

# EXHIBIT 26

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

PersonalWeb Technologies LLC,

Plaintiff,

v.

Amazon.com, Inc.;  
Amazon Web Services LLC; and,  
Dropbox, Inc.,

Defendants.

Civil Action No. 6:11-cv-658-LED

JURY TRIAL REQUESTED

**ANSWER AND COUNTERCLAIMS OF  
AMAZON.COM INC. AND AMAZON WEB SERVICES LLC**

Defendants Amazon.com, Inc. (“Amazon.com”) and Amazon Web Services LLC (“AWS”) (collectively “Amazon”), by and through their undersigned counsel, hereby answers the Complaint for Patent Infringement of Plaintiff PersonalWeb Technologies LLC’s (“PersonalWeb” or “Plaintiff”) as follows:

**THE PARTIES**

1. Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the allegations in paragraph 1 of the Complaint and on that basis denies them.
2. Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the allegations in paragraph 2 of the Complaint and on that basis denies them.
3. Amazon.com admits that it is a Delaware corporation with its principal place of business at 410 Terry Avenue North, Seattle, Washington 98109. Amazon admits that it was served with the Complaint through Corporation Service Company, 300 Deschutes Way SW,

Suite 304, Tumwater, WA 98501-7719.

4. AWS admits that it is a Delaware corporation. AWS denies that its principal place of business is at 1200 12th Ave. South Seattle, WA, 98144. AWS admits that it was served with the Complaint through Corporation Service Company, 300 Deschutes Way SW, Suite 304, Tumwater, WA 98501-7719.

5. Paragraph 5 of the Complaint appears to contain allegations solely related to another named defendant. To the extent that such allegations relate to or demand an answer by Amazon, Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the allegations in paragraph 5 of the Complaint and on that basis denies them.

6. Amazon admits that AWS operates an Internet-based service. Paragraph 6 of the Complaint appears to contain allegations related to another named defendant. To the extent that such allegations relate to or demand an answer by Amazon, Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of these allegations and on that basis denies them. Amazon denies the remaining allegations in paragraph 6.

### **JURISDICTION AND VENUE**

7. Amazon admits that the Complaint purports to state a cause of action for alleged patent infringement under the patent laws of the United States, Title 35 of the United States Code, and admits that this Court has subject matter jurisdiction over such actions based on 28 U.S.C. §§ 1331 and 1338(a). Amazon denies any allegation of infringement of the patents identified in the Complaint.

8. Amazon denies that this district is the proper venue for Plaintiff's claims against Amazon.com or AWS. Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the remaining allegations in paragraph 8 of the Complaint and on that basis denies them.

9. Amazon consents to personal jurisdiction for this matter only. Amazon admits that it has users within the State of Texas. Paragraph 9 of the Complaint appears to contain allegations related to another named defendant. To the extent that such allegations relate to or demand an answer by Amazon, Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of these allegations and on that basis denies them. Amazon denies the remaining allegations in paragraph 9.

10. Amazon denies that Amazon and Dropbox are properly joined in this action. Amazon denies the remaining allegations in paragraph 10.

### **PERSONALWEB BACKGROUND**

11. Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the allegations in paragraph 11 of the Complaint and on that basis denies them.

12. Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the allegations in paragraph 12 of the Complaint and on that basis denies them.

13. Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the allegations in paragraph 13 of the Complaint and on that basis denies them.

14. Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the allegations in paragraph 14 of the Complaint and on that basis denies them.

### **ALLEGED INFRINGEMENT OF THE U.S. PATENT NO. 5,978,791**

15. In answer to paragraph 15 of the Complaint, Amazon admits Exhibit A to the Complaint on its face appears to be U.S. Patent No. 5,978,791 (“the ’791 Patent”), bears a title of “Data Processing System Using Substantially Unique Identifiers to Identify Data Items, Whereby Identical Data Items Have the Same Identifiers,” and a date of November 2, 1999. Except as expressly admitted, Amazon denies the remaining allegations of paragraph 15.

16. Amazon denies the allegations in paragraph 16 of the Complaint.

17. Paragraph 17 of the Complaint appears to contain allegations solely related to another named defendant. To the extent that such allegations relate to or demand an answer by Amazon, Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the allegations in paragraph 17 of the Complaint and on that basis denies them.

18. To the extent that the allegations in paragraph 18 of the Complaint relate to Amazon, any alleged infringement by Amazon, any alleged damage caused by such infringement, or any entitlement to recovery alleged for damages alleged to have been sustained as a result of any acts of Amazon, Amazon denies the allegations in paragraph 18 of the Complaint. The remaining allegations of paragraph 18 of the Complaint appear to contain allegations solely related to other named defendants. To the extent that such allegations relate to or demand an answer by Amazon, Amazon lacks sufficient knowledge or information to form a belief as to the truth or falsity of the remaining allegations in paragraph 18 of the Complaint and on that basis denies them. Amazon denies the remaining allegations in paragraph 18 of the Complaint.

**ALLEGED INFRINGEMENT OF THE U.S. PATENT NO. 6,415,280**

19. In answer to paragraph 19 of the Complaint, Amazon admits Exhibit B to the Complaint on its face appears to be U.S. Patent No. 6,415,280 (“the ’280 Patent”), bears a title of “Identifying and Requesting Data in Network Using Identifiers Which Are Based On Contents of Data,” and a date of July 2, 2002. Except as expressly admitted, Amazon denies the remaining allegations of this paragraph.

20. Amazon denies the allegations in paragraph 20 of the Complaint.

21. Paragraph 21 of the Complaint appears to contain allegations solely related to another named defendant. To the extent that such allegations relate to or demand an answer by

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