

1 CALDARELLI HEJMANOWSKI & PAGE LLP
William J. Caldarelli (SBN #149573)
2 12340 El Camino Real, Suite 430
San Diego, CA 92130
3 858-720-8080 Telephone
4 858-720-6680 Facsimile
wjc@chplawfirm.com

5 FABIANO LAW FIRM
6 Michael D. Fabiano (SBN #167058)
7 12526 High Bluff Drive, Suite 300
San Diego, CA 92130
8 619-742-9631 Telephone
mdfabiano@fabianolawfirm.com

9 Attorneys for Plaintiff Ameranth, Inc.
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12 UNITED STATES DISTRICT COURT
13 SOUTHERN DISTRICT OF CALIFORNIA
14

15 AMERANTH, INC.

16 Plaintiff,

17 v.

18 PIZZA HUT, INC., PIZZA HUT OF
AMERICA, INC., DOMINO'S PIZZA, LLC,
19 DOMINO'S PIZZA, INC., PAPA JOHN'S
USA, INC., OPENTABLE, INC.,
20 GRUBHUB, INC., TICKETMOB, LLC,
EXIT 41, LLC, QUIKORDER, INC.,
21 SEAMLESS NORTH AMERICA, LLC, and
O-WEB TECHNOLOGIES LTD.,
22

23 Defendants.

Civil Action No.: 3:11-cv-01810-JLS-NLS

**SECOND AMENDED COMPLAINT FOR
PATENT INFRINGEMENT**

JURY TRIAL DEMANDED

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1 system/product/service, which includes, *inter alia*, wireless and internet point-of-sale (“POS”)
2 integration, online and mobile product ordering, integration with social media and/or other
3 third-party web-based applications, and other hospitality aspects.

4 3. Defendant Domino’s Pizza, LLC is, on information and belief, a Michigan limited
5 liability company having a principal place of business in Ann Arbor, Michigan. Defendant
6 Domino’s Pizza, Inc. is, on information and belief, a Delaware corporation having a principal
7 place of business in Ann Arbor, Michigan. On information and belief, Domino’s Pizza, LLC
8 and Domino’s Pizza, Inc. are agents and affiliates of one another and knowingly and
9 intentionally acted in concert and under common and coordinated plan, design and control in
10 committing the acts alleged herein, such that each entity is jointly and severally liable for the
11 acts of each other. Domino’s Pizza, LLC and Domino’s Pizza, Inc. shall be referred to herein
12 collectively as “Domino’s.” On information and belief, Domino’s makes, uses, offers for sale
13 or license and/or sells or licenses restaurant and foodservice information technology products,
14 software, components and/or systems within this Judicial District, including the Domino’s
15 Pizza ordering system/product/service, which includes, *inter alia*, wireless and internet POS
16 integration, online and mobile product ordering, integration with social media and/or other
17 third-party web-based applications, and other hospitality aspects.

18 4. Defendant Papa John’s USA, Inc. (“Papa John’s”) is, on information and belief, a
19 Kentucky corporation having a principal place of business in Louisville, Kentucky. On
20 information and belief, Papa John’s makes, uses, offers for sale or license and/or sells or
21 licenses restaurant and foodservice information technology products, software, components
22 and/or systems within this Judicial District, including the Papa John’s ordering
23 system/product/service, which includes, *inter alia*, wireless and internet POS integration,
24 online and mobile product ordering, integration with social media and/or other third-party
25 web-based applications, and other hospitality aspects.

26 5. Defendant OpenTable, Inc. (“OpenTable”) is, on information and belief, a Delaware
27 corporation having a principal place of business in San Francisco, California. On information
28 and belief, OpenTable makes, uses, offers for sale or license and/or sells or licenses restaurant

1 and foodservice information technology products, software, components and/or systems
2 within this Judicial District, including the OpenTable system/product/service, which includes,
3 *inter alia*, OpenTable online and mobile reservations and guest management, integration with
4 social media and/or other third-party web-based applications, and other hospitality aspects.

5 6. Defendant GrubHub, Inc. (“GrubHub”) is, on information and belief, a Delaware
6 corporation having a principal place of business in Chicago, Illinois. On information and
7 belief, GrubHub makes, uses, offers for sale or license and/or sells or licenses restaurant and
8 foodservice information technology products, software, components and/or systems within
9 this Judicial District, including the GrubHub system/product/service, which includes, *inter*
10 *alia*, GrubHub online and mobile product ordering, integration with social media and/or other
11 third-party web-based applications, and other hospitality aspects.

12 7. Defendant Ticketmob, LLC is, on information and belief, a California limited
13 liability company having a principal place of business in Los Angeles, California, doing
14 business as “LaughStub, LLC” (“LaughStub”). On information and belief, LaughStub makes,
15 uses, offers for sale or license and/or sells or licenses entertainment box office management
16 and ticketing information technology products, software, components and/or systems within
17 this Judicial District, including the LaughStub system/product/service, which includes, *inter*
18 *alia*, LaughStub online and mobile ticketing and reservations, integration with social media
19 and/or other third-party web-based applications, and other hospitality aspects.

20 8. Defendant Exit 41, LLC (“Exit 41”) is, on information and belief, a Delaware
21 limited liability company having a principal place of business in Andover, Massachusetts. On
22 information and belief, Exit 41 makes, uses, offers for sale or license and/or sells or licenses
23 restaurant and foodservice information technology products, software, components and/or
24 systems within this Judicial District, including the Exit 41 ordering system/product/service,
25 which includes, *inter alia*, wireless and internet POS integration, online and mobile product
26 ordering, integration with social media and/or other third-party web-based applications, and
27 other hospitality aspects.

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