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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

<p>MOXTEK, INC., a Delaware Corporation, Plaintiff, vs. SONY ELECTRONICS, INC., a Delaware Corporation, Defendant.</p>	<p>COMPLAINT FOR PATENT INFRINGEMENT JURY DEMANDED Case No. 2:11cv1071 Magistrate Judge: Brooke C. Wells</p>
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The Plaintiff Moxtek, Inc. (“Moxtek”) hereby complains of and alleges against the Defendant Sony Electronics, Inc. (“Sony”), as follows:

Jurisdiction and Venue

1. Moxtek is a corporation incorporated under the laws of Delaware with its principal place of business located at 452 West 1260 North, Orem, Utah 84057.
2. Sony is a corporation incorporated under the laws of Delaware with its principal place of business located at 164500 W. Bernardo Drive, San Diego, California 92127.
3. This action is for patent infringement and arises under a federal statute, 35 U.S.C. § 281.

4. Sony transacts business in, and has committed tortious acts of patent infringement in this judicial district, such that this Court has personal jurisdiction over Sony in this action.

5. Venue in this action is proper under 28 U.S.C. §§ 1391(b), (c), and 1400(b) because Sony is subject to personal jurisdiction in this judicial district, and Sony has committed acts of patent infringement in this judicial district through the Internet and the acts of its resellers and distributors.

General Allegations

6. Moxtek was founded in 1986 with technology developed at Brigham Young University. Moxtek manufactures and supplies components in a diverse array of applications, including wire-grid polarizers for use in, among other things, high flux projection systems.

7. On September 19, 2000, United States Letters Patent No. 6,122,103 (the “103 Patent”) were issued to Moxtek, as assignee, for an invention entitled, Broadband Wire Grid Polarizer for the Visible Spectrum, a copy of which is attached hereto as Exhibit A.

8. On October 12, 2010, United States Letters Patent No. 7,813,039 (the “039 Patent”) were issued to Moxtek, as assignee, for an invention entitled, Multilayer Wire-Grid Polarizer with Off-Set Wire-Grid and Dielectric Grid, a copy of which is attached hereto as Exhibit B.

9. On June 14, 2011, United States Letters Patent No. 7,961,393 (the “393 Patent”) were issued to Moxtek, as assignee, for an invention entitled, Selectively Absorptive Wire-Grid Polarizer, a copy of which is attached hereto as Exhibit C.

10. On September 27, 2011, United States Letters Patent No. 8,027,087 (the “087 Patent”) were issued to Moxtek, as assignee, for an invention entitled, Selectively Absorptive Wire-Grid Polarizer, a copy of which is attached hereto as Exhibit D.

11. Moxtek has owned the '103 Patent, the '039 Patent, the '393 Patent, and the '087 Patent, collectively referred to as the "Patents," during periods of Sony's infringing acts and still owns the Patents.

12. Sony imports into the United States, uses, sells and offers to sell in the United States projectors, model number VPLFX30, that contain wire-grid polarizers covered by one or more claims of each of the Patents.

13. Upon information and belief, Sony imports, uses, sells and offers to sell other projectors and devices that contain wire-grid polarizers covered by one or more of each of the Patents.

14. Upon information and belief, the wire-grid polarizers (as well as the projectors themselves) are manufactured for Sony by Sony's affiliate, Sony Chemical & Information Device Corporation ("Sony Chemical"), outside of the United States, using a process patented in the United States in one or more of the claims of the '103 Patent.

First Cause of Action
(Infringement of the '103 Patent)

15. Moxtek realleges and incorporates the above allegations.

16. Sony has infringed and is still infringing the '103 Patent, including claims 1, 3-7, 12, 20-25, 29, 36, 38-42, 46, 53-54, 56-57, 64-69, 73, 80-84, and 88, by importing, using, selling and offering to sell projectors with wire-grid polarizers that embody the patented invention (or were made by a process of the patented invention), and Sony will continue to do so unless enjoined by this Court.

Second Cause of Action
(Infringement of the '393 Patent)

17. Moxtek realleges and incorporates the above allegations.

18. Sony has infringed and is still infringing the '393 Patent, including claims 1, 5, 7, 11, 13-15, 18-19, 21-23, 25-27, and 30-33, by importing, using, selling and offering to sell projectors with wire-grid polarizers that embody the patented invention (or were made by a process of the patented invention), and Sony will continue to do so unless enjoined by this Court.

Third Cause of Action
(Infringement of the '039 Patent)

19. Moxtek realleges and incorporates the above allegations.

20. Sony has infringed and is still infringing the '039 Patent, including claims 1, 8-10, and 17, by importing, using, selling and offering to sell projectors with wire-grid polarizers that embody the patented invention (or were made by a process of the patented invention), and Sony will continue to do so unless enjoined by this Court.

Fourth Cause of Action
(Infringement of the '087 Patent)

21. Moxtek realleges and incorporates the above allegations.

22. Sony has infringed and is still infringing the '087 Patent, including claims 1, and 7-11, by importing, using, selling and offering to sell projectors with wire-grid polarizers that embody the patented invention (or were made by a process of the patented invention), and Sony will continue to do so unless enjoined by this Court.

Fifth Cause of Action
(Willful Infringement of the Patents)

23. Moxtek realleges and incorporates the above allegations.

24. Upon information and belief, Sony has knowledge of the Patents by virtue of the prior purchase and use of the patented wire-grid polarizers directly from Moxtek.

25. In addition, Moxtek provided written notice of infringement to Sony's affiliate and supplier, Sony Chemical for the '103 and '039 Patents on October 20, 2010, for the '393 Patent on June 14, 2011, and for the '087 Patent on October 6, 2011, and conducted negotiations with Sony Chemical as well as Sony's parent, Sony Corporation, in an attempt to resolve Sony's infringement of the Patents.

26. Upon information and belief, Sony's infringement of the Patents is willful and without reasonable basis of non-infringement and/or invalidity of the Patents.

27. Upon information and belief, this case is exceptional under 35 U.S.C. § 285.

Prayer for Relief

Now therefore, Moxtek demands:

- (a) a preliminary and final injunction against the continuing infringement;
- (b) an accounting and award of compensatory damages;
- (c) an award of increased damages under 35 U.S.C. § 284 and an award of attorneys' fee under 35 U.S.C. § 285;
- (d) an award of prejudgment interest and costs; and
- (e) such further relief as the Court may deem reasonable and necessary.

Moxtek requests a trial by jury on all issues triable by such.

Dated this 22nd day of November, 2011

RAY QUINNEY & NEBEKER P.C.

/s/ Rick B Hoggard
Rick B Hoggard
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Attorneys for Moxtek