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Attorneys for Plaintiff
UNIVERSAL ELECTRONICS, INC.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA – SOUTHERN DIVISION

UNIVERSAL ELECTRONICS INC., Plaintiff, vs. UNIVERSAL REMOTE CONTROL, INC., Defendant.	}	Case No. SACV12-00329 AG (JPRx) COMPLAINT FOR PATENT INFRINGEMENT JURY TRIAL DEMANDED
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jurisdiction over the subject matter of this claim under 28 U.S.C. §§ 1331 and 1338(a).

PARTIES

2. Plaintiff Universal Electronics Inc. (“UEI”) is a Delaware Corporation that has a principal place of business at 6101 Gateway Drive Cypress, California, 90630. UEI develops and manufactures a broad line of products, software and technologies that are marketed to enhance home entertainment systems. Its offerings include universal remote controls, audio-video accessories and integrated circuits, as well as software, firmware and technology solutions that can enable devices to wirelessly connect and interact with home networks and interactive services to deliver digital entertainment and information. UEI’s development efforts have resulted in a large portfolio of patents, including fundamental patents in the area of remote controls.

3. UEI owns and has standing to sue for infringement of United States Patent No. 5,414,426 (the “426 Patent”), entitled “Favorite Key Macro Command And Chained Macro Command In A Remote Control,” which issued on May 9, 1995.

4. UEI also owns and has standing to sue for infringement of United States Patent No. 5,568,367 (the “367 Patent”), entitled “Remote Control With Key Lighting,” which issued on October 22, 1996.

5. UEI also owns and has standing to sue for infringement of United States Patent No. 5,614,906 (the “906 Patent”), entitled “Method For Selecting A Remote Control Command Set,” which issued on March 25, 1997.

502, Harrison, New York, 10528.

JURISDICTION AND VENUE

8. URC sells and distributes remote control devices and home automation products. The remote control products relevant to this action include programmable remote controls. Upon information and belief, URC imports these products into the United States from a Korean manufacturer, Ohsung Electronics Co., Ltd., and sells them to residential and commercial customers such as subscription broadcast providers, custom installers and OEM customers, which, in turn, resell these products to users throughout the United States, including those in this judicial district. URC also sells these products to retail distributors throughout the United States, including retail distributors in this District such as: Magnolia Home Theater / Best Buy in Cerritos, California; Pacific Sales Kitchen, Bath and Electronics in Cerritos and Huntington Beach, California; Audio Concepts in Long Beach, California; Digital Installers in Long Beach, California; and Fry's Electronics in Anaheim, Fountain Valley and City of Industry, California.

9. Through at least the foregoing activities, URC is doing business in this judicial district, has purposefully availed itself of the privilege of conducting business with residents of this judicial district, and has established sufficient minimum contacts with the State of California such that it should reasonably and fairly anticipate being brought into court in California.

10. Venue is proper in this district under 28 U.S.C. §§ 1391(b)-(d) and 1400(b).

March 1, 2010 when UEI wrote to URC and provided such notice.
6 12. URC has imported into the United States, and has offered to sell and
7 sold in the United States, remote controls that infringe the '426 patent, including,
8 without limitation, those with URC model numbers UR5U-9000L and WR7 and
9 other remote controls with different model names or numbers, but with substantially
10 the same designs, features and functionalities as the UR5U-9000L and/or WR7 (the
11 "'426 Patent Accused URC Remotes").

12 13. The '426 Patent Accused URC Remotes each have a microprocessor.

13 14. The '426 Patent Accused URC Remotes each have infrared lamp
14 circuitry.

15 15. The '426 Patent Accused URC Remotes each have at least one macro
16 key.

17 16. The '426 Patent Accused URC Remotes each have a program stored in
18 memory for entering and defining a macro.

19 17. URC has infringed and continues to infringe at least claims 1, 2, 3, 4, 10
20 and 13 of the '426 Patent within the meaning of 35 U.S.C. § 271(a) through the
21 foregoing activities including, without limitation, importing, offering to sell and
22 selling the '426 Patent Accused URC Remotes in the United States.

23 18. URC has indirectly infringed and continues to indirectly infringe at least
24 claims 1, 2, 3, 4, 5, 10 and 13 of the '426 Patent under 35 U.S.C. § 271(b) by
25 knowingly and actively inducing infringement of those claims. URC has known
26 about the '426 Patent and its infringement since at least March 1, 2010 when UEI
27 wrote to URC and provided such notice. URC has knowingly and actively induced
28 infringement of at least claims 1, 2, 3, 4, 5, 10 and 13, for example, through the

5 Patent. The direct infringers that are being induced by URC include, without
6 limitation, its customers, resellers and users that offer for sale, sell and use the '426
7 Patent Accused URC Remotes.

8 19. URC has also indirectly infringed and continues to indirectly infringe at
9 least claims 1, 2, 3, 4, 5, 10 and 13 of the '426 Patent under 35 U.S.C. § 271(c)
10 through the foregoing activities including, among other things, importing, offering to
11 sell and selling the '426 Patent Accused URC Remotes and by instructing, aiding,
12 assisting, authorizing, advertising, marketing, promoting, providing for and/or
13 encouraging the offer for sale, sale and use of the '426 Patent Accused URC
14 Remotes, which constitute a material part of the patented inventions of claims 1, 2, 3,
15 4, 5, 10 and 13 of the '426 Patent, which URC knows are especially made or adapted
16 for use in an infringement of at least claims 1, 2, 3, 4, 5, 10 and 13 of the '426 Patent,
17 and which are not a staple article of commerce suitable for substantial non-infringing
18 use. The direct infringers for URC's contributory infringement under 35 U.S.C.
19 § 271(c) include, without limitation, its customers, resellers and users that offer for
20 sale, sell and use the '426 Patent Accused URC Remotes.

21 20. To the extent required by law, UEI has complied with the provisions of
22 35 U.S.C. § 287 with respect to the '426 Patent.

23 21. URC was placed on notice of the '426 Patent and URC's infringement
24 on March 1, 2010, yet has continued its unlicensed and unauthorized infringement
25 with no regard to the '426 Patent or UEI's rights. This infringement continues today
26 despite an objectively high likelihood that URC's actions constitute infringement of
27 the '426 Patent. This objectively high likelihood of infringement was either known
28 or so obvious that it should have been known to URC. To date, URC has not

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