IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF CONNECTICUT

LEGO SYSTEM A/S,	
Plaintiff/Counterclaim-Defendant,	**Civil Action No. 3:15-cv-00823-VLB**
v.	**JURY TRIAL DEMANDED**
RUBICON COMMUNICATIONS, LP DBA SMALLWORKS,	
Defendant/Counterclaim-Plaintiff.	

DEFENDANT'S FIRST AMENDED ANSWER, DEFENSES, AND COUNTERCLAIMS

Defendant Rubicon Communications, LLC ("Rubicon") and SmallWorks, LLC ("SmallWorks") for their First Amended Answer to the Complaint for Patent Infringement of Plaintiff Lego System A/S ("Lego") respond as follows. Every allegation not expressly admitted herein is denied.

THE PARTIES

1.   Rubicon and SmallWorks separately lack knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 1, and therefore separately deny all allegations of Paragraph 1.

2.   Rubicon Communications, LP dba SmallWorks does not exist. There are now two separate companies: Rubicon Communications, LLC and SmallWorks, LLC. Rubicon no longer engages in any of the alleged infringing activities. Rubicon also no longer does business as SmallWorks. Current manufacturing, offering for sale, and sales of the accused products are done solely by SmallWorks, which should be the only defendant entity in this lawsuit.

LEGO A/S

3.   Rubicon and SmallWorks separately admit that they have done a very small amount of business in the state of Connecticut, but separately deny the remainder of Paragraph 3.

JURISDICTION AND VENUE

4.   Separately Admitted.

5.   Rubicon and SmallWorks separately admit that the Court has personal jurisdiction over the subject matter, but separately deny the remainder of Paragraph 5.

6.   Separately denied.

THE ASSERTED PATENTS

7.   Rubicon and SmallWorks separately lack knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 7, and therefore separately deny all allegations of Paragraph 7.

8.   Separately admitted.

9.   Separately admitted.

10.   Separately admitted.

11.   Separately admitted.

12.   Rubicon and SmallWorks separately admit that an assignment document was filed with the USPTO, but separately lack knowledge or information sufficient to form a belief as to the truth of the remaining allegations of Paragraph 12, and therefore separately deny the remaining allegations of Paragraph 12.

DEFENDANT'S [ALLEGED] INFRINGING ACTS

13.   SmallWorks admits that it makes, uses, sells, and offers for sale in the United States cases for the iPhone 4/4S, the iPhone 5/5S, iPod Touch 4th generation, and iPad mini, which allow users to connect bricks and other building elements to the cases, including Lego bricks, but denies the remainder of Paragraph 13. Rubicon denies that the allegations in Paragraph 13 are applicable to it.

14.   SmallWorks admits that it operates www.smallworks.com. Rubicon denies that the allegations in Paragraph 14 are applicable to it.

15.   SmallWorks admits that it offers cases for the iPhone 4/4S, the iPhone 5/5S, iPod Touch 4th generation, and iPad mini. Rubicon denies that the allegations in Paragraph 15 are applicable to it.

16.   SmallWorks admits that Lego has partially quoted parts of sentences appearing on the SmallWorks website in Paragraph 16 of the Complaint.

17.   Admitted by SmallWorks. Rubicon denies that the allegations in Paragraph 17 are applicable to it.

18.   Separately admitted.

19.   Separately denied.

20.   SmallWorks and Rubicon separately admit that they have previous knowledge of the '191 Patent and '892 Patent but separately deny that they infringe those patents.

COUNT I – [ALLEGED] INFRINGEMENT OF THE '191 PATENT

21.   Rubicon and SmallWorks separately restate and incorporate by reference their responses to paragraphs 1 through 20 as if fully stated herein.

22.   Separately denied.

23.   Separately denied.

24.   Separately denied.

25.   Separately denied.

26.   Separately denied.

27.   Separately denied.

COUNT II – [ALLEGED] INFRINGEMENT OF THE '892 PATENT

28.   Rubicon and SmallWorks separately restate and incorporate by reference their responses to paragraphs 1 through 27 as if fully stated herein.

29.   Separately denied.

30.   Separately denied.

31.   Separately denied.

32.   Separately denied.

33.   Separately denied.

34.   Separately denied.

COUNT III – [ALLEGED] INFRINGEMENT OF THE '085 PATENT

35.   Rubicon and SmallWorks separately restate and incorporate by reference their responses to paragraphs 1 through 34 as if fully stated herein.

36.   Separately denied.

37.   **Separately denied.**

38.   **Separately denied.**

39.   **Separately denied.**

40.   **Separately denied.**

41.   **Separately denied.**

COUNT IV – [ALLEGED] INFRINGEMENT OF THE '066 PATENT

42.   **Rubicon and SmallWorks separately restate and incorporate by reference their responses to paragraphs 1 through 41 as if fully stated herein.**

43.   **Separately denied.**

44.   **Separately denied.**

45.   **Separately denied.**

46.   **Separately denied.**

47.   **Separately denied.**

48.   **Separately denied.**

PRAYER FOR RELIEF

Rubicon and SmallWorks separately deny all allegations not expressly admitted herein. Rubicon and SmallWorks further separately deny that Lego is entitled to any of the relief requested or to any relief whatsoever. Rubicon and SmallWorks separately respectfully request that the Court: (a) dismiss this action with prejudice; (b) enter judgment in favor of SmallWorks and Rubicon; (c) award SmallWorks and Rubicon their reasonable attorneys' fees and costs incurred in defending this action pursuant to 35 U.S.C. § 285; and (d) award SmallWorks and

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