

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

IN RE NEO WIRELESS, LLC	§	
	§	2:22-MD-03034-TGB
PATENT LITIG.	§	
	§	
	§	HON. TERRENCE G. BERG
	§	
	§	
	§	

NEO WIRELESS, LLC,	§	2:22-CV-11403-TGB
	§	
<i>Plaintiff,</i>	§	
	§	HON. TERRENCE G. BERG
v.	§	
	§	
AMERICAN HONDA MOTOR	§	JURY TRIAL DEMANDED
CO., INC. & HONDA	§	
DEVELOPMENT &	§	
MANUFACTURING OF	§	
AMERICA, LLC,	§	
	§	
<i>Defendants.</i>	§	
	§	

**PLAINTIFF NEO WIRELESS, LLC’S FIRST AMENDED
COMPLAINT FOR PATENT INFRINGEMENT**

Plaintiff Neo Wireless, LLC (“Neo Wireless,” “Neo,” or “Plaintiff”), brings this action for patent infringement under 35 U.S.C. § 271 against Defendants American Honda Motor Co., Inc. (“HMC”) and Honda Development & Manufacturing of America, LLC (“HDMA”) (collectively, “Honda,” “Honda Defendants,” or “Defendants”). Neo files this amended complaint to add additional

defendants, and to address the arguments made in Honda's Motion to Dismiss (Dkt. 21). To be clear, Neo strongly disagrees with the arguments in Honda's motion, which mischaracterize Neo's original complaint, ignore the clear sufficiency of Neo's complaint under the appropriate pleading standards, and improperly rely on matter outside the pleadings. Neo's original complaint, which contained over 300 pages of detailed allegations and claims charts, drastically *exceeded* the specificity required to plausibly allege Honda's infringement of the Asserted Patents. Nevertheless, to reduce the burden on the Court, Neo has filed this Amendment within its time to do so as a matter of course, in order to moot Honda's motion and leave no doubt that Neo has stated a claim for which relief can be granted.

Plaintiff alleges, based upon its own personal knowledge with respect to its own actions and based upon information and belief with respect to all others' actions, as follows:

THE PARTIES

1. Plaintiff Neo Wireless, LLC is a Delaware corporation with its principal place of business located in Wayne, Pennsylvania.
2. On information and belief, Defendant American Honda Motor Co. is a corporation organized and existing under the laws of the State of California with its principal place of business at 1919 Torrance Boulevard, Torrance, California,

90501. HMC may be served through its registered agent, Corporation Service Company, 50 West Broad Street, Suite 1330, Columbus, Ohio 43215.

3. On information and belief, Honda Development & Manufacturing of America, LLC is a corporation organized and existing organized and existing under the laws of the State of Ohio with its principal place of business at 24000 Honda Parkway, Marysville, Ohio 43040. HDMA may be served through its registered agent, Corporation Service Company, 50 West Broad Street, Suite 1330, Columbus, Ohio 43215.

JURISDICTION AND VENUE

4. This action arises under the Patent Act, 35 U.S.C. § 1 *et seq.*

5. Subject matter jurisdiction is proper in this Court under 28 U.S.C. §§ 1331 and 1338(a).

6. Venue in the Southern District of Ohio is proper under 28 U.S.C. § 1400(b) because, on information and belief, each Honda entity (1) has committed acts of infringement in the Southern District of Ohio and (2) has a regular and established place of business in the Southern District of Ohio.

7. The Southern District of Ohio has general jurisdiction over HDMA because its principal place of business is in the forum state.

8. Both Honda Defendants are also subject to the Southern District of Ohio's specific personal jurisdiction due at least to each Honda Defendant's

substantial business activities in the State and within the Southern District of Ohio, including: (1) at least a portion of the infringements alleged herein; and/or (2) regularly doing or soliciting business, engaging in other persistent courses of conduct, and/or deriving substantial revenue from goods and services provided to individuals in Ohio and in the Southern District of Ohio.

9. Honda maintains facilities throughout the state of Ohio and the Southern District of Ohio, including at least the following: HMC operates an engine plant at 12500 Meranda Road, Anna, Ohio 45302 that serves as the flagship of the Acura brand, the Honda Accord, and represents the largest of its Ohio operations with a facility spanning over 4 million square feet;¹ HMC also operates an automobile plant and transportation research center located at 11000 OH-347, East Liberty, Ohio 43319 which encompasses much of Honda's research and development including a \$124 million state-of-the-art wind tunnel facility, new technology in testing capabilities for Honda's vehicles, including the accused products, 110,000 square feet of space.² HMC operates an automobile and motorcycle plant at 24000 Honda Parkway, Marysville, Ohio 43040. HMC similarly maintains a regular and established place of business through its transmission plant at 6964 OH-235, Russells Point, Ohio 43348 and its Honda

¹ See <https://ohio.honda.com/our-operations>.

² See <https://hondanews.com/en-US/releases/honda-opens-new-world-class-wind-tunnel-in-ohio>.

Rider Education Center and parts center located at 101 S Stanfield Rd, Troy, Ohio 45373.

10. HDMA's principal place of business is located within the Southern District of Ohio. On information and belief, HDMA operates a research and development center at 21001 OH-739, Raymond, Ohio 43067 where HDMA engages in research, development, testing, and designing of Honda products, including the Accused Products.³

11. Defendants do and intend to do business in Ohio and in the Southern District of Ohio, directly or through intermediaries, and offer their products and/or services, including those accused herein of infringement, to customers and potential customers located in Ohio and in the Southern District of Ohio.

12. Defendants, both directly and through their subsidiaries or intermediaries (including distributors, retailers, and others), have purposefully and voluntarily placed one or more infringing products and/or services, as described below, into the stream of commerce with the expectation that those products will be purchased and used by customers and/or consumers in the Southern District of Ohio.

³ See <https://ohio.honda.com/>.

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