

Exhibit C

MetroPCS Wireless may be served with process through its registered agent, CSC, 211 E. 7th Street, Suite 620, Austin, Texas 78701-3218. On information and belief, MetroPCS Wireless, Inc. is a subsidiary of Defendant MetroPCS Communications, Inc. Defendants MetroPCS Communications, Inc. and MetroPCS Wireless, Inc. are referred to collectively herein as “MetroPCS.”

4. Upon information and belief, Defendant MERCEDES-BENZ USA, LLC (“Mercedes-Benz”) is a Delaware limited liability company with a principal place of business in Montvale, New Jersey. Mercedes-Benz may be served with process through its registered agent, CT Corporation System, 350 N. St. Paul Street, Suite 2900, Dallas, TX 75201.

5. Upon information and belief, Defendant FORD MOTOR COMPANY (“Ford”) is a Delaware corporation with a principal place of business in Dearborn, Michigan. Ford may be served with process through its registered agent, CT Corporation System, 350 N. St. Paul Street, Suite 2900, Dallas, TX 75201.

II. JURISDICTION AND VENUE

6. This is an action for infringement of a United States patent. This Court has exclusive jurisdiction of such action under Title 28 U.S.C. § 1338(a).

7. Upon information and belief, Defendants have minimum contacts with the Tyler Division of the Eastern District of Texas such that this venue is fair and reasonable. Defendants have committed such purposeful acts and/or transactions in Texas that they reasonably should know and expect that they could be haled into this Court as a consequence of such activity. Upon information and belief, Defendants have transacted and, at the time of the filing of this Complaint, are transacting business within the Tyler Division of the Eastern District of Texas. For these reasons, personal jurisdiction exists and venue is proper in this Court under 28 U.S.C. §§ 1391(b) and (c) and 28 U.S.C. § 1400(b).

III. PATENT INFRINGEMENT

8. On November 4, 2008, United States Patent No. 7,447,508 (“the ‘508 patent”) was duly and legally issued for a “Location Based Information System.” A true and correct copy of the ‘508 patent is attached hereto as Exhibit “A” and made a part hereof.

9. By way of assignment, Plaintiff is the owner of all right, title and interest in and to the ‘508 patent, with all rights to enforce the ‘508 patent against infringers and to collect damages for all relevant times, including the right to prosecute this action.

10. On November 30, 2010, United States Patent No. 7,844,282 (“the ‘282 patent”) was duly and legally issued for a “Location Based Information System.” A true and correct copy of the ‘282 patent is attached hereto as Exhibit “B” and made a part hereof.

11. By way of assignment, Plaintiff is the owner of all right, title and interest in and to the ‘282 patent, with all rights to enforce the ‘282 patent against infringers and to collect damages for all relevant times, including the right to prosecute this action.

12. Upon information and belief, Defendants manufacture, make, have made, market, sell and/or use products and/or systems that infringe one or more claims in the ‘508 patent; and/or induce and/or contribute to the infringement of one or more of the claims in the ‘508 patent by others.

13. More specifically, MetroPCS has directly infringed at least claims 1,4, 5, 10, 13 and 14 of the ‘508 patent and continues to infringe the ‘508 patent by its manufacture, use, sale, importation, and/or offer for sale of its systems providing location based services, including but not limited to E911 services and MetroNavigator services.

14. In addition, MetroPCS has indirectly infringed and continues to indirectly infringe the ‘508 patent by inducing and/or contributing to the infringement of at least claims at least claims 1, 4, 5, 10, 13 and 14 of the ‘508 patent. Plaintiff is accusing MetroPCS’ location based service systems,

including but not limited to their E911 provision and MetroNavigator system, of indirectly infringing at least claims at least claims 1, 4, 10 and 13. End users of the accused systems, including MetroPCS and its customers who utilize the accused systems, practice the claimed invention. MetroPCS has actively and knowingly promoted and/or aided and abetted these customers' direct infringement of the '508 patent by, for example, advertising the use of the accused systems and/or providing instructions, manuals and/or other printed materials that instruct the end users of the accused systems how to use the accused systems in a way that would infringe the '508 patent. MetroPCS' design, manufacture and sale of the accused systems used for direct infringement is further evidence of its intent to induce infringement by another.

15. Mercedes-Benz has directly infringed at least claims at least claims 1, 4, 10 and 13 of the '508 patent and continues to infringe the '508 patent by its manufacture, use, sale, importation, and/or offer for sale of its systems providing location based services, including but not limited to mbrace and/or mbrace PLUS services.

16. In addition, Mercedes-Benz has indirectly infringed and continues to indirectly infringe the '508 patent by inducing and/or contributing to the infringement of at least claims 1, 4, 10 and 13 of the '508 patent. Plaintiff is accusing Mercedes-Benz's location based service systems, including but not limited to the mbrace and mbrace PLUS systems, of indirectly infringing at least claims 1, 4, 10 and 13. End users of the accused systems, including Mercedes-Benz and its customers who utilize the accused systems, practice the claimed invention. Mercedes-Benz has actively and knowingly promoted and/or aided and abetted these customer's direct infringement of the '508 patent by, for example, advertising the use of the accused systems and/or providing instructions, manuals and other printed materials that instruct the end users of the accused system how to use the accused systems in a way that would infringe the '508 patent. Mercedes-Benz's

design, manufacture and sale of the accused systems used for direct infringement is further evidence of its intent to induce infringement by another.

17. Ford has directly infringed at least claims 1, 4, 10 and 13 of the '508 patent and continues to infringe the '508 patent by its manufacture, use, sale, importation, and/or offer for sale of its systems providing location based services, including but not limited to Sync Traffic, Directions and Information system.

18. In addition, Ford has indirectly infringed and continues to indirectly infringe the '508 patent by inducing and/or contributing to the infringement of at least claims 1, 4, 10 and 13 of the '508 patent. Plaintiff is accusing Ford's location based service systems, including but not limited to the Sync Traffic, Directions and Information system, of indirectly infringing at least claims 1, 4, 10 and 13. End users of the accused systems, including Ford and its customers who utilize the accused systems, practice the claimed invention. Ford has actively and knowingly promoted and/or aided and abetted these customers' direct infringement of the '508 patent by, for example, advertising the use of the accused systems and/or providing instructions, manuals and other printed materials that instruct the end users of the accused system how to use the accused systems in a way that would infringe the '508 patent. Ford's design, manufacture and sale of the accused systems used for direct infringement is further evidence of its intent to induce infringement by another.

19. Upon information and belief, MetroPCS manufactures, makes, has made, markets, sells and/or uses products and/or systems that infringe one or more claims of the '282 patent; and/or induces and/or contributes to the infringement of one or more of the claims in the '282 patent by others.

20. MetroPCS has directly infringed at least claims 1, 4, 9 and 12 of the '282 patent and continues to infringe the '282 patent by its manufacture, use, sale, importation, and/or offer for sale

of its systems providing location based services, including but not limited to E911 services and MetroNavigator services.

21. In addition, MetroPCS has indirectly infringed and continues to indirectly infringe the '282 patent by inducing and/or contributing to the infringement of at least claims 1, 4, 9 and 12 of the '282 patent. Plaintiff is accusing MetroPCS' location based service systems, including but not limited to their E911 provision and MetroNavigator system, of indirectly infringing at least claims 1, 4, 9 and 12 of the '282 patent. End users of the accused systems, including MetroPCS and its customers who utilize the accused systems, practice the claimed invention. MetroPCS has actively and knowingly promoted and/or aided and abetted these customer's direct infringement of the '282 patent by, for example, advertising the use of the accused systems and/or providing instructions, manuals and other printed materials that instruct the end users of the accused systems how to use the accused systems in a way that would infringe the '282 patent. MetroPCS' design, manufacture and sale of the accused systems used for direct infringement is further evidence of its intent to induce infringement by another.

22. For both patents, Plaintiff reserves the right to assert additional claims.

23. Plaintiff has been damaged as a result of Defendants' infringing conduct. Defendants are, thus, liable to Plaintiff in an amount that adequately compensates for their infringement, 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.

24. Upon information and belief, Defendants will continue their infringement of the '508 patent and MetroPCS will continue its infringement of the '282 patent unless enjoined by the Court. Defendants' infringing conduct has caused Plaintiff irreparable harm and will continue to cause such harm without the issuance of an injunction.

IV. JURY DEMAND

Plaintiff hereby requests a trial by jury pursuant to Rule 38 of the Federal Rules of Civil Procedure.

V. PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests that the Court find in its favor and against Defendants, and that the Court grant Plaintiff the following relief:

- a. Judgment that one or more claims of United States Patent No. 7,447,508 have been infringed, either literally and/or under the doctrine of equivalents, by Defendants and/or by others to whose infringement Defendants have contributed to and/or by others whose infringement has been induced by Defendants;
- b. Judgment that one or more claims of United States Patent No. 7,844,282 have been infringed, either literally and/or under the doctrine of equivalents, by MetroPCS and/or by others to whose infringement MetroPCS Communications and MetroPCS Wireless has contributed to and/or by others whose infringement has been induced by MetroPCS Communications and MetroPCS Wireless;
- c. Judgment that Defendants account for and pay to Plaintiff all damages to and costs incurred by Plaintiff because of Defendants' infringing activities and other conduct complained of herein;
- d. That Defendants' infringement be found to be willful from the time Defendants became aware of the infringing nature of its services, which is the time of filing of Plaintiff's Complaint at the latest, and that the Court award treble damages for the period of such willful infringement pursuant to 35 U.S.C. § 284.
- e. That Plaintiff be granted pre-judgment and post-judgment interest on the damages caused by Defendants' infringing activities and other conduct complained of herein;
- f. That the Court declare this an exceptional case and award Plaintiff its reasonable attorney's fees and costs in accordance with 35 U.S.C. § 285;
- g. That Defendants be permanently enjoined from any further activity or conduct that infringes one or more claims of United States Patent No. 7,447,508;
- h. That MetroPCS Communications and MetroPCS Wireless be permanently enjoined from any further activity or conduct that infringes one or more claims of United States Patent No. 7,844,282; and

- i. That Plaintiff be granted such other and further relief as the Court may deem just and proper under the circumstances.

Dated: April 11, 2011.

Respectfully submitted,

/s/ Jonathan T. Sider
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