

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

IMAGE PROCESSING TECHNOLOGIES,)
LLC,)

Plaintiff,)

v.)

LG ELECTRONICS, INC., and)
LG ELECTRONICS USA, INC.,)

Defendants.)

Civil No. 2:22-cv-00077

JURY TRIAL DEMANDED

COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff Image Processing Technologies, LLC (“Plaintiff” or “IPT”) files this Complaint for Patent Infringement against Defendants LG Electronics, Inc. (“LGE”) and LG Electronics USA, Inc. (“LG USA”) (LGE and LG USA collectively, “LG” or “Defendants”) alleging as follows:

PARTIES

1. Plaintiff Image Processing Technologies, LLC is a limited liability company duly formed under the laws of the State of Florida with a place of business at 75 Montebello Road, Ste. 104, Suffern, New York 10901.

2. Upon information and belief, Defendant LG Electronics, Inc. is a company organized under the laws of Korea with a principal place of business at LG Twin Tower 128, Yeoui-daero, Yeongdeungpo-gu, Seoul, Korea 07336, and may be served with process pursuant to the provisions of the Hague Convention. LGE manufactures various products, including smartphones, and ships the products to the United States for sale and distribution within this country, both directly and through its subsidiaries.

3. Upon information and belief, Defendant LG Electronics USA, Inc. is a corporation organized under the laws of the State of Delaware, with a principal place of business at 111 Sylvan Ave., Englewood Cliffs, New Jersey 07632. LG USA is a wholly-owned subsidiary of LGE. LG USA sells various LG products in the United States, including smartphones. LG USA may be served with process through its registered agent in the State of Texas, United States Corporation Co., 211 East 7th St., Ste. 620, Austin, Texas 78701.

4. On information and belief, LG has regular and established places of business at 2153-2155 Eagle Pkwy., Fort Worth, Texas 76177 and 14901 Beach St., Fort Worth, Texas 76177, both in Denton County, Texas.

JURISDICTION AND VENUE

5. This action arises under the patent laws of the United States, 35 U.S.C. § 101, *et seq.* This Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331 and 1338(a).

6. LGE is subject to specific and general personal jurisdiction in this Court. This Court has personal jurisdiction over LGE because LGE has engaged in continuous, systematic, and substantial activities within this State, including substantial marketing and sales of products and services within this State and District. Furthermore, upon information and belief, this Court has personal jurisdiction over LGE because LGE has committed acts of infringement giving rise to IPT's claims for patent infringement within and directed to this District.

7. Upon information and belief, LGE has conducted, and does conduct, substantial business in this forum, directly and/or through subsidiaries, agents, representatives, or intermediaries, including but not limited to: (i) at least a portion of the acts of infringement alleged herein; (ii) purposefully and voluntarily placing one or more infringing products and services into the stream of commerce with the expectation that they will be purchased by consumers in this forum; and/or (iii) regularly doing or soliciting business, engaging in other persistent courses of

conduct, or deriving substantial revenue from goods and services provided to individuals in Texas and in this District. Thus, LGE is subject to this Court's specific and general personal jurisdiction pursuant to due process and the Texas Long-Arm Statute. To the extent LGE is not subject to jurisdiction in any State's courts of general jurisdiction, this Court has personal jurisdiction over LGE pursuant to Federal Rule of Civil Procedure 4(k)(2) because IPT's claims arise under federal law and exercising jurisdiction is consistent with the United States Constitution and laws.

8. LGE is a foreign company that does not reside in the United States. Therefore, venue is proper in this District as to LGE under 28 U.S.C. § 1391(c)(3).

9. To the extent that there is no district in which an action may otherwise be brought against LGE, venue is proper in this District as to LGE under 28 U.S.C. § 1391(b)(3) because LGE is subject to personal jurisdiction in this Court.

10. LG USA is subject to specific and general personal jurisdiction in this Court. The Court has personal jurisdiction over LG USA because it has engaged in continuous, systematic, and substantial activities within this State, including substantial marketing and sales of products and services within this State and District. Furthermore, upon information and belief, this Court has personal jurisdiction over LG USA because LG USA has committed acts of infringement giving rise to IPT's claims for patent infringement within and directed to this District.

11. Upon information and belief, LG USA has conducted and does conduct substantial business in this forum, directly and/or through subsidiaries, agents, representatives, or intermediaries, such substantial business including but not limited to: (i) at least a portion of the acts of infringement alleged herein; (ii) purposefully and voluntarily placing one or more infringing products and services into the stream of commerce with the expectation that they will be purchased by consumers in this forum; and/or (iii) regularly doing or soliciting business,

engaging in other persistent courses of conduct, or deriving substantial revenue from goods and services provided to individuals in Texas and in this District. Thus, LG USA is subject to this Court's specific and general personal jurisdiction pursuant to due process and the Texas Long-Arm Statute.

12. The exercise of personal jurisdiction over LGE and LG USA would not offend traditional notions of fair play and substantial justice.

13. Upon information and belief, LG USA has committed acts of infringement in this District and has regular and established places of business within this District under 28 U.S.C. § 1400(b). Thus, venue is proper in this District as to LG USA under 28 U.S.C. § 1400(b).

14. LG maintains a permanent physical presence within this District. For example, it maintains regular and established places of business in Denton County, Texas at 2153-2155 Eagle Pkwy., Fort Worth, Texas 76177 and 14901 Beach St., Fort Worth, Texas 76177.

15. Exemplar images of LG's regular and established places of business at 2153-2155

Eagle Pkwy., Fort Worth, Texas 76177 are below:



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