

**Service of Process  
Transmittal**

09/23/2013

CT Log Number 523551197

**TO:** Roger Peters  
Robinson & Cole LLP  
One Financial Plaza, Suite 1430  
Providence, RI 02903-2485

**RE:** **Process Served in Delaware**

**FOR:** Indeed, Inc. (Domestic State: DE)

**ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:**

**TITLE OF ACTION:** Career Destination Development, LLC, etc., Pltf. vs. Indeed, Inc., etc., Dft.

**DOCUMENT(S) SERVED:** Summons, Proof of Service, Complaint, Exhibit(s), Certificate, Cover Sheet, Instructions

**COURT/AGENCY:** Kansas District United States District Court, MO  
Case # 13CV2486JWLJPO

**NATURE OF ACTION:** Intellectual Property Litigation - Patent infringement - Patent Nos. 7,424,438, 7,797,181 and 8,374,901

**ON WHOM PROCESS WAS SERVED:** The Corporation Trust Company, Wilmington, DE

**DATE AND HOUR OF SERVICE:** By Process Server on 09/23/2013 at 13:00

**JURISDICTION SERVED :** Delaware

**APPEARANCE OR ANSWER DUE:** Within 21 days after service, (not counting the day you received it)

**ATTORNEY(S) / SENDER(S):** David L. Marcus  
Bartle & Marcus LLC  
1100 Main Street  
Suite 2730  
Kansas City, MO 64105

**ACTION ITEMS:** SOP Papers with Transmittal, via Fed Ex 2 Day , 796752069325

**SIGNED:** The Corporation Trust Company  
**PER:** Melanie McGrath  
**ADDRESS:** 1209 Orange Street  
Wilmington, DE 19801  
**TELEPHONE:** 302-658-7581

UNITED STATES DISTRICT COURT

for the

District of Kansas

Career Destination Development, LLC, a Kansas limited liability company,

Plaintiff(s)

v.

Indeed, Inc., a Delaware corporation,

Defendant(s)

Civil Action No. 13-cv-2486 JWL/JPO

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

Indeed, Inc.
c/o The Corporation Trust Company
1209 Orange Street
Wilmington, Delaware 19801

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

David L. Marcus, Bartle & Marcus, LLC
1100 Main Street, Suite 2730, Kansas City, MO 64105
and
James J. Kernell, Erickson, Kernell, Derusseau & Kleypas, LLC
8900 State Line Road, Suite 500, Leawood, KS 66206

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 9/17/2013

CLERK OF COURT
UNITED STATES DISTRICT COURT
s/Tami Anthony

Signature of Clerk or Deputy Clerk

TIMOTHY M. O'BRIEN
CLERK OF COURT
259 Robert J. Dole U.S. Courthouse
500 State Ave
Kansas City KS 66101-2431

Civil Action No. 13-cv-2486 JWL/JPO

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
was received by me on *(date)* \_\_\_\_\_.

I personally served the summons on the individual at *(place)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

I returned the summons unexecuted because \_\_\_\_\_; or

Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_ 0.00.

I declare under penalty of perjury that this information is true.

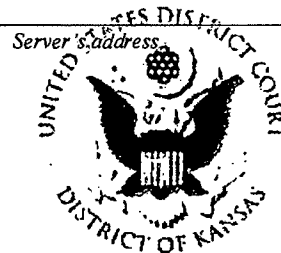
Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:



IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF KANSAS

CAREER DESTINATION DEVELOPMENT, LLC, a Kansas limited liability company,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 13-cv-2486 JWL/JPO
	)	
INDEED, INC., a Delaware corporation,	)	DEMAND FOR JURY TRIAL
	)	
Defendant.	)	

**COMPLAINT**

Plaintiff Career Destination Development, LLC, through its undersigned attorneys of record, files this Complaint against defendant Indeed, Inc., and states and alleges as follows:

**INTRODUCTION**

1. This is a lawsuit for patent infringement.
2. This lawsuit stems from the flagrant theft of valuable intellectual property belonging to Career Destination Development, LLC (“Career Destination” or “Plaintiff”).
3. This intellectual property consists of the specifications for a unique type of employment posting and searching website.
4. This employment posting and searching website allows employers and potential employees to post and search job postings and make application for employment.
5. Marc Vianello (“Vianello”) developed the specifications for this website through years of painstaking research and experimentation, ultimately securing multiple United States patents. He assigned his interest in these patents to Career Destination, a company he formed for the purpose of commercializing this type of technology.

6. In complete disregard for Career Destination's intellectual property rights, defendant Indeed, Inc. ("Indeed" or "Defendant") put forth Vianello's invention as its own, seeking to profit from Vianello's efforts without giving him credit or compensation.

7. Defendant's actions have infringed and continue to infringe on Vianello's patents.

8. Accordingly, at a minimum, Career Destination seeks a reasonable royalty, together with such other and further relief is available under 35 U.S.C. § 285.

### **PARTIES**

9. Career Destination is a limited liability company organized and existing under the laws of the State of Kansas with a registered office at 5209 West 83rd Terrace, Prairie Village, Kansas 66207. Vianello organized Career Destination and his revocable trust is the sole member. Vianello invented the technology at issue in this case, obtaining multiple United States patents, including U.S. Patent Nos. 8,374,901, 7,424,438, and 7,797,181. These patents were assigned to Career Destination in March 2013. Career Destination possesses all rights, title and interest in these patents, including the right to sue for infringement. Career Destination is the developer of a website covered by these patents known as [careerdestination.com](http://careerdestination.com).

10. Defendant Indeed is a corporation organized and existing under the laws of the State of Delaware with a principal place of business at 177 Broad Street, 6<sup>th</sup> Floor, Stamford, CT 06901. Indeed touts itself as "the #1 job site worldwide, with over 100 unique visitors per month." Indeed was founded in 2004 by Paul Forster and Rony Kahan, and is a subsidiary of Recruit Holdings Co., Ltd.

### **JURISDICTION AND VENUE**

11. This is a patent infringement action brought under the patent laws of the United States, 35 U.S.C. Section 1 *et seq.* Career Destination seeks damages for patent

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