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12 BROADCOM CORPORATION and AVAGO  
TECHNOLOGIES INTERNATIONAL SALES  
13 PTE. LIMITED.

14 UNITED STATES DISTRICT COURT  
15 CENTRAL DISTRICT OF CALIFORNIA  
16 SOUTHERN DIVISION

17 BROADCOM CORPORATION and  
18 AVAGO TECHNOLOGIES  
INTERNATIONAL SALES PTE.  
19 LIMITED,

20 Plaintiffs,

21 v.

22 NETFLIX, INC.,

23 Defendant.

Case No. 8:20-cv-529

**COMPLAINT FOR PATENT  
INFRINGEMENT**

**DEMAND FOR JURY TRIAL**

1 Plaintiffs Broadcom Corporation (“Broadcom Corp.”) and Avago  
2 Technologies International Sales Pte. Limited (“Avago”) (collectively, the  
3 “Broadcom Entities”) file this Complaint for Patent Infringement against Defendant  
4 Netflix, Inc. (“Netflix”) and allege as follows:

5 **NATURE OF THIS ACTION**

6 1. This complaint alleges patent infringement. The Broadcom Entities  
7 allege that Netflix has infringed and continues to infringe, directly and/or indirectly,  
8 eight patents: U.S. Patent Nos. 7,266,079 (the “’079 Patent”); 8,259,121 (the “’121  
9 Patent”); 8,959,245 (the “’245 Patent”); 8,270,992 (the “’992 Patent”); 6,341,375  
10 (the “’375 Patent”); 8,572,138 (the “’138 Patent”); 6,744,387 (the “’387 Patent”);  
11 6,982,663 (the “’663 Patent”); and 9,332,283 (the “’283 Patent”). Copies of these  
12 patents (collectively, the “Patents-in-Suit”) are attached hereto as **Exhibits A-I**.

13 2. The Patents-in-Suit cover foundational technologies that are essential  
14 to various aspects of Netflix’s video streaming service, and the systems that Netflix  
15 uses to support this service.

16 3. Netflix directly infringes the Patents-in-Suit by making, using, offering  
17 to sell, selling, and/or importing into the United States internet video streaming  
18 technology, software, and services that practice the inventions claimed in the  
19 Patents-in-Suit. Netflix directs and controls each relevant aspect of the accused  
20 technology discussed herein, and benefits from the use of each feature that infringes  
21 the Patents-in-Suit.

22 4. Netflix indirectly infringes the Patents-in-Suit by inducing its  
23 consumer end-users to directly infringe these patents. For example, Netflix induces  
24 infringement by providing software (e.g., the Netflix application) that, when used  
25 by consumers or other content viewers to stream digital content to televisions,  
26 personal computers, phones, tablets, and other devices, as directed and intended by  
27 Netflix, causes those end-users to use and practice the inventions claimed in the  
28 Patents-in-Suit.

1 5. The Broadcom Entities seek damages and other relief for Netflix’s  
2 infringement of the Patents-in-Suit.

3 **PARTIES**

4 6. Plaintiff Broadcom Corporation is a California corporation  
5 headquartered at 1320 Ridder Park Drive, San Jose, California 95131. Broadcom  
6 Corp. maintains offices within the Central District of California at 15101 Alton  
7 Parkway, Irvine, California 92618. Broadcom Corp. is an indirect subsidiary of  
8 Broadcom, Inc.

9 7. Plaintiff Avago Technologies International Sales Pte. Ltd. is a  
10 corporation formed under the laws of Singapore with places of business at 1320  
11 Ridder Park Dr., San Jose, California 95131 and 1 Yishun Avenue 7, Singapore  
12 768923. Avago is also an indirect subsidiary of Broadcom, Inc.

13 8. Defendant Netflix, Inc. is a Delaware corporation that maintains its  
14 principal place of business and global headquarters at 100 Winchester Circle, Los  
15 Gatos, 95032.

16 9. Netflix maintains regular and established places of business in this  
17 District, including an office at 5808 Sunset Blvd., Los Angeles, CA 90028, where  
18 Netflix employs hundreds of people. According to Netflix’s website, the Los  
19 Angeles office “is the entertainment hub for Netflix with teams such as Content,  
20 Legal, Marketing & Publicity and is located on the Sunset Bronson Studio Lot  
21 where a variety of Netflix content is created.”<sup>1</sup>

22 10. Netflix may be served through its registered agent for service of  
23 process in California: CT Corporation System, 818 W. Seventh St, Suite 930, Los  
24 Angeles, CA 90017.

25 11. Netflix claims to be a global leader in streaming digital video content.  
26 Netflix streams videos of various types, such as films and television series, to over  
27

28 <sup>1</sup> <https://jobs.netflix.com/locations/los-angeles-california>

1 158 million paid members in over 190 countries. Upon information and belief,  
2 Netflix designs, operates, tests, manufactures, uses, offers for sale, sells, and/or  
3 imports into the United States—including into the Central District of California—  
4 internet video streaming software, systems, and services that generate billions of  
5 dollars of revenue for Netflix each year.

### 6 **JURISDICTION AND VENUE**

7 12. The Broadcom Entities bring this civil action for patent infringement  
8 under the Patent Laws of the United States, 35 U.S.C. § 1 et. seq., including 35  
9 U.S.C. §§ 271, 281-285. This Court has subject matter jurisdiction over this action  
10 pursuant to 28 U.S.C. §§ 1331 and 1338.

11 13. The Broadcom Entities' claims for relief arise, at least in part, from  
12 Netflix's business contacts and other activities in the State of California and in this  
13 District. Upon information and belief, Netflix has committed acts of infringement  
14 within this District and the State of California by making, using, selling, offering  
15 for sale, and/or importing into the United States and this District products, systems,  
16 and services that infringe one or more claims of the Patents-in-Suit as set forth  
17 herein. Further, Netflix induces others within this District to infringe one or more  
18 claims of the Patents-in-Suit.

19 14. Venue is proper in this district and division under 28 U.S.C. §§  
20 1391(b)-(d) and 1400(b) because Netflix has committed acts of infringement in the  
21 Central District of California and has a regular and established physical place of  
22 business in Los Angeles, part of the Central District. Upon information and belief,  
23 Netflix employs engineers and technical professionals of many disciplines at its Los  
24 Angeles facility.

### 25 **FACTUAL BACKGROUND**

26 15. Henry Samueli and Henry Nicholas founded Broadcom in 1991 in Los  
27 Angeles, California. Since then, Broadcom has grown to be a global technology  
28 company that produces category-leading semiconductor and infrastructure software

1 solutions. Among other things, Broadcom provides one of the industry's broadest  
2 portfolios of highly integrated semiconductor chips that seamlessly deliver voice,  
3 video, data, and multimedia connectivity in the home, office, and mobile  
4 environments. From its headquarters in San Jose, California, Broadcom has  
5 expanded its footprint across the United States and around the world, employing  
6 thousands of individuals globally and in the United States. An overview of  
7 Broadcom's history can be found on its website at:

8 <https://www.broadcom.com/company/about-us/company-history/>.

9 16. Broadcom's continued success depends in substantial part upon its  
10 constant attention to research and development. Broadcom and its subsidiaries  
11 spend billions of dollars on research and development for their products each year.  
12 Because of this focus, Broadcom has produced a wide range of novel technologies  
13 and inventions that are directed to advancements in, among other things,  
14 semiconductor design and digital communications, digital content distribution,  
15 enterprise and data center networking, home connectivity, set top boxes,  
16 infrastructure software, and other technologies integral to business and consumer  
17 settings across the United States and throughout the world.

18 17. Broadcom relies on the patent system as an important part of its  
19 intellectual property program to protect the valuable technology and inventions  
20 resulting from its research and development efforts. The Broadcom Entities and  
21 their related entities have tens of thousands of patents in the United States and  
22 abroad.

23 18. In addition to their internally developed inventions and associated  
24 intellectual property, the Broadcom group of companies have acquired technology  
25 and intellectual property through mergers and acquisition with other major  
26 technology companies, such as the Avago family of companies, LSI, Brocade, CA,  
27 Inc. (formerly known as Computer Associates International, Inc.), and Symantec's  
28 enterprise business.

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