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11				
12				
13	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA			
14	NORTHERN DISTRICT OF CALIFORNIA OAKLAND DIVISION			
15	HYPERMEDIA NAVIGATION LLC,	Case No. 4:18-	CV-00670-HSG	
16	Plaintiff,	SECOND AM SUPPLEMEN	ENDED AND TAL COMPLAINT	
17	v.	JURY TRIAL	DEMANDED	
18	MICROSOFT CORPORATION,			
19 20	Defendant.			
20 21				
21	SECOND AMENDED AND SUPPLEMENTAL COMPLAINT			
22	This is an action for patent infringement in which Hypermedia Navigation LLC			
24	("Hypermedia") makes the following allegations against Microsoft Corporation ("Defendant"):			
25	PARTIES			
26	1. Hypermedia Navigation LLC is a Texas limited liability company with a principle			
	1. Hypermedia Navigation LLC is a	Texas limited lia	bility company with a principle	
27	1. Hypermedia Navigation LLC is a place of business located at 5068 W. Plano Parkw			

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1	
2	2. Microsoft Corporation is a corporation organized and existing under the laws of
3	Washington, with its principal place of business located at 1 Microsoft Way, Redmond, WA 98052.
4	Defendant may be served with process through its registered agent, Corporation Service Company,
5	300 Deschutes Way SW, Ste. 304, Tumwater, WA 98501.
6	JURISDICTION AND VENUE
7	
8	3. This is an action for infringement of a United States patent arising under 35 U.S.C.
9	§§ 271(a)-(b), 281, and 284 - 85. This Court has subject matter jurisdiction over this action under
10	28 U.S.C. §1331 and §1338(a).
11	4. Venue is proper in this district pursuant to 28 U.S.C. § 1400(b). Defendant has
12	consented to venue in this district and furthermore, maintains a regular place of business within this
13	Judicial District at 1288 Pear Avenue, Mountain View, CA 94043, and has committed acts of
14	infringement within this Judicial District pursuant to 35 U.S.C. § 271(a) and (b), <i>i.e.</i> , by directly
15	infringing the Patents-in-Suit when its employees use the Accused Instrumentalities as detailed
16 17	below, and by inducing its users in this District to use the Accused Instrumentalities as detailed
17	below.
19	
	5. Defendant is subject to this Court's specific and general personal jurisdiction
20	pursuant to due process and/or the California Long Arm Statute, due at least to Defendant's
21 22	substantial business in this forum, including: (i) at least a portion of the infringements alleged
22	herein; and (ii) regularly doing or soliciting business, engaging in other persistent courses of
24	conduct, and/or deriving substantial revenue from goods and services provided to individuals in
25	California and in this district.
26	THE HYPERMEDIA PATENTS
27	6. The Hypermedia Patents disclose the solution to a problem created by internet web
28	navigation which lacked linear navigation for media elements such as television shows, movies,

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radio programs, concert viewings, which were increasingly unorganized with virtually unlimited
 number of choices, for example, searching for a content on the search term "President" in December
 1998 on www.Facebook.com would yield non-linear results.

5

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1

7. In 1998, one of the major search engines, Yahoo!'s search engine provided this simple categorical home page with no media content navigation.

8	http://www.yahoo.com:80/	Go	JUL DEC JAN		
9	الديكي محمد المحمد منظر بعد من العلم من الطل من عالم التي المحمل ال	والألاف أكراط معامد عدده	<b>12</b> 1997 <b>1998</b> 2000		
10		00.00			
10	New Cool	Today's News More Yahoos			
11	Yahoo! Games chess, hearts, spades	rbis STORE Yahoo! Trave book a flight	1		
12		Search options			
13	Yahoo! Mail - free email account	t - use it from home, school, work			
14	<u>Yellow Pages - People Search - Maps -</u> Shopping - My Yahool - News - Spor				
1.	Arts and Humanities	News and Media [Xtra!]			
15	Architecture, Photography, Literature,	Current Events, Magazines, TV, News	spapers		
16	<ul> <li>Business and Economy [Xtra!] Companies, Finance, Employment</li> </ul>	<ul> <li><u>Recreation and Sports [Xtra!]</u> Sports, Games, Travel, Autos, Outdoo</li> </ul>			
17					
18	<ul> <li><u>Computers and Internet</u> [Xtra!] Internet, WWW, Software, Multimedia</li> </ul>	<ul> <li><u>Reference</u> Libraries, <u>Dictionaries</u>, <u>Phone Number</u></li> </ul>	<u>15</u>		
	Education	Regional			
19	Universities, K-12, College Entrance	Countries, Regions, U.S. States			
20	Entertainment [Xtra!]	<u>Science</u>			
21	Cool Links, Movies, Music, Humor	CS, Biology, Astronomy, Engineering			
22	<ul> <li>Government Military, Politics [Xtra!], Law, Taxes</li> </ul>	<ul> <li><u>Social Science</u> Anthropology, Sociology, Economics.</li> </ul>			
22	Sumary, Points (Attai), Law, Bacs				
23	<ul> <li><u>Health</u> [Xtra1] Medicine, Drugs, Diseases, Fitness</li> </ul>	<ul> <li><u>Society and Culture</u> People, Environment, Religion</li> </ul>			
24					
25	What's New - Weekly Picks - Today's Web Events - Yahoo! Internet Life Yahooligans! for Kids -Visa Shopping Guide - Yahoo! Style - 3D Stock Viewer				
	World Yahoos Australia & NZ - Canada - De		1		
26	Norway - SE Asia - Sweden - UK & Ireland Yahoo! Metros Atlanta - Austin - Boston - Chicago - Dallas / Fort Worth - Los Angeles				
27	Get Local Miami - Minneapolis / St. Paul - New York - S.F. Bay - Seattle - Wash D.C.				
28	Smart Shopping with VISA				
	How to Suggest a Site - Company Info - Openi	ngs at Yahoo! - Contributors - Yahoo! How	<u>To</u>		

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1	
2	8. Search results through browsers were lists of links with no linear navigation for
3	media elements such as videos, images, and/or audio files or websites, for example, a search result
4	for president would look like this in 1999:
5	
6	27 Ag (1902-37 Inc.200)  The presentation  The p
7	Categories Web Stee Web Paces Related News Net Events Yaboo! Category Matches (1-20 of 46)
8	Government > U.S. Government > Executive Branch > Clinton Administration > Independent Course Univestigations > Kenneth Star: Investigation of President and Hillary Rodham Clinton Government > U.S. Government > Executive Branch > Departments and Agencies > Executive Office of the President
9	Business and Economy > Companies > Gambling > Casinos > President Riverhoat Casino Society and Culture > Holidays and Observances > President's Day
10	Entertainment > Movies and Film > Titles > Concedy > American President. The Arts > Humanities > History > 20th Century > 1970s > Waterpate > All The President's Men
11	Government > U.S. Government > Executive Branch > Clinton Administration > Vice President Al Gore Entertainment > Movies and Film > Titles > Drama > All The President's Men
12	Entertainment > Humor > By Topic > Computers and Internet > Microsoft > Gates, Bill >> Bill Gates, for President Recreation > Sports > Triathlon >> Computitions >> President's Choice Triathlon Series Regional > Countries > Macedonia, Former Yugoslav, Republic of > Government >> Kiro Gligorov, President of Macedonia
	Full Coverage > US > Presidential Election 2000 Arta > Humanities > History > US. History > People > Presidents
13	Gevernment > U.S. Government > Politics > Republican Party > 2000 Presidential Election Government > U.S. Government > Politics > Elections > Presidential Elections
14	Covernment > U.S. Government > Politics > Elections > 1996 U.S. Elections > Presidential Election Government > U.S. Government > Politics > Parties > Republican Party > 1996 Presidential Election
15	Government > U.S. Government > Politics > Humor > 2000 Presidential Election Government > U.S. Government > Politics > Humor > 1996 Presidential Election
16	Net Events > Government > Politics > 2000 US Presidential Elections Next 20 Matches
17	Categories         Web Stop         Web Pages         Related News         Net Events           president         Next Search indusced search - lodg
18	Other Search Engines Alta Yint - Golla.com - Hotlin - Infonck - Daja.com - More Yellow Pages - Beeple Search - City Maps - Get Local - Joshy's Web Events & Chat - Image Surfer - More Yaltows
19	Copyright © 1994-1999 Koboo' Inc. All Roghts Reserved <u>Company Information</u> - <u>Help</u> - <u>Search Feedback</u>
20	9. The Hypermedia patents solved this problem by creating a linear navigation
21	resource program to navigate media elements by pulling multiple media elements from multiple
22	hypermedia resources from multiple remote information nodes and provides them to the subscriber
23	station through an interface which provides presentation of a media element and a linear navigation
24	through a path of additional media elements. The inventive linear navigation resource program
25	
26	permits a user to view media content and filter search results from a plurality of websites without
27	having to leave the website.
28	10. On June 3, 2008, United States Patent No. 7,383,323 (the "323 Patent") was duly
	and legally issued by the United States Patent and Trademark Office for an invention titled "System

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1	
2	and Method for Creating and Navigating a Linear Hypermedia Resource Program." A true and
3	correct copy of the '323 patent is attached hereto as Exhibit A.
4	11. On June 3, 2008, United States Patent No. 7,383,324 (the "324 Patent") was duly
5	and legally issued by the United States Patent and Trademark Office for an invention titled "System
6	and Method for Creating and Navigating a Linear Hypermedia Resource Program." A true and
7 8	correct copy of the '324 patent is attached hereto as Exhibit B.
o 9	12. On September 9, 2008, United States Patent No. 7,424,523 (the "523 Patent") was
10	duly and legally issued by the United States Patent and Trademark Office for an invention titled
11	"System and Method for Creating and Navigating a Linear Hypermedia Resource Program." A true
12	and correct copy of the '523 patent is attached hereto as Exhibit C.
13	
14	13. On January 13, 2009, United States Patent No. 7,478,144 (the "'144 Patent") was
15	duly and legally issued by the United States Patent and Trademark Office for an invention titled
16	"System and Method for Creating and Navigating a Linear Hypermedia Resource Program." A true
17	and correct copy of the '144 patent is attached hereto as Exhibit D.
18	14. On August 3, 2010, United States Patent No. 7,769,830 (the "'830 Patent") was duly
19	and legally issued by the United States Patent and Trademark Office for an invention titled "System
20	and Method for Creating and Navigating a Linear Hypermedia Resource Program." A true and
21	correct copy of the '830 patent is attached hereto as Exhibit E.
22	15. On August 21, 2012, United States Patent No. 8,250,173 (the "'173 Patent") was
23 24	duly and legally issued by the United States Patent and Trademark Office for an invention titled
24	
25	"System and Method for Creating and Navigating a Linear Hypermedia Resource Program." A true
26	and correct copy of the '173 patent is attached hereto as Exhibit F.
27	16. On July 14, 2015, United States Patent No. 9,083,672 (the "'672 Patent") was duly
28	and legally issued by the United States Patent and Trademark Office for an invention titled "System

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