

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

**INDUCTEX, LLC,**

Plaintiff,

v.

**DGSE COMPANIES, INC., a/k/a  
DALLAS GOLD & SILVER EXCHANGE,  
INC.,**

Defendant.

Case No. 6:13-cv-808

**PATENT CASE**

**JURY TRIAL DEMANDED**

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**COMPLAINT**

Plaintiff Inductex, LLC files this Complaint against DGSE Companies, Inc., a/k/a Dallas Gold & Silver Exchange, Inc., for infringement of United States Patent No. 5,791,648 (the “648 Patent”).

**PARTIES AND JURISDICTION**

1. This is an action for patent infringement under Title 35 of the United States Code. Plaintiff is seeking injunctive relief as well as damages.

2. Jurisdiction is proper in this Court pursuant to 28 U.S.C. §§ 1331 (Federal Question) and 1338(a) (Patents) because this is a civil action for patent infringement arising under the United States patent statutes.

3. Plaintiff Inductex, LLC (“Plaintiff” or “Inductex”) is a Texas limited liability company with its principal office located in the Eastern District of Texas, at Energy Center, 719 W. Front Street, Suite 211, Tyler, Texas 75702.

4. Upon information and belief, Defendant DGSE Companies, Inc., a/k/a Dallas Gold & Silver Exchange, Inc. (“Defendant”), is a Nevada corporation with its principal office located at 2817 Forest Lane, Dallas, Texas 75234. This Court has personal jurisdiction over

Defendant because Defendant has committed, and continues to commit, acts of infringement in the state of Texas, has conducted business in the state of Texas, and/or has engaged in continuous and systematic activities in the state of Texas.

5. On information and belief, Defendant's activities that are alleged herein to infringe were and/or continue to occur in the Eastern District of Texas, including without limitation at Defendant's location at 190 E. Stacy Road, Allen, Texas 75002.

**VENUE**

6. Venue is proper in the Eastern District of Texas pursuant to 28 U.S.C. §§ 1391(c) and 1400(b) because Defendant is deemed to reside in this district. In addition, and in the alternative, Defendant has committed acts of infringement in this district.

**COUNT I**  
**(INFRINGEMENT OF UNITED STATES PATENT NO. 5,791,648)**

7. Plaintiff incorporates paragraphs 1 through 6 herein by reference.

8. This cause of action arises under the patent laws of the United States, and in particular, 35 U.S.C. §§ 271, *et seq.*

9. Plaintiff is the owner by assignment of the '648 Patent with sole rights to enforce the '648 Patent and sue infringers.

10. A copy of the '648 Patent, titled "Inductive Sensory Apparatus," is attached hereto as Exhibit A.

11. The '648 Patent is valid and enforceable, and it was duly issued in full compliance with Title 35 of the United States Code.

**(Direct Infringement)**

12. Upon information and belief, Defendant has infringed and continues to directly infringe one or more claims of the '648 Patent, including at least claim 23, by using an inductor

sensory system covered by one or more claims of the '648 Patent, namely, without limitation, a radio-frequency identification ("RFID") inventory management system.

13. Plaintiff is in compliance with 35 U.S.C. § 287.

**DEMAND FOR JURY TRIAL**

Plaintiff, under Rule 38 of the Federal Rules of Civil Procedure, requests a trial by jury of all issues so triable by right.

**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff respectfully requests the Court to:

- a) Enter judgment for Plaintiff on this Complaint on all causes of action asserted herein;
- b) Award Plaintiff damages resulting from Defendant's infringement in accordance with 35 U.S.C. § 284;
- c) Award Plaintiff pre-judgment and post-judgment interest and costs; and
- d) Award Plaintiff such further relief to which the Court finds Plaintiff entitled under law or equity.

Dated: October 23, 2013

Respectfully submitted,

/s/ Craig Tadlock

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