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## Federal Court

### Recent patent infringement cases filed in U.S. District Courts

6/11/2008 10:38 PM By Marilyn Tennissen

Marshall Division, Eastern District of Texas

June 10

- Andrew Katrinecz et al vs. Adesso Inc.

Plaintiffs Andrew Katrinecz of Shalimar, Fla., and David Byrd of Round Rock claim they co-own the rights to U.S. Patent Nos. 6,199,996 and 7,284,872. The patents are for Low Power, Low Cost, Illuminated Keyboards and Keypads.

The plaintiffs allege that Adesso makes, uses, sells or imports products that infringe one or more claims of the patents, and that the infringement has been willful and deliberate.

For the patent infringement, the plaintiffs are seeking damages adequate to compensate them, no less than a reasonable royalty.

The suit also alleges that defendant has infringed the plaintiffs' copyright by copying plaintiffs' words verbatim in written works and on its Web site.

"Defendant Adesso's CEO, Allen Ku, was even quoted in a press release using text that was copied verbatim ... and published it on its Web site, specifically noting that defendant's product 'improves night vision ... enhances the computing environment by creating a relaxed, ambient atmosphere, conducive to working on those late night projects,'" the suit states. "Plaintiffs did not give permission to or otherwise authorize defendants to copy the copyrighted information."

Plaintiffs also allege that Adesso engaged in such copying knowing they did not have the legal right to do so, and in disregard of plaintiffs' rights.

Katrinecz and Byrd seek a permanent injunction, compensatory damages, treble damages, interest, attorneys' fees and other relief to which they may be entitled.

Michael C. Smith of Siebman, Reynolds, Burg, Phillips & Smith of Marshall and attorneys from Taylor, Dunham & Burgess in Austin are representing the plaintiffs.

The case has been assigned to U.S. District Judge T. John Ward.

Case No. 2:08-cv-236-TJW

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6/8/2012