

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CORETEK LICENSING LLC,

Plaintiff,

v.

ALASKA COMMUNICATIONS SYSTEMS
GROUP, INC.,

Defendant.

C.A. No: 21-1840-MN-CJB

JURY TRIAL DEMANDED

**DEFENDANT ALASKA COMMUNICATIONS SYSTEMS GROUP, INC.'S
ANSWER, AFFIRMATIVE DEFENSES, AND COUNTERCLAIMS
TO PLAINTIFF'S COMPLAINT**

Defendant Alaska Communications Systems Group, Inc. (“ACS Group”)¹ files this Answer, Affirmative Defenses, and Counterclaims to Plaintiff Coretek Licensing LLC’s (“Plaintiff” or “Coretek”) Complaint. ACS Group denies the allegations and characterizations in Plaintiff’s Complaint unless expressly admitted in the following paragraphs.²

NATURE OF THE ACTION

1. ACS Group admits that the Complaint purports to set forth an action for infringement under the Patent Laws of the United States, 35 U.S.C. §§ 271, *et seq.*, and that Plaintiff purports to seek damages and injunctive relief. ACS Group further admits that a purported copy of U.S. Patent Nos. 8,861,512 (“the ‘512 Patent”), 9,173,154 (“the ‘154 Patent”), and 9,591,551 (“the ‘551 Patent”) (collectively the “Asserted Patents) U.S. Patent No. 7,373,515 (the

¹ Coretek Licensing LLC sued and served the incorrect entity. ACS Group is a holding company that does not commercialize the accused product, Alaska Voice. The correct party to this suit is Alaska Communications Internet, LLC, an Alaska corporation. Despite Coretek’s improper service and incorrect party naming, ACS Group is responding to Coretek’s lawsuit.

² For avoidance of doubt, ACS Group denies liability for all allegations of patent infringement included or implied in the introductory paragraph or in any headings of the Complaint.

“515 patent”) is attached to the Complaint as Exhibit A. ACS Group denies it has committed or is committing acts of infringement and denies Plaintiff is entitled to any relief. ACS Group denies any remaining allegations in Paragraph 1 of the Complaint.

THE PARTIES

2. ACS Group is without knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 2, and therefore denies them.

3. ACS Group admits that it is a corporation organized under the laws of Delaware, having an address at 600 Telephone Avenue, Anchorage, Alaska 99503. ACS Group further admits that ACS Group may be served with process c/o Cogency Global, Inc., 850 New Burton Road – Suite 201, Dover, Delaware 19904.

4. ACS Group admits that it derives a portion of its revenue from sales and distribution of products located on the www.alaskacommunications.com website. ACS Group denies it has committed or is committing acts of infringement and denies Plaintiff is entitled to any relief. ACS Group denies the remaining allegations in Paragraph 4 of the Complaint.

JURISDICTION AND VENUE

5. ACS Group admits that the Complaint purports to set forth an action for infringement under the Patent Laws of the United States, 35 U.S.C. § 271, *et seq.*, but ACS Group denies it has committed or is committing acts of infringement and denies Plaintiff is entitled to any relief.

6. ACS Group admits that this Court has subject matter jurisdiction under 28 U.S.C. §§ 1331 and 1338(a).

7. ACS Group does not contest whether personal jurisdiction over it properly lies in this judicial district in this case. ACS Group denies it has committed or is committing acts of

infringement and denies Plaintiff is entitled to any relief. ACS Group denies any remaining allegations in Paragraph 7 of the Complaint.

8. ACS Group does not contest whether personal jurisdiction over it properly lies in this judicial district in this case. ACS Group denies it has committed or is committing acts of infringement and denies Plaintiff is entitled to any relief. ACS Group denies any remaining allegations in Paragraph 8 of the Complaint.

9. ACS Group does not contest venue because ACS Group resides in this district through its incorporation. ACS Group denies the remaining allegations in Paragraph 9 of the Complaint.

[ALLEGED] FACTUAL ALLEGATIONS

10. ACS Group admits that a purported copy of the '512 Patent is attached to the Complaint as Exhibit A, and that the face of the patent indicates that it is entitled "METHOD OF ENABLING A WIRELESS DEVICE TO MAKE A NETWORK CONNECTION WITHOUT USING A NETWORK OPERATOR'S HOME LOCATION REGISTER." ACS Group is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations in Paragraph 10, and therefore denies them.

11. ACS Group is without knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 11, and therefore denies them.

12. ACS Group is without knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 12, and therefore denies them.

13. ACS Group denies that the claims of the '512 Patent comprise any "invention," and on the basis, denies the allegations in Paragraph 13.

14. ACS Group admits that the '512 Patent speaks for itself, but denies any characterizations inconsistent therewith. ACS Group denies any remaining allegations in Paragraph 14 of the Complaint.

15. ACS Group admits that the '512 Patent speaks for itself, but denies any characterizations inconsistent therewith.

16. ACS Group admits that the '512 Patent speaks for itself, but denies any characterizations inconsistent therewith.

17. ACS Group admits that the '512 Patent speaks for itself, but denies any characterizations inconsistent therewith.

18. ACS Group admits that the '512 Patent speaks for itself, but denies any characterizations inconsistent therewith.

19. ACS Group admits that the '512 Patent speaks for itself, but denies any characterizations inconsistent therewith.

20. ACS Group admits that the '512 Patent speaks for itself, but denies any characterizations inconsistent therewith.

21. ACS Group admits that the '512 Patent speaks for itself, but denies any characterizations inconsistent therewith.

22. ACS Group denies the allegations in Paragraph 22.

23. ACS Group admits that a purported copy of the '154 Patent is attached to the Complaint as Exhibit B, and that the face of the patent indicates that it is entitled "METHOD OF ENABLING A WIRELESS DEVICE TO MAKE A NETWORK CONNECTION WITHOUT USING A NETWORK OPERATOR'S HOME LOCATION REGISTER." ACS Group is without

knowledge or information sufficient to form a belief as to the truth of the remaining allegations in Paragraph 23, and therefore denies them.

24. ACS Group is without knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 24, and therefore denies them.

25. ACS Group is without knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 25, and therefore denies them.

26. ACS Group denies that the claims of the '154 Patent comprise any "invention," and on the basis, denies the allegations in Paragraph 26.

27. ACS Group admits that the '154 Patent speaks for itself, but denies any characterizations inconsistent therewith. ACS Group denies any remaining allegations in Paragraph 27 of the Complaint.

28. ACS Group admits that the '154 Patent speaks for itself, but denies any characterizations inconsistent therewith. ACS Group denies any remaining allegations in Paragraph 28 of the Complaint.

29. ACS Group admits that the '154 Patent speaks for itself, but denies any characterizations inconsistent therewith. ACS Group denies any remaining allegations in Paragraph 29 of the Complaint.

30. ACS Group admits that the '154 Patent speaks for itself, but denies any characterizations inconsistent therewith. ACS Group denies any remaining allegations in Paragraph 30 of the Complaint.

31. ACS Group admits that the '154 Patent speaks for itself, but denies any characterizations inconsistent therewith. ACS Group denies any remaining allegations in Paragraph 31 of the Complaint.

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