

II. JURISDICTION AND VENUE

3. This Court has original subject-matter jurisdiction over the entire action pursuant to 28 U.S.C. §§ 1331 and 1338(a) because Plaintiff's claim arises under an Act of Congress relating to patents, namely, 35 U.S.C. § 271.

4. This Court also has original subject-matter jurisdiction over the entire action pursuant to 28 U.S.C. § 1332(a)(1) because Plaintiff is a limited liability company organized under the laws of the State of Texas and Defendants are a Florida limited liability company with a principal, physical place of business in Florida. The matter in controversy exceeds the sum or value of \$75,000, exclusive of interest and costs.

5. This Court has personal jurisdiction over Defendant because: (i) Defendant is present within or has minimum contacts within the State of Florida and this judicial district; (ii) Defendant has purposefully availed itself of the privileges of conducting business in the State of Florida and in this judicial district; and (iii) Plaintiff's cause of action arises directly from Defendant's business contacts and other activities in the State of Florida and in this judicial district.

6. Venue is proper in this district under 28 U.S.C. §§ 1391(b) and 1400(b). Defendant has committed acts of infringement and has a regular and established place of business in this District. Further, venue is proper because Defendant conducts substantial business in this forum, directly or through intermediaries, including: (i) at least a portion of the infringements alleged herein; and (ii) regularly doing or soliciting business, engaging in other persistent courses of conduct and/or deriving substantial revenue from goods and services provided to individuals in Florida and this District.

///

III. INFRINGEMENT

A. Infringement of the '158 Patent

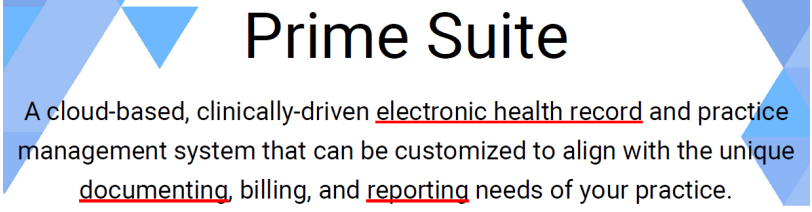
7. On April 10, 2012, U.S. Patent No. 8,156,158 (“the '158 patent”, attached as Exhibit A) entitled “Method and System for Use of a Database of Personal Data Records” was duly and legally issued by the U.S. Patent and Trademark Office. DatRec, LLC owns the '158 patent by assignment.

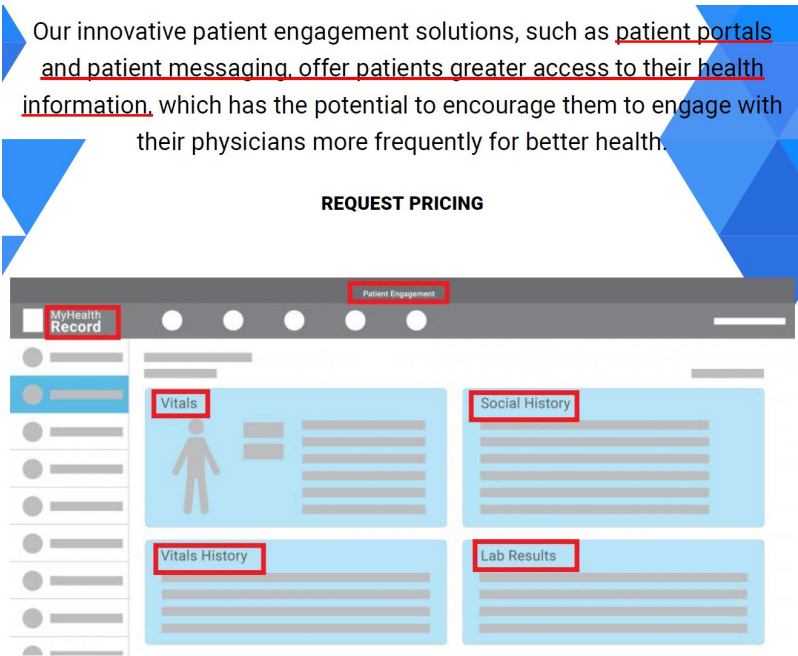
8. The '158 patent relates to a novel and improved manner of constructing a verified database of identified individuals capable of processing with a subgroup of at least one medical application.

9. Greenway maintains, operates, and administers an electronic health record (“EHR”) that infringes one or more claims of the '158 patent, including one or more of claims 1-23, literally or under the doctrine of equivalents. Defendant put the inventions claimed by the '158 Patent into service (i.e., used them); but for Defendant’s actions, the claimed-inventions embodiments involving Defendant’s products and services would never have been put into service. Defendant’s acts complained of herein caused those claimed-invention embodiments as a whole to perform, and Defendant’s procurement of monetary and commercial benefit from it.

10. Support for the allegations of infringement may be found in the following preliminary table:

Exemplary Claim	GreenwayHealth Prime Suit
A method for using and managing a database, the method comprising:	GreenwayHealth Prime Suit provides a system and/or method for using and managing a database:

Exemplary Claim	GreenwayHealth Prime Suit
	<div style="text-align: center;">  <h2 style="margin: 0;">Prime Suite</h2> <p style="margin: 0;">A cloud-based, clinically-driven <u>electronic health record</u> and practice management system that can be customized to align with the unique <u>documenting</u>, billing, and <u>reporting</u> needs of your practice.</p> </div> <p>Attachment 1 (Prime Suite Greenway Health) at 1.</p> <p>Source: https://www.greenwayhealth.com/prime-suite</p> <ul style="list-style-type: none"> • <u>Rapid access to patient data and past medical histories via EHR software.</u> <p>Attachment 1 (Prime Suite Greenway Health) at 3.</p> <p>Source: https://www.greenwayhealth.com/prime-suite</p> <p>Notes: GreenwayHealth has records and user can access and exchange patient records with GreenwayHealth, thus GreenwayHealth include a database to manage the records.</p>
<p>providing a verified database of a plurality of identified individuals, the verified database</p>	<p>A verified database of a plurality of identified individuals is provided which comprises a plurality of individual-identifier data sets (IDSs) and relationship data. The following exemplifies this limitation’s existence in GreenwayHealth Prime Suit:</p>

Exemplary Claim	GreenwayHealth Prime Suit
<p>comprising a plurality of individual-identifier data sets (IDSs) and relationship data; and</p>	<p>The GreenwayHealth Prime Suit does not provide relationship data</p> <p>▶ Our innovative patient engagement solutions, such as <u>patient portals and patient messaging</u>, offer patients greater access to their health information, which has the potential to encourage them to engage with their physicians more frequently for better health.</p>  <p>Attachment 2 (Patient Engagement) at 1</p> <p>Source: https://www.greenwayhealth.com/solutions/patient-engagement</p> <p><u>ActX (/marketplace/partner/actx-inc)</u> is a complete evidence based Genomic Decision Support Service integrated into Greenway PrimeSUITE. Every prescription is automatically checked against the patient's genetics for adverse reactions, dosing, and efficacy. Alerts appear for actionable genetic medical risks such as cancer risks or cardiovascular risks. All of the information is accessible directly within PrimeSUITE.</p> <p>Attachment 6 (AxtX) at 1.</p>

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.