

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

TROVER GROUP, INC., and	§	
THE SECURITY CENTER, INC.,	§	
	§	
<i>Plaintiffs,</i>	§	
	§	
v.	§	CIVIL ACTION NO. 2:13-cv-1047
	§	JURY DEMAND
Dedicated Micros USA	§	
	§	
<i>Defendant.</i>	§	

PLAINTIFFS' ORIGINAL COMPLAINT

1. Plaintiffs Trover Group, Inc., and The Security Center, Inc., (collectively “Plaintiffs” or “Security Center”) file this, their Original Complaint for patent infringement. Plaintiffs assert claims for patent infringement of U.S. Patent No. 5,751,345 (“the ‘345 Patent”), a copy of which is attached hereto as Exhibit “A,” and U.S. Patent No. 5,751,346 (“the ‘346 Patent”), a copy of which is attached hereto as Exhibit “B” against Defendant Dedicated Micros USA under 35 U.S.C. § 271, *et seq.* In support thereof, Plaintiffs Trover Group, Inc. and Security Center, Inc. would respectfully show the Court the following:

PARTIES

2. Plaintiff Trover Group, Inc. (“Trover”) is a Texas corporation with its principal place of business located at 101 East Park Blvd., Suite 600, Plano, Texas 75074. Trover was formerly known as Dozier Financial Corporation.

3. Plaintiff The Security Center, Inc. (“Security Center”) is a Texas corporation with its principal place of business located at 10750 Forest Lane, Dallas, Texas 75243. Plaintiffs Security Center and Trover are sister corporations.

4. Defendant Dedicated Micros USA (“Dedicated Micros”) is the United States subsidiary of Dedicated Micros, a United Kingdom company. Dedicated Micros has its principal place of business located at 3855 Centerview Dr., Suite 400 B, Chantilly, VA 20151. Dedicated Micros can be served through the Texas Secretary of State under the Texas Long Arm Statute. Dedicated Micros does business in the United States and in the Eastern District of Texas and/or places goods and services in the stream of interstate commerce, knowing that its goods and/or services will arrive in the State of Texas and in the Eastern District of Texas. Dedicated Micros does not maintain a registered agent for service of process in Texas or a regular place of business in Texas, and this lawsuit arises in whole or in part from its business in Texas. Dedicated Micros’s agent for service is the Texas Secretary of State under the Texas Long Arm Statute.

JURISDICTION AND VENUE

5. This is an action for patent infringement arising under the patent laws of the United States, Title 35, United States Code. This Court has exclusive subject matter jurisdiction over this case for patent infringement under 28 U.S.C. §§1331 and 1338(a).

6. This Court has personal jurisdiction over Defendant Dedicated Micros. Dedicated Micros conducts business within the State of Texas. Dedicated Micros, directly or through intermediaries (including distributors, retailers, and others) ships, distributes, offers for sale, sells, and advertises its products in the United States, the State of Texas, and the Eastern District of Texas. Dedicated Micros has purposefully and voluntarily placed infringing products in the stream of commerce with the expectation that its products will be purchased by end users in the Eastern

District of Texas. Dedicated Micros has committed the tort of patent infringement within the State of Texas and this District.

7. Venue is proper in the Eastern District of Texas under 28 U.S.C. §§ 1391(b) and 1400.

8. In 2006, Trover enforced the '345 and '346 Patents against two infringers, Diebold Corporation and Verint Systems, Inc. by bringing separate actions for patent infringement in the United States District Court for the Eastern District of Texas, Marshall Division in Case Nos. 2:06-cv-445-TJW-CE and 2:06-cv-532-TJW-CE. The Court held a claim construction hearing and issued a claim construction order in the Diebold case. Trover and Security Center have also filed Case No. 2:13-cv-52, *Trover Group, Inc., and Security Center, Inc. v. Tyco, et al.* in the United States District Court for the Eastern District of Texas, Marshall Division, in order to enforce the '345 and '346 patents.

PATENT INFRINGEMENT

9. On May 12, 1998, the United States Patent and Trademark Office ("PTO") issued the '345 Patent and the '346 Patent, both entitled "Image Retention and Information Security System" after full and fair examinations. Both patents relate generally to video monitoring systems, and in particular to such systems that store and retrieve images by use of computer equipment and digital storage.

10. The '345 Patent contains three independent claims and six dependent claims.

11. The '346 Patent contains five independent and two dependent claims.

12. The '345 and '346 Patents were originally assigned to Dozier Financial Corporation, a company owned and controlled by Charles Dozier, one of the named inventors of both patents, and his family. Dozier Financial Corporation later changed its name to Trover Group,

Inc. Plaintiff Trover is the successor-in-interest to Dozier Financial Corporation and is the assignee of all rights, title and interest in and to the '345 and '346 Patents and possesses all rights of recovery under the '345 and '346 Patents. Plaintiff Security Center is also a business owned and controlled by Dozier and his family that has been granted an exclusive license of the '345 and '346 Patents from Trover. Security Center manufactures and sells the IRIS DVS and IRIS Total Vision, and the EyzOn products, which are commercial embodiments of the '345 and '346 Patents. As the exclusive licensee of the '345 and '346 Patents, Security Center has the right to enforce each patent and to recover all damages available under law. Security Center also has the right to seek injunctive relief with respect to the '345 and '346 Patents.

Infringement of the '345 Patent

13. Dedicated Micros manufactures and sells to customers within the United States a digital video system known as the Dedicated Micro SD Advanced. This system, particularly when used in combination with Dedicated Micro's ATM Interface Module or its POS Interface is a video image acquisition and information system that is used in conjunction with a transaction machine that produces selected data upon the occurrence of a transaction. For example, the Dedicated Micro SD Advanced video system can connect to multiple cameras and transaction machines (such as ATM's or retail cash registers). The system can capture images associated with a transaction and also receive data from the transaction machines. Transaction data and captured images can be stored together so that there can be a direct association between a single transaction and the related image or images.

14. Dedicated Micros' SD Advanced video system infringes the '345 Patent, and competes with the IRIS DVS and IRIS Total Vision products made and sold by the Security Center.

Infringement of the '346 Patent

15. Dedicated Micros manufactures and sells to customers within the United States its CamVu 720 Series of high definition IP cameras. These cameras offer image streams in a choice of compression formats. The CamVu 720 Series compares two digitized images and if there has been a change in the pixels in a specific portion of the images that exceed a present threshold. If such a change is detected to have occurred, then the second image is saved. Later the saved images can be retrieved for examination.

16. Dedicated Micros' CamVu 720 Series of cameras infringe the '346 Patent, and compete with the EyzOn Series of cameras made and sold by the Security Center.

Dedicated Micros Has Knowledge of the '345 and '346 Patents

17. The Security Center has consistently marked its IRIS DVS and IRIS Total Vision, and its EyzOn products with the patent numbers for each patent since the '345 and '346 Patents were first issued.

18. The '345 Patent has been cited as prior art with respect to 13 patent applications considered by the PTO. More significantly, the '346 Patent has been cited as prior art with respect to 68 patent applications.

19. Dedicated Micros has had actual knowledge of both the '345 and '346 Patents since at least the date on which it was served with a copy of this Complaint.

COUNT ONE: PATENT INFRINGEMENT OF THE '345 PATENT

20. Trover and the Security Center reallege paragraphs 1 through 19 herein.

21. Dedicated Micros has infringed and continues to infringe the '345 Patent by making, using, selling, or offering for sale in the United States, including in the Eastern District of Texas, systems, products and devices, including, but not limited to the SD Advanced video system,

as well as the ATM Interface Module and the POS Interface, and/or by undertaking processes and methods embodying the patented inventions without authority.

22. By manufacturing and selling these products, Dedicated Micros directly infringes one or more of Claims 1, 2, 3, 4, 6, 7, 8 and 9 of the '345 Patent, either literally or through the doctrine of equivalents. In addition, Dedicated Micros is actively, intentionally, and/or knowingly inducing or contributing to the infringement of one or more of Claims 1, 2, 3, 4, 6, 7, 8 and 9 the '345 Patent by others, either literally or through the doctrine of equivalents.

23. The SD Advanced video system, as well as the ATM Interface Module and the POS Interface, have no substantial uses that do not infringe the '345 Patent.

24. Unless enjoined by this Court, Dedicated Micros will continue to infringe the '345 Patent through its sales of these products.

COUNT TWO: PATENT INFRINGEMENT OF THE '346 PATENT

25. Trover and the Security Center reallege paragraphs 1 through 19 herein.

26. Dedicated Micros has infringed and continues to infringe the '346 Patent by making, using, selling, or offering for sale in the United States, including in the Eastern District of Texas, systems, products and devices, including, but not limited to the CamVu 720 Series cameras, and/or by undertaking processes and methods embodying the patented inventions without authority.

27. By manufacturing and selling these products, Dedicated Micros directly infringes one or more of Claims 4, 5, 6 and 7 of the '346 Patent, either literally or through the doctrine of equivalents. In addition, Dedicated Micros is actively, intentionally, and/or knowingly inducing or contributing to the infringement of one or more of Claims 4, 5, 6 and 7 the '346 Patent by others, either literally or through the doctrine of equivalents.

28. The CamVu 720 Series cameras have no substantial uses that do not infringe the '346 Patent.

29. Unless enjoined by this Court, Dedicated Micros will continue to infringe the '346 Patents through its sales of these products.

MISCELLANEOUS

30. The Plaintiffs have satisfied all conditions precedent to filing this action, or any such conditions that have not been satisfied have been waived.

31. Through this pleading, the Plaintiffs have not elected any one remedy to which they may be entitled, separately or collectively, over any other remedy.

RELIEF

Plaintiffs Trover Group and Security Center respectfully request the following relief:

- A. That the Court issue a preliminary injunction against Dedicated Micros, enjoining it from making, using, selling, or offering for sale in the United States any products, and from undertaking any processes or methods embodying the patented inventions claimed in the '345 and/or the '346 Patents during the pendency of this case;
- B. That the Court issue a permanent injunction against Dedicated Micros from making, using, selling, or offering for sale in the United States any products, and from undertaking any processes or methods embodying the patented inventions or designs claimed in the '345 and/or '346 Patents;
- C. That the Court award damages to Plaintiffs Trover Group and Security Center to which each is entitled;
- D. That the Court declare this to be an "exceptional" case under 35 U.S.C. § 285;

- E. That the Court award pre-judgment and post-judgment interest on such damages at the highest rates allowed by law;
- F. That the Court award Plaintiffs Trover Group and Security Center their costs and attorneys' fees incurred in this action; and
- G. That the Court award such other and further relief, at law or in equity, as the Court deems just and proper.

A JURY TRIAL IS DEMANDED BY PLAINTIFFS TROVER GROUP, INC. AND SECURITY CENTER, INC.

Respectfully submitted,

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