

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CEECOLOR INDUSTRIES LLC

Plaintiff,

v.

KEY SOURCE INTERNATIONAL, INC.

Defendant.

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Civil Case No. \_\_\_\_\_

**JURY TRIAL DEMANDED**

**COMPLAINT**

Plaintiff CeeColor Industries LLC ("Plaintiff"), for its Complaint against Defendant Key Source International, Inc. ("Defendant"), hereby alleges as follows:

**PARTIES**

1. Plaintiff is a Delaware limited liability company.
2. Upon information and belief, Defendant is a Delaware corporation having a principal place of business at 7711 Oakport Street, Oakland CA, 94621. Upon information and belief, Defendant may be served with process through its registered agent, Delaware Business Incorporators, Inc., at 3422 Old Capitol Trail, Suite 700, Wilmington, DE 19808.

**NATURE OF THE ACTION**

3. This is a civil action for the infringement of United States Patent No. 6,570,610 (the "'610 Patent") under the Patent Laws of the United States, 35 U.S.C. § 1 *et seq.*

### **JURISDICTION AND VENUE**

4. This Court has jurisdiction over the subject matter of this action pursuant to 28 U.S.C. §§ 1331 and 1338(a) because this action arises under the Patent Laws of the United States, 35 U.S.C. § 271 *et seq.*

5. This Court has personal jurisdiction over Defendant because it is incorporated in Delaware and has purposely availed itself of the privileges and benefits of the laws of the State of Delaware.

6. Upon information and belief, more specifically, Defendant, directly and/or through authorized intermediaries, ships, distributes, offers for sale, sells, and/or advertises its products and services in the United States and the State of Delaware. Upon information and belief, Defendant has committed patent infringement in the State of Delaware. Defendant solicits customers in the State of Delaware. Defendant has many paying customers who are residents of the State of Delaware and who each use Defendant's products and services in the State of Delaware.

7. Venue is proper in this judicial district as to Defendant pursuant to 28 U.S.C. §§ 1391 and 1400(b).

### **THE PATENT-IN SUIT**

8. Paragraphs 1-7 are incorporated by reference as if fully set forth herein.

9. On May 27, 2003, the '610 Patent entitled "Security System With Proximity Sensing For An Electronic Device" was duly and lawfully issued by the United States Patent and Trademark Office ("PTO"). The '610 Patent is attached hereto as Exhibit A.

10. Plaintiff is the exclusive licensee of the '610 Patent and possesses all rights of recovery under the '610 Patent, including the right to sue and recover all damages for infringement thereof, including past infringement.

### **COUNT I – PATENT INFRINGEMENT**

11. Paragraphs 1-10 are incorporated by reference as if fully restated herein.

12. Upon information and belief and in violation of 35 U.S.C. § 271(a), Defendant has infringed and continues to infringe at least Claim 1 of the '610 patent by making, using, providing, offering to sell, and selling (directly or through intermediaries), in this district and elsewhere in the United States, a security system for an electronic device.

13. More specifically, and by way of non-limiting example, Defendant offers for sale via the [www.ksikeyboards.com](http://www.ksikeyboards.com) website its 1700 series and 1450 series of Security keyboards (collectively “Keyboards”) implementing, for example, its “SonarLocID” and/or WaveID” technologies that secure a computer.

14. For purposes of Claim 1, Defendant's Keyboards are a security system for an electronic device, i.e., a computer. Defendant's Keyboards use a variety of sensing means (e.g., proximity card sensing means, biometric sensing means, and/or “presence detection technology”) to sense when a user is proximate to the computer. Further, Defendant's SonarLocID feature at least partially disables the computer by locking the computer when the sensing means detects that the user is no longer proximate to the computer. Defendant's Keyboards include a verifier that accepts input about the user (e.g., Defendant's Keyboards accept RF badge readings, biometric input, and/or keyboard inputs about the user proximate to the computer and determines

if the user is authorized to use the computer. If the user is authorized to use the computer, the computer is unlocked to restore full use of the computer for the user. *See* Exhibit B.

15. To the extent such notice may be required, Defendant received actual notice of its infringement of the '610 Patent at least as early as the filing of the complaint in this action, pursuant to 35 U.S.C. § 287(a).

16. Defendant's aforesaid activities have been without authority and/or license from Plaintiff.

17. Plaintiff is entitled to recover from the Defendant the damages sustained by Plaintiff as a result of the Defendant's wrongful acts in an amount subject to proof at trial, which, by law, cannot be less than a reasonable royalty, together with interest and costs as fixed by this Court under 35 U.S.C. § 284.

18. Defendant's infringement of Plaintiff's exclusive rights under the '610 Patent will continue to damage Plaintiff, causing irreparable harm for which there is no adequate remedy at law, unless enjoined by this Court.

#### **PRAYER FOR RELIEF**

WHEREFORE, Plaintiff CeeColor Industries LLC respectfully requests that this Court enter judgment against Defendant Key Source International, Inc. as follows:

- A. An adjudication that Defendant has infringed the '610 Patent;
- B. An award of damages to be paid by Defendant adequate to compensate Plaintiff for its past infringement and any continuing or future infringement up until the date such judgment is entered, including interest, costs and disbursements as justified under 35 U.S.C. § 284 and, if necessary, to adequately compensate

Plaintiff for Defendant's infringement, and an accounting of all infringing sales including, but not limited to, those sales not presented at trial;

- C. A declaration that this case is exceptional under 35 U.S.C. § 285;
- D. An award to Plaintiff of its attorney fees, costs, and expenses incurred in prosecuting this action; and
- E. An award to Plaintiff of such further relief at law or in equity as the Court deems just and proper.

**DEMAND FOR JURY TRIAL**

Plaintiff hereby demands trial by jury on all claims and issues so triable.

Dated: March 22, 2012

STAMOULIS & WEINBLATT LLC

*/s/ Stamatios Stamoulis*

Stamatios Stamoulis #4606

stamoulis@swdelaw.com

Richard C. Weinblatt #5080

weinblatt@swdelaw.com

Two Fox Point Centre

6 Denny Road, Suite 307

Wilmington, DE 19809

Telephone: (302) 999-1540

*Counsel for Plaintiff*

*CeeColor Industries LLC*