

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

T-Rex Property AB,

Plaintiff,

v.

Clear Channel Outdoor Holdings, Inc.,
Clear TV Media USA, Inc. and
Monster Vision, LLC d/b/a Monster Media,

Defendants.

Civil Action No.: 6:16-cv-974

JURY TRIAL DEMANDED

PLAINTIFF'S COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff T-Rex Property AB, by and through its undersigned counsel, files this Complaint against Defendants Clear Channel Outdoor Holdings, Inc., Clear TV Media USA, Inc. and Monster Vision, LLC d/b/a Monster Media as follows:

NATURE OF THE ACTION

1. This is an action for patent infringement arising under the patent laws of the United States, 35 U.S.C. § 1 *et seq.*, including 35 U.S.C. §§ 271, 281, 283, 284 and 285.

PARTIES

2. Plaintiff T-Rex Property AB is a company organized and existing under the laws of Sweden with its principal place of business at Vårvägen 6, 18274 Stocksund, Sweden.

3. On information and belief, Defendant Clear Channel Outdoor Holdings, Inc. is a Delaware corporation with its principal executive offices located at 200 East Basse Road, Suite 100, San Antonio, Texas 78209, and has The Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, DE 19801 as its registered agent.

4. On information and belief, Defendant Clear TV Media USA, Inc. is a Nevada corporation with its principal executive offices located at 3601 West Olive Avenue Suite 615, Burbank, California 91505, and has Laughlin Associates, Inc., 9120 Double Diamond Parkway, Reno, NV 89521 as its registered agent.

5. On information and belief, Defendant Monster Vision, LLC d/b/a Monster Media is a Florida Limited Liability Company with its principal executive offices located at 555 South Lake Destiny Road, Orlando, Florida 32810, and has Capitol Corporate Services, Inc., 155 Office Plaza Drive Suite A, Tallahassee, FL 32301 as its registered agent.

JURISDICTION AND VENUE

6. This Court has subject matter jurisdiction over this patent infringement action under 28 U.S.C. §§ 1331 and 1338(a).

7. This Court has personal jurisdiction over Defendant Clear Channel Outdoor Holdings, Inc. because, on information and belief, Defendant has systematic and continuous contacts with Texas and this judicial district because Defendant regularly transacts business in the State of Texas and in this judicial district, and because it has its principal executive offices located in the State of Texas, it has thereby purposefully availed itself of the benefits and protections of the laws of the State of Texas. Furthermore, this Court has personal jurisdiction over Defendant because, as described further below, Defendant has committed acts of patent infringement giving rise to this action within the State of Texas and this judicial district and has thus established minimum contacts such that the exercise of personal jurisdiction over Defendant does not offend traditional notions of fair play and substantial justice.

8. This Court has personal jurisdiction over Defendant Clear TV Media USA, Inc. because, on information and belief, Defendant has systematic and continuous contacts with Texas and this judicial district because Defendant regularly transacts business in the State of Texas and in this judicial district, it has thereby purposefully availed itself of the benefits and protections of the laws of the State of Texas. Furthermore, this Court has personal jurisdiction

over Defendant because, as described further below, Defendant has committed acts of patent infringement giving rise to this action within the State of Texas and this judicial district and has thus established minimum contacts such that the exercise of personal jurisdiction over Defendant does not offend traditional notions of fair play and substantial justice.

9. This Court has personal jurisdiction over Defendant Monster Vision, LLC because, on information and belief, Defendant has systematic and continuous contacts with Texas and this judicial district because Defendant regularly transacts business in the State of Texas and in this judicial district, and because it has its principal executive offices located in the State of Texas, it has thereby purposefully availed itself of the benefits and protections of the laws of the State of Texas. Furthermore, this Court has personal jurisdiction over Defendant because, as described further below, Defendant has committed acts of patent infringement giving rise to this action within the State of Texas and this judicial district and has thus established minimum contacts such that the exercise of personal jurisdiction over Defendant does not offend traditional notions of fair play and substantial justice.

10. Venue is proper in this Judicial District under 28 U.S.C. §§ 1391 and 1400(b).

JOINDER

11. Joinder is proper under 35 U.S.C. § 299. The allegations of infringement contained herein are asserted against the Defendants jointly, severally, or in the alternative and arise, at least in part, out of the same series of transactions or occurrences relating to Defendants' manufacture, use, sale, offer for sale, provision of instructions, manuals, and technical assistance, or importation of the same accused products. On information and belief, Defendants Clear Channel Outdoor Holdings and Clear TV Media are participating in a partnership arrangement and Monster Vision is a supplier that, separately or together with Clear Channel Outdoor Holdings, has actively induced infringement, and the infringement allegations arise at least in part from Defendants' collective activities with respect to the accused products. Questions of

fact common to Defendants will arise in the action, including questions relating to the structure and operation of the accused products, and Defendants' infringing acts.

THE PATENTS-IN-SUIT

12. The allegations set forth in the foregoing paragraphs 1 through 11 are hereby re-alleged and incorporated herein by reference.

13. On January 16, 2007, U.S. Patent Number RE39,470, entitled "Digital Information System," was duly and legally issued by the United States Patent and Trademark Office. A true and correct copy of the '470 Patent is attached as Exhibit A to this Complaint.

14. The '470 Patent is a reissue of U.S. Patent Number 6,005,534, which was filed on July 2, 1996 and which claims priority under 35 U.S.C. § 119(e) to U.S. Provisional Patent Application Number 60/017,403, which was filed on May 14, 1996. The '534 Patent also claims priority under 35 U.S.C. § 119(a)-(d) to foreign patent application number 9601603-5, which was filed on April 26, 1996 in Sweden. As "[p]riority under section 119, 365(a), 365(b), 386(a), or 386(b) shall not be taken into account in determining the term of a patent," (35 U.S.C. § 154(a)(3)) the '470 Patent expires 20 years from July 2, 1996.

15. The innovations described by the '470 Patent "relate[] to a method and apparatus for controlling and coordinating" electronic displays "in a digital information system for displaying information on at least one display device . . . said information being displayed in places that are accessible to and frequented by a general public." ('470 Patent at 1:15-21; 6:25-29.) "An object of the present invention is to provide a flexible system in which external information mediators are able to dynamically control in real time the transmission of display instructions to a larger public in different places" "and to enable similar or specific information to be displayed in places that are mutually far apart." (*Id.* at 2:39-42; 2:52-54.)

16. A system operating according to an embodiment of the '470 Patent can include a control center with a communication interface that connects devices to create and update a display list in real time using control instruction fields sent from external mediators and to

transmit and display the desired images to one or more electronic displays that can be controlled independently of other electronic displays. (*Id.* at 3:4-19; 4:42-45.) In embodiments, the control center can include one or more servers, workstations, and databases stored on one or more physical storage devices, and can include redundancy, of both computer hardware and the information stored, where the devices can be connected using a network, such as a LAN (Local Area Network) or by using a cable-carried ISDN solution (Integrated Services Digital Network) or other fixed lines that have a similar capacity. (*Id.* at 4:57-5:16; 5:59-67; 6:41-59; 12:55-13:7.)

17. In one embodiment of the invention, personnel operating a work station can enter information to be displayed from an external mediator via projector control instructions in the exposure list created by the server. (*Id.* at 8:10-26.) Operators are able to interrupt a queue in the server in order to update the exposure list with information generated centrally from the control center or with information from an external information mediator. (*Id.*)

18. Information mediators can use an exposure program to deliver complete images (*e.g.* an image, a series of images or a video clip) for display which would not require processing by the control center. (*Id.* at 11:19-28.) These can be dynamically added to the exposure list by the exposure handler. (*Id.*) External information mediators can thus deliver a complete image for display (an image, a series of images or a video clip) which can be processed automatically and inserted into the exposure list, or an administrator can select information from an external mediator and process the information so that it can be inserted into the exposure list via the exposure handler. (*Id.* at 8:27-41.)

19. Multiple benefits flow from the implementation of certain embodiments of the innovations described by the '470 Patent, such as controlling and coordinating digital signage displays dynamically—beyond merely scheduling content to be displayed on remote screens. Other benefits include permitting an advertiser to monitor the results of an ad campaign, and in response to those results, to dynamically alter the presented ad message as part of a feedback loop. This also enables an advertiser to gather important data for creating the next ad campaign,

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