

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

NICHIA CORPORATION,)	
)	
<i>Plaintiff,</i>)	
)	
v.)	
)	Civil. Action No. 16-681-RGA
TCL MULTIMEDIA TECHNOLOGY)	
HOLDINGS LIMITED and TTE)	
TECHNOLOGY, INC.,)	
)	
<i>Defendant.</i>)	

**DEFENDANTS' ANSWER TO COMPLAINT AND
AFFIRMATIVE DEFENSES**

TCL Multimedia Technology Holdings Limited (“TCL”) and TTE Technology, Inc. (“TTE”) (collectively, “Defendants”), by and through their undersigned attorneys, hereby respond to Plaintiff Nichia Corporation’s (“Nichia” or “Plaintiff”) Complaint (D.I. 1) as follows:

GENERAL DENIAL

Defendants deny each and every allegation contained in the Complaint that is not expressly admitted, qualified, or answered herein.

THE PARTIES¹

1. Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations of this paragraph and, therefore, denies them.

2. Defendants admit that TCL Multimedia Technology Holdings Limited is incorporated in the Cayman Islands with limited liability. Defendants further admit that TCL

¹ Within this Answer, TCL has listed the headings as they appear in the Complaint solely for the sake of the Court’s convenience in its review of the pleadings. In doing so, TCL is not admitting to the accuracy or veracity of the headings used by Nichia.

Multimedia Technology Holdings Limited has a principal place of business at 13/F, TCL Tower, 8 Tai Chung Road, Tsuen Wan, New Territories, Hong Kong. Otherwise denied.

3. Defendants admit that TTE Technology, Inc. is incorporated in the State of Delaware, with a place of business at 2455 Anselmo Drive, Suite 101, Corona, California 92879. Defendants further admit that TTE Technology, Inc. is a wholly-owned, indirect subsidiary of TCL Multimedia Technology Holdings Limited. Otherwise denied.

JURISDICTION AND VENUE

4. This paragraph contains legal conclusions to which no response is required. To the extent a response is required, Defendants admit that the Complaint purports to bring an action for patent infringement under the Patent Laws of the United States, Title 35, United States Code. Defendants do not contest subject matter jurisdiction for purposes of this action. Otherwise denied.

5. This paragraph contains legal conclusions to which no response is required. To the extent a response is required, TTE does not contest personal jurisdiction for purposes of this action. Otherwise denied.

6. Denied.

7. Denied.

8. Denied.

9. This paragraph contains legal conclusions to which no response is required. To the extent a response is required, TTE does not contest personal jurisdiction for purposes of this action. Otherwise denied.

10. For purposes of this action only, Defendants admit that venue is proper in the District of Delaware. Defendants respond, however, that if interpretation of venue under 28

U.S.C. §§ 1391(c) and/or 1400(b) is altered, by the Supreme Court or otherwise, Defendants reserve their rights to contest whether venue is proper.

COUNT I
(Alleged) Infringement of U.S. Patent No. 7,915,631

11. Defendants repeat their responses to paragraphs 1-10 above as if fully set forth herein.

12. Defendants admit that on March 29, 2011, United States Patent No. 7,915,631 (the “‘631 patent”), entitled “Light Emitting Device and Display,” was issued by the United States Patent and Trademark Office (“USPTO”), a purported copy of which was attached as Exhibit A to the Complaint. Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph and, therefore, deny them.

13. Denied.

14. Denied.

15. Denied.

16. Denied.

COUNT II
(Alleged) Infringement of U.S. Patent No. 7,901,959

17. Defendants repeat their responses to paragraphs 1-16 above as if fully set forth herein.

18. Defendants admit that on March 8, 2011, United States Patent No. 7,901,959 (the “‘959 patent”), entitled “Liquid Crystal Display and Back Light Having a Light Emitting Diode,” was issued by the USPTO, a purported copy of which was attached as Exhibit B to the Complaint. Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph and, therefore, deny them.

19. Denied.

20. Denied.

21. Denied.

22. Denied.

COUNT III

(Alleged) Infringement of U.S. Patent No. 8,309,375

23. Defendants repeat their responses to paragraphs 1-22 above as if fully set forth herein.

24. Defendants admit that on November 13, 2012, United States Patent No. 8,309,375 (the “375 patent”), entitled “Light Emitting Device and Display,” was issued by the USPTO, a purported copy of which was attached as Exhibit C to the Complaint. Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph and, therefore, deny them.

25. Denied.

26. Denied.

27. Denied.

28. Denied.

COUNT IV

(Alleged) Infringement of U.S. Patent No. 7,855,092

29. Defendants repeat their responses to paragraphs 1-28 above as if fully set forth herein.

30. Defendants admit that on December 21, 2010, United States Patent No. 7,855,092 (the “375 patent”), entitled “Device for Emitting White-Color Light,” was issued by the USPTO, a purported copy of which was attached as Exhibit D to the Complaint. Defendants are

without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph and, therefore, deny them.

31. Denied.

32. Denied.

33. Denied.

34. Denied.

PRAYER FOR RELIEF

These paragraphs set forth the statement of relief requested by Nichia to which no response is required. Defendants deny that Nichia is entitled to any of the requested relief and denies any allegations set forth therein.

JURY DEMAND

Nichia' demand for a trial by jury as to all issue so triable does not state any allegation, and no response is required. To the extent that any allegations are included in the demand, Defendants deny these allegations.

AFFIRMATIVE DEFENSES

35. Subject to the responses above, Defendants allege and assert the following defenses in response to the allegations, undertaking the burden of proof only as to those defenses deemed affirmative defenses by law, regardless of how such defenses are denominated herein. In addition to the affirmative defenses described below, subject to its responses above, Defendants specifically reserve all rights to allege additional affirmative defenses that become known through the course of discovery. For ease of reference, the '631 patent, '959 patent, '959 patent, and '092 patent are collectively denoted the "Patents-in-Suit" herein.

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