

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

GRANDEYE LIMITED,

Plaintiff,

v.

IMMERVISION,

Defendant.

§
§
§
§
§
§
§
§
§

Case No. 1:11-cv-251

Jury Trial Demanded

ORIGINAL COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff Grandeye Limited files this Original Complaint for Patent Infringement.

PARTIES

1. Plaintiff Grandeye Limited (“Grandeye”) is a limited company existing under the laws of the United Kingdom having its principal place of business at 6 Huxley Road, Guildford GU2 7RE, United Kingdom.

2. Defendant Immervision is believed to be a Canadian entity having its principal place of business at 2020 University, Suite 2320 Montreal, Quebec H3A 2A5 Canada.

JURISDICTION AND VENUE

3. This is a civil action for patent infringement arising under the patent laws of the United States, Title 35, United States Code, including 35 U.S.C. §§ 1331 and 1338(a).

4. Upon information and belief, Immervision transacts business within this State and this District. Immervision sells and/or supports products that fall within one or more of Grandeye’s claims in this District. In addition, Immervision has a distribution agreement with Northern Video Systems, which maintains a sales and distribution center in Lockhart, Texas. Immervision is therefore subject to the personal jurisdiction of this Court.

5. Venue is proper in this judicial district under 28 U.S.C. §§ 1391(d) and 1400, because Immervision is an alien entity.

GENERAL ALLEGATIONS

6. Plaintiff Grandeye is the owner by assignment of, and holds all right, title, and interest in, U.S. Patent No. 7,542,035, entitled “Method for Interactively Viewing Full-Surround Image Data and Apparatus Therefor,” invented by Ford Oxaal and granted June 2, 2009 (the “‘035 Patent”). A copy of the ‘035 Patent is attached as Exhibit A to this Complaint.

7. Plaintiff Grandeye is the owner by assignment of, and holds all right, title, and interest in, U.S. Patent No. 6,243,099, entitled “Method for Interactively Viewing Full-Surround Image Data and Apparatus Therefor,” invented by Ford Oxaal and granted June 5, 2001 (the “‘099 Patent”). A copy of the ‘099 Patent is attached as Exhibit B to this Complaint.

8. The ‘035 and ‘099 Patents relate to methods for displaying distorted images taken by certain types of lenses, for example, a “fish-eye” camera lens and producing an undistorted image from the original image. This process is sometimes referred to as “de-warping.” These methods have particular application in security camera systems that employ cameras with fish-eye lenses and other lenses that naturally produce distorted images.

9. In the course of its business operations, Immervision uses the methods and apparatuses falling within one or more claims of the ‘035 and ‘099 Patents.

10. Immervision infringes the ‘035 and ‘099 Patents directly, contributorily and/or by active inducement by importing, manufacturing, using, marketing, distributing, selling, and/or support products and/or services that fall within one or more claims of the ‘035 and ‘099 Patents.

COUNT I
Infringement of the '035 Patent

11. Grandeye repeats and re-alleges the allegations in the foregoing paragraphs as though fully set forth herein.

12. Immervision has infringed and continues to infringe the '035 Patent in this District and elsewhere in the United States by its manufacture, importation, sale, offering for sale, and/or use of the claimed method of the '035 Patent without authority or license of Greandeye.

13. Immervision has contributorily infringed and/or induced others to infringe and continue to contributorily infringe and/or to induce others to infringe the '035 Patent in this District and elsewhere in the United States by their manufacture, importation, sale, offering for sale, and/or use of the claimed method of the '035 Patent. In particular, Immervision manufactures and sells camera surveillance systems that employ "fish-eye," "360°," "panamorph" and other types of lenses that produce distorted images. Immervision uses so-called "immersive software algorithms" as part of these systems, and as a part of its "PURE Player" and "PURE TOOLS" products to "de-warp" this and other imagery.

14. Immervision's acts have caused, and unless restrained and enjoined, will continue to cause, irreparable injury and damage to Grandeye and its affiliates, for which there is no adequate remedy at law. Unless enjoined by this Court, Immervision will continue to infringe the '035 Patent.

COUNT II
Infringement of the '099 Patent

15. Grandeye repeats and re-alleges the allegations in the foregoing paragraphs as though fully set forth herein.

16. Immervision has infringed and continues to infringe the '099 Patent in this District and elsewhere in the United States by their manufacture, importation, sale, offering for sale, and/or use of the claimed method of the '099 Patent without authority or license of Greandeye.

17. Immervision has contributorily infringed and/or induced others to infringe and continue to contributorily infringe and/or to induce others to infringe the '099 Patent in this District and elsewhere in the United States by their manufacture, importation, sale, offering for sale, and/or use of the claimed method of the '099 Patent. In particular, Immervision manufactures and sells camera surveillance systems that employ "fish-eye," "360°," "panamorph" and other types of lenses that produce distorted images. Immervision uses so-called "immersive software algorithms" as part of these systems, and as a part of its "PURE Player" and "PURE TOOLS" products to "de-warp" this and other imagery.

18. Immervision's acts have caused, and unless restrained and enjoined, will continue to cause, irreparable injury and damage to Grandeye and its affiliates, for which there is no adequate remedy at law. Unless enjoined by this Court, Immervision will continue to infringe the '099 Patent.

DEMAND FOR A JURY TRIAL

19. Pursuant to Rule 38 of the Federal Rules of Civil Procedure, Plaintiff Grandeye demands trial by jury on all issue so triable.

PRAYER FOR RELIEF

WHEREFORE, in view of the foregoing, Plaintiff Grandeye seeks the following relief from this Court:

- a finding that Immervision infringes U.S. Patent No. 7,542,035;

- a finding that Immervision infringes U.S. Patent No.6,243,099;
- that Immervision and its parents, affiliates, subsidiaries, officers, agents, servants, employees, attorneys, successors, and assigns, and all those persons in active concert or participation with them, or any of them, be enjoined from making, importing, using, offering for sale, selling, or causing to be sold any product or service falling within the scope of any claims of the '035 Patent, or otherwise infringing or contributing to or inducing infringement of any claim of the '035 Patent;
- that Grandeye be awarded damages in an amount to be determined at trial and in any event not less than a reasonable royalty;
- that Grandeye be awarded pre-judgment interest and post-judgment interest at the maximum rate allowed by law;
- that Grandeye be awarded its reasonable attorneys' fees and costs of court; and
- that Grandeye be awarded such other and further relief as the Court deems just and proper.

Dated: March 30, 2011

Respectfully submitted,

/s/ Paul V. Storm

Paul V. Storm

State Bar No. 19325350

STORM LLP

901 Main Street, Suite 7100

Dallas, TX 75202

Telephone: (214) 347-4700

Facsimile: (214) 347-4799

paulstorm@stormllp.com

mperdue@stormllp.com

**ATTORNEYS FOR PLAINTIFF
GRANDEYE LTD.**