1 2 3 4 5 6 7 8 9	William E. Thomson, Jr. (SBN 47195) BROOKS KUSHMAN P.C. 6005 S. Figueroa Street, Suite 2080 Los Angeles, California 90017-5726 Phone: (213) 622-3003 / Fax: (213) 622-3053 E-Mail: wthomson@brookskushman.com Marc Lorelli (Admitted pro hac vice) mlorelli@brookskushman.com John P. Rondini (Admitted pro hac vice) jrondini@brookskushman.com BROOKS KUSHMAN P.C. 1000 Town Center, 22 nd Floor Southfield, MI 48075 Phone: (248) 358-4400 / Fax: (248) 358-3351 Attorneys for Plaintiff Ancora Technologies, Inc.	
10 11 12 13 14	UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA ANCORA TECHNOLOGIES, Case No. 8:19-cv-02192-GW-ASx	
115 116 117 118 119 120 121 121 131	Plaintiff, v. TCT MOBILE (US) INC., HUIZHOU TCL MOBILE COMMUNICATION CO., LTD., and SHENZHEN TCL CREATIVE CLOUD TECHNOLOGY CO., LTD., Defendants.	(LEAD CASE) Consolidated Case No.: Case No. 2:20-cv-01252-GW-ASx [Hon. George H. Wu] SECOND AMENDED COMPLAINT
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1. Plaintiff, Ancora Technologies, Inc. ("Ancora"), for its Complaint against TCT Mobile (US) Inc., Huizhou TCL Mobile Communication Co., Ltd., and Shenzhen TCL Creative Cloud Technology Co., Ltd. (collectively "TCL") herein, states as follows.

2. Ancora further notes that the same claims exist in case No. 2:20-cv-01252. As noted in the filing of Docket No. 22 in the 8:19-cv-02192 case, the parties believe these cases should be consolidated.

I. THE PARTIES

- 3. Plaintiff Ancora Technologies, Inc. is a corporation organized and existing under the laws of the State of Delaware and having a place of business at 23977 S.E. 10th Street, Sammamish, Washington 98075.
- 4. Upon information and belief, Shenzhen TCL Creative Cloud Technology Co., Ltd. is a corporation duly organized and existing under the laws of the People's Republic of China, with a principal place of business at 7F, Block F4, TCL Communication Technology Building, TCL International E-city, Zhong Shan Yuan Road, Nanshan District, Shenzhen, Guangdong, P.R. China.
- 5. Upon information and belief, Huizhou TCL Mobile Communication Co. Ltd. is a corporation duly organized and existing under the laws of the People's Republic of China, with a principal place of business at No. 86 Hechang Qi Lu Xi, Zhongkai Gaoxin District, Huizhou City, Guandong Province, P.R. China.
- 6. TCT Mobile (US) Inc. is a corporation organized and existing under the laws of Delaware with a principal place of business at 25 Edelman, Suite 200, Irvine, California 92618.



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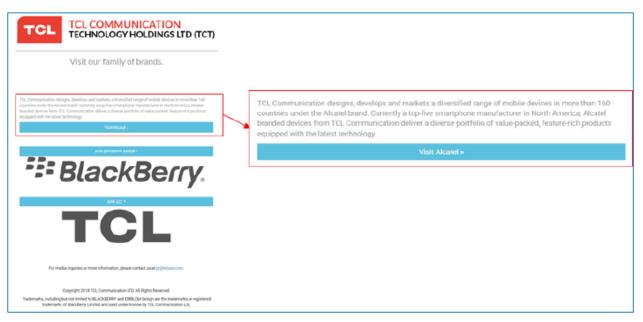
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Upon information and belief, TCL is licensed to make, use, and sell 7. Alcatel-branded mobile devices in the United States.



http://www.tctusa.com/

ABOUT ALCATEL

TCL Communication Technology Holdings Limited (TCL Communication) designs, develops and markets a diversified range of mobile devices in more than 160 countries under the Alcatel brand. Currently a a top-10 global smartphone manufacturer, Alcatel branded devices from TCL Communication deliver innovative, feature-rich experiences that make access to today's mobile technology simple; offering a diverse portfolio of value-packed products equipped with the technology people want most.

TCL Communication is a wholly owned company of TCL Corporation, one of the largest consumer electronics companies in the world. Alcatel is a trademark of Nokia used under license by TCL Communication.

https://us.alcatelmobile.com/about-us/

Upon information and belief, TCL is licensed to make, use, and sell 8. Blackberry-branded mobile devices in the United States.





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http://www.tctusa.com/

About Us BlackBerry smartphones are manufactured, marketed and sold globally under a brand licensing agreement with TCL Communication. As a top-5 smartphone manufacturer in North America, and a top manufacturer globally, TCL Communication's portfolio of products - which include Alcatel, BlackBerry and TCL branded devices - are currently sold in over 160 countries throughout North America, Latin America, Europe, the Middle East, Africa and Asia Pacifica. TCL Communication operates nine R&D centers worldwide, employing thousands across the globe. For more information, please visit For media inquiries, please email us at PR@TCTUSA.com.

https://blackberrymobile.com/us/about-us/

9. The Defendants identified in paragraphs 4-6 above are an interrelated group of companies which together comprise a manufacturer and seller of Android



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devices in the United States, including Android mobile devices that are sold under the Alcatel and Blackberry brands.

II. **JURISDICTION**

- 10. This is an action for infringement of United States patents arising under 35 U.S.C. §§ 271, 281, and 284–85, among others. This Court has subject matter jurisdiction of the action under 28 U.S.C. § 1331 and § 1338(a).
- 11. This Court has personal jurisdiction over Defendants pursuant to due process and/or the California Long Arm Statute and additional based on admission by way of the Declaratory Judgment Action and the parties' stipulation contained in Docket No. 22.
- Venue is proper in this district pursuant to 28 U.S.C. §§ 1391(b), 1391(c), 12. and 1400(b) because (i) Defendants have done and continue to do business in this district; (ii) Defendants have committed and continue to commit acts of patent infringement in this district, including using the claimed process in this district; and (iii) Defendants are foreign entities.
- 13. Venue is proper as to Defendants based on the Declaratory Judgment Action and on agreement/stipulation and also because they are organized under the laws of the People's Republic of China. 28 U.S.C. § 1391(c)(3) provides that "a defendant not resident in the United States may be sued in any judicial district, and the joinder of such a defendant shall be disregarded in determining where the action may be brought with respect to other defendants."

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