

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN**

SERVICE SOLUTIONS U.S. LLC,)	
)	
plaintiff,)	
)	
v.)	No.
)	
AUTEL.US INC. and AUTEL)	
INTELLIGENT TECHNOLOGY)	
CO., LTD.,)	
)	
defendants.)	

COMPLAINT FOR PATENT INFRINGEMENT

The plaintiff, SERVICE SOLUTIONS U.S. LLC, (hereinafter “SERVICE SOLUTIONS”), for its Complaint against the defendants, AUTEL.US INC. (hereinafter “AUTEL.US”) and AUTEL INTELLIGENT TECHNOLOGY CO., LTD. (hereinafter “AUTEL ITC”) (hereinafter collectively “AUTEL”), states:

THE PARTIES

1. SERVICE SOLUTIONS is a limited liability company having a principal place of business at 28635 Mound Road, Warren, Michigan.
2. AUTEL.US is a corporation having a principal place of business at 116 Spring Road, Huntington, New York.
3. AUTEL ITC is a Chinese corporation having a principal place of business at East Gate, 1st floor, SZICC Bldg., Chaguang Road 1089, Xili, Nanshan, Shenzhen 518055, China and having an office in the United States at 116 Spring Road, Huntington, New York.

JURISDICTION AND VENUE

4. This lawsuit is an action for patent infringement arising under the patent laws of the United States, 35 U.S.C. §§ 1 *et seq.*, and in particular 35 U.S.C. § 271. This Court has

subject matter jurisdiction over this action under 28 U.S.C. §§ 1331 and 1338(a).

5. This Court has personal jurisdiction over AUTEL.US because this corporation regularly transacts business within this judicial district and has committed acts of patent infringement in this judicial district. AUTEL.US has marketed, distributed, sold, and or offered for sale infringing tire pressure monitoring system tools in this judicial district, including AUTEL TPMS Diagnostic & Service Tools MaxiTPMS TS401, MaxiTPMS TS501, and MaxiTPMS TS601. The marketing, distribution, and sale of these infringing tools has caused injury to SERVICE SOLUTIONS in this judicial district.

6. This Court has personal jurisdiction over AUTEL ITC because this corporation has imported into the United States infringing products including tire pressure monitoring system tools including AUTEL TPMS Diagnostic & Service Tools MaxiTPMS TS401, MaxiTPMS TS501, and MaxiTPMS TS601. AUTEL ITC has placed these tools into the stream of commerce, including within this district, and has purposely availed itself of the benefits of the market in this district. The sale of these infringing tools in this judicial district has caused harm in this district. AUTEL ITC has marketed these tools in this district under the trade mark “AUTEL[®]”, which AUTEL ITC has registered with the United States Patent and Trademark Office, Registration No. 3,488,418, issued August 19, 2008, for goods described as “computer software and hardware for use in diagnosis and maintenance of computerized automotive engines, tire sensors, transmissions, ABS and other vehicle systems.” AUTEL ITC owns and operates an interactive, English-language website, <http://www.auteltech.com/>, continuously advertising the tools identified above, promoting the benefits of using the described tools, and offering diagnostic product fora, training solutions, and downloads of User Manuals.

7. Venue lies within this judicial district under 28 U.S.C. §§ 1391(b), 1391(c), and

1400(b).

8. AUTEL ITC has authored and AUTEL.US has distributed User Manuals for the MaxiTPMS TS401, MaxiTPMS TS501, and MaxiTPMS TS601 tools, with detailed instructions for users on operation of the tools.

COUNT I – INFRINGEMENT OF UNITED STATES PATENT NO. 6,904,796

9. On June 14, 2005, the United States Patent and Trademark Office duly and legally issued United States Patent No. 6,904,796 entitled “Remote Tire Monitoring System Tool” (hereinafter “the ‘796 patent”). A true and correct copy of the ‘796 patent is attached as Exhibit A.

10. SERVICE SOLUTIONS owns the entire right, title, and interest in the ‘796 patent, including the right to sue for past, present, and future patent infringement, by assignment.

11. AUTEL has infringed the ‘796 patent by making, using, selling, offering to sell, and/or importing into the United States, products that infringe the ‘796 patent, including at least the Autel MaxiTPMS TS401, the Autel MaxiTPMS TS501, and the Autel MaxiTPMS TS601.

12. AUTEL has actively induced infringement of the ‘796 patent by instructing users of the accused products, in User Manuals, in how to use the accused products and by advertising and promoting the benefits of using the accused products.

13. AUTEL’s infringement of the ‘796 patent has caused damage to SERVICE SOLUTIONS at least in the form of lost profits and lost royalty payments.

COUNT II – INFRINGEMENT OF UNITED STATES PATENT NO. 7,623,025

14. On November 24, 2009, the United States Patent and Trademark Office duly and legally issued United States Patent No. 7,623,025 entitled “Tire Pressure Monitor Initiation Tool with Vehicle Data Interface” (hereinafter “the ‘025 patent”). A true and correct copy of the ‘025

patent is attached as Exhibit B.

15. SERVICE SOLUTIONS owns the entire right, title, and interest in the '025 patent, including the right to sue for past, present, and future patent infringement, by assignment.

16. AUTEL has infringed the '025 patent by making, using, selling, offering to sell, and/or importing into the United States, products that infringe the '025 patent, including at least the Autel MaxiTPMS TS501 and the Autel MaxiTPMS TS601.

17. AUTEL has actively induced infringement of the '025 patent by instructing users of the accused products, in User Manuals, in how to use the accused products and by advertising and promoting the benefits of using the accused products.

18. AUTEL's infringement of the '025 patent has caused damage to SERVICE SOLUTIONS at least in the form of lost profits and lost royalty payments.

COUNT III – INFRINGEMENT OF UNITED STATES PATENT NO. 7,639,122

19. On December 29, 2009, the United States Patent and Trademark Office duly and legally issued United States Patent No. 7,639,122 entitled "Tire Pressure Monitor System Tool with Vehicle Entry System" (hereinafter "the '122 patent"). A true and correct copy of the '122 patent is attached as Exhibit C.

20. SERVICE SOLUTIONS owns the entire right, title, and interest in the '122 patent, including the right to sue for past, present, and future patent infringement, by assignment.

21. AUTEL has infringed the '122 patent by making, using, selling, offering to sell, and/or importing into the United States, products that infringe the '122 patent, including at least the Autel MaxiTPMS TS501 and the Autel MaxiTPMS TS601.

22. AUTEL has actively induced infringement of the '122 patent by instructing users of the accused products, in User Manuals, in how to use the accused products and by advertising

and promoting the benefits of using the accused products.

23. AUTEL's infringement of the '122 patent has caused damage to SERVICE SOLUTIONS at least in the form of lost profits and lost royalty payments.

COUNT IV – INFRINGEMENT OF UNITED STATES PATENT NO. 8,035,499

24. On October 11, 2011, the United States Patent and Trademark Office duly and legally issued United States Patent No. 8,035,499 entitled "Tire Pressure Monitor System Module" (hereinafter "the '499 patent"). A true and correct copy of the '499 patent is attached as Exhibit D.

25. SERVICE SOLUTIONS owns the entire right, title, and interest in the '499 patent, including the right to sue for past, present, and future patent infringement, by assignment.

26. AUTEL has infringed the '499 patent by making, using, selling, offering to sell, and/or importing into the United States, products that infringe the '499 patent, including at least the Autel MaxiTPMS TS401, the Autel MaxiTPMS TS501, and the Autel MaxiTPMS TS601.

27. AUTEL has actively induced infringement of the '499 patent by instructing users of the accused products, in User Manuals, in how to use the accused products and by advertising and promoting the benefits of using the accused products.

28. AUTEL's infringement of the '499 patent has caused damage to SERVICE SOLUTIONS at least in the form of lost profits and lost royalty payments.

COUNT V – INFRINGEMENT OF UNITED STATES PATENT NO. 8,058,979

29. On November 15, 2011, the United States Patent and Trademark Office duly and legally issued United States Patent No. 8,058,979 entitled "Tire Pressure Monitor Initiation Tool with Vehicle Data Interface" (hereinafter "the '979 patent"). A true and correct copy of the '979 patent is attached as Exhibit E.

30. SERVICE SOLUTIONS owns the entire right, title, and interest in the '979 patent, including the right to sue for past, present, and future patent infringement, by assignment.

31. AUTEL has infringed the '979 patent by making, using, selling, offering to sell, and/or importing into the United States, products that infringe the '979 patent, including at least the Autel MaxiTPMS TS501 and the Autel MaxiTPMS TS601.

32. AUTEL has actively induced infringement of the '979 patent by instructing users of the accused products, in User Manuals, in how to use the accused products and by advertising and promoting the benefits of using the accused products.

33. AUTEL's infringement of the '979 patent has caused damage to SERVICE SOLUTIONS at least in the form of lost profits and lost royalty payments.

COUNT VI – INFRINGEMENT OF UNITED STATES PATENT NO. 8,072,320

34. On December 6, 2011, the United States Patent and Trademark Office duly and legally issued United States Patent No. 8,072,320 entitled "Tire Pressure Monitor System Tool with Vehicle Entry System" (hereinafter "the '320 patent"). A true and correct copy of the '320 patent is attached as Exhibit F.

35. SERVICE SOLUTIONS owns the entire right, title, and interest in the '320 patent, including the right to sue for past, present, and future patent infringement, by assignment.

36. AUTEL has infringed the '320 patent by making, using, selling, offering to sell, and/or importing into the United States, products that infringe the '320 patent, including at least the Autel MaxiTPMS TS401, the Autel MaxiTPMS TS501, and the Autel MaxiTPMS TS601.

37. AUTEL has actively induced infringement of the '320 patent by instructing users of the accused products, in User Manuals, in how to use the accused products and by advertising and promoting the benefits of using the accused products.

38. AUTEL's infringement of the '320 patent has caused damage to SERVICE SOLUTIONS at least in the form of lost profits and lost royalty payments.

VII – INFRINGEMENT OF UNITED STATES PATENT NO. 8,183,993

39. On May 22, 2012, the United States Patent and Trademark Office duly and legally issued United States Patent No. 8,183,993 entitled "Tire Pressure Monitor System Tool with Parts Number Database" (hereinafter "the '993 patent"). A true and correct copy of the '993 patent is attached as Exhibit G.

40. SERVICE SOLUTIONS owns the entire right, title, and interest in the '993 patent, including the right to sue for past, present, and future patent infringement, by assignment.

41. AUTEL has infringed the '993 patent by making, using, selling, offering to sell, and/or importing into the United States, products that infringe the '993 patent, including at least the Autel MaxiTPMS TS501 and the Autel MaxiTPMS TS601.

42. AUTEL has actively induced infringement of the '993 patent by instructing users of the accused products, in User Manuals, in how to use the accused products and by advertising and promoting the benefits of using the accused products.

43. AUTEL's infringement of the '993 patent has caused damage to SERVICE SOLUTIONS at least in the form of lost profits and lost royalty payments.

WHEREFORE, the plaintiff, SERVICE SOLUTIONS U.S. LLC prays that this Court enter judgment in its favor and against the defendants, AUTEL.US INC. and AUTEL INTELLIGENT TECHNOLOGY CO., LTD., for:

A. Damages adequate to compensate SERVICE SOLUTIONS for the infringement that has occurred;

C. All costs of this action;

- D. Increased damages under 35 U.S.C. § 284;
- E. Attorneys' fees under 35 U.S.C. § 285;
- F. A permanent injunction prohibiting further infringement of the patents-in-suit;

and

- G. Such other and further relief as this Court may deem proper.

JURY DEMAND

SERVICE SOLUTIONS requests a trial by jury on all issues triable by a jury.

Respectfully submitted,

SERVICE SOLUTIONS U.S. LLC

Date: February 8, 2012

By: /s/John E. Berg

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