

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

| | | |
|--------------------------|---|------------------------------|
| UNILOC USA, INC. and | § | |
| UNILOC LUXEMBOURG, S.A., | § | |
| | § | Civil Action No. 2:16-cv-992 |
| Plaintiffs, | § | |
| | § | |
| v. | § | PATENT CASE |
| | § | |
| MOTOROLA MOBILITY LLC, | § | |
| | § | |
| Defendant. | § | JURY TRIAL DEMANDED |
| | § | |

ORIGINAL COMPLAINT FOR PATENT INFRINGEMENT

Plaintiffs, Uniloc USA, Inc. and Uniloc Luxembourg, S.A. (together “Uniloc”), as and for their complaint against defendant, Motorola Mobility LLC (“Motorola”), allege as follows:

THE PARTIES

1. Uniloc USA, Inc. (“Uniloc USA”) is a Texas corporation having a principal place of business at Legacy Town Center I, Suite 380, 7160 Dallas Parkway, Plano Texas 75024. Uniloc also maintains a place of business at 102 N. College, Suite 603, Tyler, Texas 75702.
2. Uniloc Luxembourg S.A. (“Uniloc Luxembourg”) is a Luxembourg public limited liability company having a principal place of business at 15, Rue Edward Steichen, 4th Floor, L-2540, Luxembourg (R.C.S. Luxembourg B159161).
3. Uniloc Luxembourg owns a number of patents in the field of text/voice instant messaging.
4. Upon information and belief, Motorola is a Delaware corporation having a principal place of business in Chicago, Illinois and does business through sales in Texas and in the judicial Eastern District of Texas. Motorola may be served with process through its

registered agent for service of process in Texas: CT Corporation System, 1999 Bryan Street, Suite 900, Dallas, Texas 75201-3140.

JURISDICTION AND VENUE

5. Uniloc brings this action for patent infringement under the patent laws of the United States, 35 U.S.C. § 271 *et seq.* This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331, 1338(a) and 1367.

6. Venue is proper in this judicial district pursuant to 28 U.S.C. §§ 1391(c) and 1400(b). Upon information and belief, Motorola is deemed to reside in this judicial district, has committed acts of infringement in this judicial district, and/or has purposely transacted business involving the accused products in this judicial district, including sales of the accused devices to one or more customers in Texas.

7. Motorola is subject to this Court's jurisdiction pursuant to due process and/or the Texas Long Arm Statute due at least to its substantial business in this State and judicial district, including: (A) at least part of its past infringing activities, (B) regularly doing or soliciting business in Texas and/or (C) engaging in persistent conduct and/or deriving substantial revenue from goods, including the accused devices, and services provided to customers in Texas.

COUNT I

(INFRINGEMENT OF U.S. PATENT NO. 8,724,622)

8. Uniloc incorporates paragraphs 1-7 above by reference.

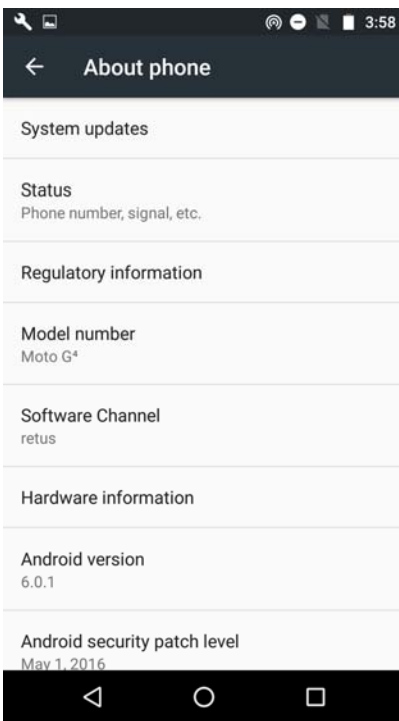
9. Uniloc Luxembourg is the owner, by assignment, of U.S. Patent No. 8,724,622 ("the '622 Patent"), entitled SYSTEM AND METHOD FOR INSTANT VOIP MESSAGING that issued on May 13, 2014. A true and correct copy of the '622 Patent is attached as Exhibit A hereto.

10. Uniloc USA is the exclusive licensee of the '622 Patent with ownership of all substantial rights therein, including the right to grant sublicenses, to exclude others, and to enforce, sue and recover past damages for the infringement thereof.

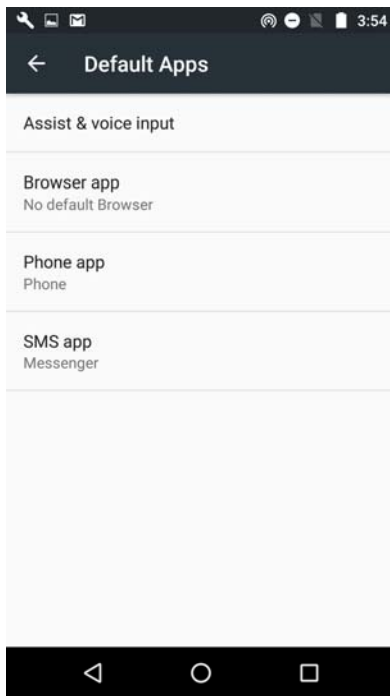
11. Upon information and belief, the following identifies an exemplary Motorola smartphone having instant voice messaging and/or instant video with audio messaging (“IVM”) capability in a packet-switched network:



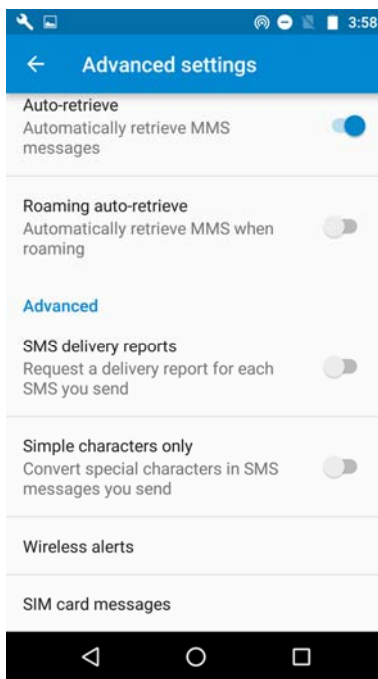
12. Upon information and belief, the following illustrates, at least in part, the About phone screen of the Motorola Android IVM smartphone



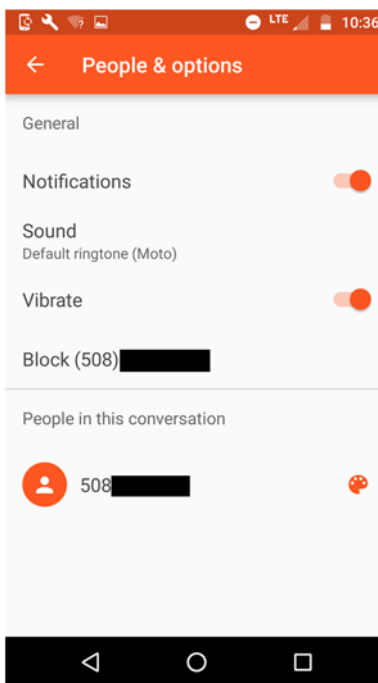
13. Upon information and belief, the following illustrates, at least in part, the Default Apps screen of the Motorola Android IVM smartphone:



14. Upon information and belief, the following illustrates, at least in part, the Advanced settings screen of the Motorola Android IVM smartphone:



15. Upon information and belief, the following illustrates, at least in part, a People & options screen of the Motorola Android IVM smartphone:



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