

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

GTZM TECHNOLOGY VENTURES LTD.,

Plaintiff,

v.

ATLANTIC BROADBAND FINANCE,
LLC; BRIGHT HOUSE NETWORKS, LLC;
CABLE ONE, INC.; CEQUEL
COMMUNICATIONS, LLC; CHARTER
COMMUNICATIONS HOLDING
COMPANY, LLC; CHARTER
COMMUNICATIONS, INC.; COMCAST
CORPORATION; COX
COMMUNICATIONS, INC.; CSC
HOLDINGS LLC; INSIGHT
COMMUNICATIONS COMPANY, INC.;
KNOLOGY, INC.; MEDIACOM
BROADBAND LLC; RCN TELECOM
SERVICES, LLC; TIME WARNER CABLE
INC.; VONAGE HOLDINGS CORP.;
VONAGE AMERICA INC.; and
VONAGE MARKETING LLC,

Defendants.

Civil Action No. _____

DEMAND FOR JURY TRIAL

COMPLAINT

Plaintiff GTZM Technology Ventures Ltd. (“GTZM”) alleges as follows:

PARTIES

1. GTZM is an Israel private limited liability company with a principal place of business at 18 Messada Street, Ramat Gan 52235, Israel.

2. Defendant Atlantic Broadband Finance, LLC (“Atlantic Broadband”) is a Delaware limited liability company with a principal place of business at 1 Batterymarch Park, Suite 405, Quincy, Massachusetts 02169. Atlantic Broadband may be served via its registered agent, the Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

3. Defendant Bright House Networks, LLC (“Bright House”) is a Delaware limited liability company with a principal place of business at 5000 Campuswood Drive, East Syracuse, New York 13057. Bright House may be served via its registered agent, the Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

4. Defendant Cable One, Inc. (“Cable One”) is a Delaware corporation with a principal place of business at 1314 North 3rd Street, 3rd Floor, Phoenix, Arizona 85004. Cable One may be served via its registered agent, The Corporation Trust Company, 1209 North Orange Street, Wilmington, Delaware 19801.

5. Defendant Cequel Communications, LLC (“Cequel”) is a Delaware limited liability company with a principal place of business at 12444 Powerscourt Drive, Suite 450, St. Louis, Missouri 63131. Cequel may be served via its registered agent, The Corporation Trust Company, 1209 North Orange Street, Wilmington, Delaware 19801.

6. Defendant Charter Communications Holding Company, LLC is a Delaware limited liability company with a principal place of business at 12405 Powerscourt Drive, St. Louis, Missouri 63131. Defendant Charter Communications, Inc. is a Delaware corporation with a principal place of business at the same address. Defendants Charter Communications Holding Company and Charter Communications are hereinafter referred to collectively as “Charter.” Charter may be served via their registered agent, the Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

7. Defendant Comcast Corporation (“Comcast”) is a Pennsylvania corporation with a principal place of business at One Comcast Center, Philadelphia, Pennsylvania 19103. Comcast may be served pursuant to the Delaware long arm statute, 10 *Del. C.* § 3104.

8. Defendant Cox Communications, Inc. (“Cox”) is a Delaware corporation with a principal place of business at 1400 Lake Hearn Drive, Atlanta, Georgia 30319. Cox may be served via its registered agent, the Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

9. Defendant CSC Holdings LLC (“Cablevision”) is a Delaware limited liability company with a principal place of business at 1111 Stewart Avenue, Bethpage, New York 11714. Cablevision may be served via its registered agent, the Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

10. Defendant Insight Communications Company, Inc. (“Insight”) is a Delaware corporation with a principal place of business at 810 7th Avenue, New York, New York 10019. Insight may be served via its registered agent, The Corporation Trust Company, 1209 North Orange Street, Wilmington, Delaware 19801.

11. Defendant Knology, Inc. (“Knology”) is a Delaware corporation with a principal place of business at 1241 O.G. Skinner Drive, West Point, Georgia 31833. Knology may be served via its registered agent, the Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

12. Defendant Mediacom Broadband LLC (“Mediacom”) is a Delaware limited liability company with a principal place of business at 100 Crystal Run Road, Middletown, New York 10941. Mediacom may be served via its registered agent, The Corporation Trust Company, 1209 North Orange Street, Wilmington, Delaware 19801.

13. Defendant RCN Telecom Services, LLC (“RCN”) is a Delaware limited liability company with a principal place of business at 196 Van Buren Street, Suite 300, Herndon, Virginia 20170. RCN may be served via its registered agent, The Corporation Trust Company, 1209 North Orange Street, Wilmington, Delaware 19801.

14. Defendant Time Warner Cable Inc. (“Time Warner Cable”) is a Delaware corporation with a principal place of business at 60 Columbus Circle, New York, New York 10023. Time Warner may be served via its registered agent, The Corporation Trust Company, 1209 North Orange Street, Wilmington, Delaware 19801.

15. Defendants Vonage Holdings Corp. and Vonage America Inc. are each Delaware corporations with a principal place of business at 23 Main Street, Holmdel, New Jersey 07733. Defendant Vonage Marketing LLC is a Delaware limited liability company with a principal

place of business at the same address. Defendants Vonage Holdings, Vonage America, and Vonage Marketing are hereinafter referred to collectively as “Vonage.” Vonage may be served via their registered agent, The Corporation Trust Company, 1209 North Orange Street, Wilmington, Delaware 19801.

JURISDICTION AND VENUE

16. This action arises under the patent laws of the United States, Title 35 of the United States Code. Accordingly, this Court has subject matter jurisdiction under 28 U.S.C. §§ 1331 and 1338(a).

17. Venue is proper in this district under 28 U.S.C. §§ 1391 (b)-(d) and 1400(b) because each defendant is subject to personal jurisdiction in this district, has committed or induced acts of patent infringement in this district, or has a regular and established place of business in this district.

COUNT I

(Infringement of U.S. Patent No. 5,455,859)

18. GTZM is the owner by assignment of United States Patent No. 5,455,859 (“the ’859 patent”), entitled “Telephone Handset Interface for Device Having Audio Input.” The ’859 patent issued on October 3, 1995. A true and correct copy of the ’859 patent is attached hereto as Exhibit A.

19. Each of defendants Atlantic Broadband, Bright House, Cable One, Cequel, Charter, Comcast, Cox, Cablevision, Insight, Knology, Mediacom, RCN, and Time Warner Cable has infringed and still is infringing at least claim 15 of the ’859 patent, literally and under the doctrine of equivalents, by making, using, selling, offering to sell, or importing products and services that interface modems to telephone instruments and services that require such interfaces. Examples of such products include embedded multimedia terminal adapters (eMTAs). Examples of such services include digital telephone services.

20. Vonage has infringed and still is infringing at least claim 15 of the ’859 patent, literally and under the doctrine of equivalents, by making, using, selling, offering to sell, or

importing products and services that interface modems to telephone instruments and services that require such interfaces. Examples of such products include analog telephone adapters (ATAs). Examples of such services include digital telephone services.

21. As a result of each defendant's infringement of the '859 patent, GTZM has suffered monetary damages in an amount not yet determined, and will continue to suffer damages in the future unless each defendant's infringing activities are enjoined by this Court.

22. Unless a permanent injunction is issued enjoining each defendant and its agents, servants, employees, attorneys, representatives, affiliates, and all others acting on its behalf from infringing the '859 patent, GTZM will suffer irreparable harm.

PRAYER FOR RELIEF

GTZM prays for the following relief:

1. A judgment that each defendant has infringed the '859 patent;
2. A permanent injunction enjoining each defendant and its officers, directors, agents, servants, affiliates, employees, divisions, branches, subsidiaries, parents, and all others acting in concert or privity with it from infringing the '859 patent;
3. An accounting for damages arising from the infringement of the '859 patent by each defendant and all those in privity with it, including loss of market share;
4. An award of damages proximately caused by each defendant's acts of infringement, at least under 35 U.S.C. § 284;
5. A judgment and order finding that this is an exceptional case within the meaning of 35 U.S.C. § 285 and awarding to GTZM its reasonable attorneys' fees against each defendant;
6. An award of pre-judgment and post-judgment interest against each defendant; and
7. Any and all other relief to which GTZM may show itself to be entitled.

DEMAND FOR JURY TRIAL

GTZM demands a trial by jury on all issues so triable.

September 8, 2011

BAYARD, P.A.

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