) indirect infringement of
7 U.S. Patent No. 6,218,930 (“’930 Patent”) and (2) willful infringement of the ’930
8 Patent. This motion will be heard on Monday, June 5, 2023 at 1:30 p.m., in
9 Courtroom 9B of the above-entitled court, located at the Ronald Reagan Federal
10 Building and United States Courthouse, 411 W. Fourth St., Santa Ana, California,
11 92701, 9th floor, or at such other time as ordered by the Court.

12 This motion is brought pursuant to Rule 12(b)(6) on the ground that
13 Network-1’s Amended Complaint fails to state a claim for which relief can be
14 granted with respect to indirect infringement and willful infringement because,
15 among other things, Network-1 does not provide sufficient factual allegations of
16 pre-expiration knowledge of the ’930 Patent or of the underlying alleged direct
17 infringement using Hikvision’s products. Thus, Network-1’s claims for indirect
18 and willful infringement should be dismissed.

19 This motion is based on this notice, the attached memorandum of points and
20 authorities, and upon such further evidence and argument submitted at or before the
21 hearing in this matter.

22 This motion is made following the conferences of counsel pursuant to L.R.
23 7-3, the latest of which took place on March 14, 2023 by phone and April 10, 2023
24 via email.

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Dated: May 4, 2023

Respectfully submitted,

JONES DAY

By: /s/ Alexis A. Smith

Alexis Adian Smith

Attorneys for Defendant
HIKVISION USA, INC.

TABLE OF CONTENTS

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Page

I. BACKGROUND.....2

II. LEGAL STANDARD FOR MOTION TO DISMISS.....3

III. PLEADING REQUIREMENTS FOR INDIRECT & WILLFUL PATENT INFRINGEMENT.....4

 A. Indirect Patent Infringement4

 B. Willful Patent Infringement5

IV. ARGUMENT5

 A. The Indirect And Willful Infringement Claims Should Be Dismissed, Because Network-1 Does Not Allege It Gave Hikvision Pre-Expiration Notice Of The '930 Patent Or Of Infringement.....6

 B. Network-1 Does Not Allege Sufficient Facts To Support A Plausible Claim For Indirect Infringement.8

 1. Network-1 Fails To Plausibly Allege That Hikvision Had The Required *Knowledge Of The '930 Patent* Before It Expired.....9

 2. Network-1 Fails To Plausibly Allege That Hikvision Had Pre-Expiration *Knowledge Of Infringement* Of The '930 Patent.17

 3. Network-1 Fails To Plausibly Allege Willful Blindness By Hikvision.....18

 C. Network-1 Does Not Allege Sufficient Facts To Support A Plausible Claim For Willful Infringement.20

 D. Dismissal With Prejudice Is Warranted.....21

V. CONCLUSION22

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2
3
4
5
6
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8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

TABLE OF AUTHORITIES

Page

CASES

Adams v. Johnson,
355 F.3d 1179 (9th Cir. 2004)..... 4

Ashcroft v. Iqbal,
556 U.S. 662 (2009) passim

AstraZeneca AB v. Apotex Corp.,
782 F.3d 1324 (Fed. Cir. 2015)..... 8

*BASF Plant Sci., LP v. Commonwealth Sci. & Indus. Rsch.
Organisation*,
28 F.4th 1247 (Fed. Cir. 2022)..... 5

Bell Atl. Corp. v. Twombly,
550 U.S. 544 (2007) 3, 4, 20

Commil USA, LLC v. Cisco Sys., Inc.,
575 U.S. 632 (2015) passim

Core Optical Techs., LLC v. Nokia Corp.,
No. 19-02190, 2020 WL 6126285 (C.D. Cal. Oct. 8, 2020)..... 7

EON Corp.. IP Holdings LLC v. FLO TV Inc.,
802 F. Supp. 2d 527 (D. Del. 2011) 11

Fayer v. Vaughn,
649 F.3d 1061 (9th Cir. 2011)..... 4

GCP Applied Techs. Inc. v. AVM Indus., Inc.,
No. 19-7475, 2020 WL 3964791 (C.D. Cal. Apr. 2, 2020) 14

Global-Tech Appliances, Inc. v. SEB S.A.,
563 U.S. 754 (2011) 18, 19

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