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6 Attorneys for Defendant,  
Ohsung Electronics USA, Inc.  
7

8  
9 UNITED STATES DISTRICT COURT  
10 CENTRAL DISTRICT OF CALIFORNIA  
11 SOUTHERN DIVISION

12 UNIVERSAL ELECTRONICS INC.,

13 Plaintiff,

14 vs.

15 UNIVERSAL REMOTE CONTROL,  
16 INC., OHSUNG ELECTRONICS CO.,  
LTD., AND OHSUNG ELECTRONICS  
17 USA, INC.,

18 Defendants.

19 UNIVERSAL REMOTE CONTROL,  
20 INC.,

21 Counterclaimant,

22 vs.

23 UNIVERSAL ELECTRONICS, INC.,

24 Counter-Defendant.  
25  
26  
27  
28

NO. SACV 13-00984 AG (JPRx)

Assigned to: Hon. Andrew J. Guilford

**DEFENDANT OHSUNG  
ELECTRONICS, USA, INC.'S  
ANSWER TO SECOND AMENDED  
COMPLAINT**

**DEMAND FOR JURY TRIAL**

1 Defendant Ohsung Electronics U.S.A., Inc. (“Ohsung USA”), by the  
2 undersigned attorneys, hereby responds to the Second Amended Complaint  
3 (“Complaint”) in the above civil action with the following Answer and Affirmative  
4 Defenses:

5 **NATURE OF CASE**

6 1. In answer to paragraph 1 of the Complaint, Ohsung USA admits that the  
7 Complaint purports to state claims for patent infringement under the patent laws of the  
8 United States, Title 35, United States Code. Ohsung USA admits that the Court has  
9 subject matter jurisdiction under 28 U.S.C. §§ 1331 and 1338 (a). Ohsung USA  
10 specifically denies any wrongdoing or liability and denies the claim of patent  
11 infringement by the Plaintiff.

12 **PARTIES**

13 2. In answer to paragraph 2 of the Complaint, Ohsung USA is without  
14 knowledge or information sufficient to form a belief as to the truth of the allegations  
15 of paragraph 2, and therefore denies them.

16 3. In answer to paragraph 3 of the Complaint, Ohsung USA admits that the  
17 ’077 patent is entitled “Remotely Upgradable Universal Remote Control” and bears an  
18 issue date of July 13, 1993. Ohsung USA is without knowledge or information  
19 sufficient to form a belief as to the truth of the remainder of the allegations contained  
20 in paragraph 3, and therefore denies them.

21 4. In answer to paragraph 4 of the Complaint, Ohsung USA admits that the  
22 ’313 patent is entitled “Universal Remote Control System” and bears an issue date of  
23 October 19, 1993. Ohsung USA is without knowledge or information sufficient to  
24 form a belief as to the truth of the remainder of the allegations contained in paragraph  
25 4, and therefore denies them.

26 5. In answer to paragraph 5 of the Complaint, Ohsung USA admits that the  
27 ’761 patent is entitled “Remote Control System” and bears an issue date of May 9,

1 1995. Ohsung USA is without knowledge or information sufficient to form a belief as  
2 to the truth of the remainder of the allegations contained in paragraph 5, and therefore  
3 denies them.

4 6. In answer to paragraph 6 of the Complaint, Ohsung USA admits that the  
5 '917 patent is entitled "Remote Control" and bears an issue date of September 3,  
6 1996. Ohsung USA is without knowledge or information as to the truth of the  
7 remainder of the allegations contained in paragraph 6, and therefore denies them.

8 7. In answer to paragraph 7 of the Complaint, Ohsung USA admits that the  
9 '059 patent is entitled "Computer Programmable Remote Control" and bears an issue  
10 date of April 4, 2006, and indicates on its face sheet it is a reissue of U.S. Patent No.  
11 6,211,870, which bears an issue date of April 3, 2001. Ohsung USA is without  
12 knowledge or information sufficient to form a belief as to the truth of the remainder of  
13 the allegations contained in paragraph 7, and therefore denies them.

14 8. In answer to paragraph 8 of the Complaint, Ohsung USA admits that the  
15 '779 patent is entitled "Method and Apparatus for an Intuitive Universal Remote  
16 Control System" and bears an issue date of June 18, 2002. Ohsung USA is without  
17 knowledge or information sufficient to form a belief as to the truth of the remainder of  
18 the allegations contained in paragraph 8, and therefore denies them.

19 9. In answer to paragraph 9 of the Complaint, Ohsung USA admits that the  
20 '468 patent is entitled "System and Method for Monitoring Remote Control  
21 Transmissions" and bears an issue date of October 24, 2006. Ohsung USA is without  
22 knowledge or information sufficient to form a belief as to the truth of the remainder of  
23 the allegations contained in paragraph 9, and therefore denies them.

24 10. In answer to paragraph 10 of the Complaint, Ohsung USA admits that the  
25 '642 patent is entitled "Relaying Key Code Signals Through A Remote Control  
26 Device" and bears an issue date of September 15, 2009. Ohsung USA is without  
27

1 knowledge or information sufficient to form a belief as to the truth of the remainder of  
2 the allegations contained in paragraph 10, and therefore denies them.

3 11. In answer to paragraph 11 of the Complaint, Ohsung USA admits that the  
4 '930 patent is entitled "System and Method for Displaying a User Interface for a  
5 Remote Control Application" and bears an issue date of November 9, 2010. Ohsung  
6 USA is without sufficient knowledge or information as to the truth of the remainder of  
7 the allegations contained in paragraph 11, and therefore denies them.

8 12. In answer to paragraph 12 of the Complaint, Ohsung USA admits that the  
9 '207 patent is entitled "System and Method for Activity Based Configuration of an  
10 Entertainment System" and bears an issue date of August 14, 2012. Ohsung USA is  
11 without sufficient knowledge or information as to the truth of the remainder of the  
12 allegations contained in paragraph 12, and therefore denies them.

13 13. In answer to paragraph 13 of the Complaint, Ohsung USA is without  
14 sufficient knowledge or information as to the truth of the allegations concerning other  
15 Defendants named in the Complaint, and therefore denies them.

16 14. In answer to paragraph 14 of the Complaint, Ohsung USA admits that  
17 Ohsung Electronics Co., Ltd. ("Ohsung Korea") is a South Korean entity having its  
18 principal place of business at #181, Gongdan-Dong, Gumi-City, Gyeongsangbuk-do,  
19 South Korea 730-030.

20 15. In answer to paragraph 15 of the Complaint, Ohsung USA admits that it  
21 is a California corporation with a Business Entity record in the California Secretary of  
22 State database that lists an entity address of P.O. Box 3171, El Centro, California  
23 92244 and an agent address of 238 Jakrabbitt Dr., El Centro, California 92243.  
24 Ohsung USA admits that it has an office in Calexico, California. Ohsung USA avers  
25 that El Centro and Calexico are in Imperial County, California, which is in the federal  
26 judicial district of the Southern District of California. Ohsung USA avers that it is a  
27

1 subsidiary of Ohsung Korea, a Korean corporation. Ohsung USA denies the  
2 remaining allegations set forth in paragraph 15 of the Complaint.

3 **JURISDICTION AND VENUE**

4 16. In answer to paragraph 16 of the Complaint, Ohsung USA admits that it  
5 sells remote control devices. Ohsung USA is without sufficient knowledge or  
6 information as to the truth of the remaining allegations contained in paragraph 16, and  
7 therefore denies them.

8 17. In answer to paragraph 17 of the Complaint, Ohsung USA admits that it  
9 supplies remote control devices to Defendant Universal Remote Control, Inc.  
10 (“URC”). Ohsung USA is without sufficient information or knowledge as to the truth  
11 of the remaining allegations contained in paragraph 17, and therefore denies them.

12 18. In answer to paragraph 18 of the Complaint, Ohsung USA admits that  
13 Ohsung Korea designs, manufactures, and supplies remote control devices which are  
14 ultimately transferred to URC. Ohsung USA is without sufficient knowledge or  
15 information as to the truth of the remaining allegations contained in paragraph 18, and  
16 therefore denies them.

17 19. In answer to paragraph 19 of the Complaint, Ohsung USA is without  
18 sufficient knowledge or information as to the truth of the allegations contained in  
19 paragraph 19, and therefore denies them.

20 20. In answer to paragraph 20 of the Complaint, Ohsung USA admits that  
21 Ohsung Korea designs, manufactures, and supplies remote control devices which are  
22 ultimately transferred to URC. Ohsung USA is without sufficient knowledge or  
23 information as to the truth of the remaining allegations contained in paragraph 20, and  
24 therefore denies them.

25 21. In answer to paragraph 21 of the Complaint, Ohsung USA admits that  
26 Ohsung USA is a subsidiary of Ohsung Korea. Ohsung USA admits that Ohsung  
27 USA, Ohsung Korea, and URC have communicated in the normal course of business.

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