

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

CASCADES STREAMING
TECHNOLOGIES, LLC,

PLAINTIFF,

v.

BIG TEN NETWORK, LLC,

Defendant.

Civil Action No. 13-cv-1455

JURY TRIAL DEMANDED

COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff, Cascades Streaming Technologies, LLC. ("Cascades") alleges the following:

PARTIES

1. Cascades is an Illinois limited liability company having its principal place of business at 500 Skokie Boulevard, Suite 250, Northbrook, Illinois 60062.

2. Defendant Big Ten Network, LLC ("BTN") is a limited liability company having its principal place of business at 600 W Chicago Avenue # 875 Chicago, IL 60654-2531. It is owned by Fox Entertainment Group (News Corporation) and the Big Ten Conference.

JURISDICTION

4. Cascades' claim for patent infringement against BTN arises under the patent laws of the United States, including 35 U.S.C. §271. Consequently, this Court has original subject matter jurisdiction over this suit pursuant to 28 U.S.C. §§ 1331 and 1338.

5. BTN is subject to the specific and general personal jurisdiction of this Court because, among other things, it has established continuous and systematic

contacts with Illinois and with this judicial district, it has committed acts within Illinois and this judicial district giving rise to this action, and it has minimum contacts with the forum such that the exercise of jurisdiction over it would not offend traditional notions of fair play and substantial justice. For instance, BTN is headquartered in this district. BTN has established distribution networks offering video services that infringe Cascades' patent into the stream of commerce such that those products flow into Illinois and this district. BTN has also committed acts of patent infringement and/or contributed to others' acts of patent infringement within this district.

6. Venue is proper under 28 U.S.C. §§ 1391 and/or 1400(b).

PATENTS AT ISSUE

7. On April 10, 2012, United States Patent No. 8,156,236 B2 (the "'236 patent"), entitled "Audio-Video Data Switching and Viewing System," was duly and legally issued by the United States Patent and Trademark Office. A copy of this patent is attached as Exhibit A. Cascades owns the exclusive license and right to sue for past, present and future infringement of the '236 patent.

8. BTN is now and has been infringing and/or contributorily infringing the '236 patent, literally and under the doctrine of equivalents, by, among other things, using, offering to sell, selling, and/or receiving systems and products that infringe one or more claims of the '236 patent. Such infringing products include, but are not limited to, video on-demand products such as BTN's BTN2GO product offerings. Specifically, BTN infringes at least claim 18 of the '236 patent through its BTN2GO product offerings as set forth in Exhibit B. Other claims are believed to be infringed as well.

9. Cascades placed BTN on notice of its infringement at least as of October 23, 2012. Representatives for Cascades and BTN engaged in multiple conversations

thereafter, but the parties did not reach any agreement regarding the asserted claims. Thus, Cascades was compelled to bring suit.

10. Cascades has been and continues to be damaged by BTN's actions.

PRAYER FOR RELIEF

WHEREFORE, Cascades prays for the following relief:

- A. A judgment finding that BTN has infringed and contributorily infringed the '236 patent;
- B. A judgment finding that BTN has willfully infringed the '236 patent;
- B. A judgment that the '236 patent is valid and enforceable;
- C. A permanent injunction enjoining BTN, its agents, officers, assigns and others acting in concert with them, from infringing, inducing infringement of and/or contributing to infringement of the '236 patent;
- D. An award of damages adequate to compensate Cascades for the infringement of the '236 patent that has occurred;
- E. An award of pre-judgment interest and post-judgment interest on the damages awarded;
- F. A determination that this is an exceptional case and an award of Cascades' attorneys' fees pursuant to 35 U.S.C. § 285 and any other applicable statute or law, and an award of Cascades' of its costs; and,
- G. Such other relief as the Court deems equitable under the circumstances.

JURY DEMAND

Plaintiff demands a trial by jury on all issues triable to a jury.

/s/ Raymond P. Niro

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