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14 *Attorneys for Plaintiff IGT*

15  
16 **IN THE UNITED STATES DISTRICT COURT**  
17 **FOR THE DISTRICT OF NEVADA**

18 IGT,  
19  
20 Plaintiff,  
21 v.  
22 ARISTOCRAT TECHNOLOGIES, INC.,  
23 Defendant.

CASE NO. 2:15-cv-00473

**COMPLAINT FOR PATENT  
INFRINGEMENT**  
**Jury Trial Demanded**

24 Plaintiff IGT brings this complaint for patent infringement and declaratory judgment against  
25 Defendant Aristocrat Technologies, Inc. (“Aristocrat”) and alleges as follows:

26 **NATURE OF THE ACTION**

27 1. This is an action for patent infringement arising under the patent laws of the United  
28 States, including 35 U.S.C. § 271 and §§ 281-285.



**FACTUAL BACKGROUND**

**The Patents at Issue**

1  
2  
3 9. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
4 No. 7,131,908 (“the ’908 Patent”). The ’908 Patent issued on November 7, 2006. A true and correct  
5 copy of that patent is attached as **Exhibit A**.

6 10. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
7 No. 7,513,827 (“the ’827 Patent”). The ’827 Patent issued on April 7, 2009. A true and correct  
8 copy of that patent is attached as **Exhibit B**.

9 11. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
10 No. 6,394,902 (“the ’902 Patent”). The ’902 Patent issued on May 28, 2002. A true and correct  
11 copy of that patent is attached as **Exhibit C**.

12 12. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
13 No. 7,384,334 (“the ’334 Patent”). The ’334 Patent issued on June 10, 2008. A true and correct  
14 copy of that patent is attached as **Exhibit D**.

15 13. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
16 No. 8,753,189 (“the ’189 Patent”). The ’189 Patent issued on June 17, 2014. A true and correct  
17 copy of that patent is attached as **Exhibit E**.

18 14. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
19 No. D503,951 (“the ’951 Patent”). The ’951 Patent issued on April 12, 2005. A true and correct  
20 copy of that patent is attached as **Exhibit F**.

21 15. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
22 No. 6,375,570 (“the ’570 Patent”). The ’570 Patent issued on April 23, 2002. A true and correct  
23 copy of that patent is attached as **Exhibit G**.

24 16. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
25 No. 6,702,675 (“the ’675 Patent”). The ’675 Patent issued on March 9, 2004. A true and correct  
26 copy of that patent is attached as **Exhibit H**.

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1 17. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
2 No. 7,303,469 (“the ’469 Patent”). The ’469 Patent issued on December 4, 2007. A true and correct  
3 copy of that patent is attached as **Exhibit I**.

4 18. Plaintiff IGT is the owner, by assignment, of all rights, title and interest in U.S. Patent  
5 No. 6,932,701 (“the ’701 Patent”). The ’701 Patent issued on August 23, 2005. A true and correct  
6 copy of that patent is attached as **Exhibit J**.

7 **Joe Kaminkow and IGT**

8 19. Joe Kaminkow is a named inventor on the ’570 Patent, the ’675 Patent, the ’469  
9 Patent, and the ’701 Patent. Kaminkow is a designer of slot machines.

10 20. Kaminkow worked at IGT from 1999 to 2012. As IGT’s Vice President of Game  
11 Design, Kaminkow led the development of several successful slot machines for IGT including SEX  
12 AND THE CITY, STAR WARS, and GHOSTBUSTERS.

13 21. In the course of performing his duties at IGT, Kaminkow obtained patents on several  
14 important innovations in the field of electronic gaming machines. Among these patents are the ’570  
15 Patent, the ’675 Patent, the ’469 Patent, and the ’701 Patent. Kaminkow assigned all rights, title,  
16 and interest in these patents to IGT in exchange for valuable consideration, including salary,  
17 bonuses, and other employment benefits.

18 22. Kaminkow resigned from IGT in January 2012.

19 **Joe Kaminkow and Aristocrat**

20 23. Upon information and belief, Aristocrat called Kaminkow the same night he resigned  
21 from IGT to discuss the possibility of employing him. Upon information and belief, Kaminkow had  
22 lunch with Aristocrat CEO Jamie Odell the next week. *See* Howard Stutz, *Nevadan at Work:*  
23 *Veteran Game Designer is Always Creating*, Las Vegas Review-Journal (Nov. 2, 2013), available at  
24 [http://www.reviewjournal.com/business/casinos-gaming/nevadan-work-veteran-game-designer-](http://www.reviewjournal.com/business/casinos-gaming/nevadan-work-veteran-game-designer-always-creating)  
25 [always-creating](http://www.reviewjournal.com/business/casinos-gaming/nevadan-work-veteran-game-designer-always-creating).

26 24. Kaminkow joined Aristocrat in early 2013 immediately after the one-year non-  
27 compete clause in his employment agreement with IGT expired. Kaminkow currently serves as  
28 Aristocrat’s Senior Vice President of Game Development. *See* News Release, *Legendary Game*

1 *Developer Joins Aristocrat*, Market Wired (Feb. 26, 2013), available at

2 [http://www.marketwired.com/press-release/legendary-game-developer-joins-aristocrat-asx-all-](http://www.marketwired.com/press-release/legendary-game-developer-joins-aristocrat-asx-all-1761483.htm)  
3 [1761483.htm](http://www.marketwired.com/press-release/legendary-game-developer-joins-aristocrat-asx-all-1761483.htm).

4 25. Upon information and belief, Kaminkow has been heavily involved in the  
5 development and design of slot machines Aristocrat has released since Kaminkow joined the  
6 company in 2013. The first sentence of a March 2014 article in the publication *Casino Enterprise*  
7 Management confirms the centrality of Kaminkow's role: "Walk into Aristocrat Technologies' game  
8 development lair, and it's clear this is Joe Kaminkow's territory." Marian Green, *Joe Kaminkow*  
9 *Cultivates Slot Game Creativity*, *Casino Enterprise Management* (Mar. 3, 2014), available at  
10 [http://www.casinoenterprisemanagement.com/articles/march-2014/joe-kaminkow-cultivates-slot-](http://www.casinoenterprisemanagement.com/articles/march-2014/joe-kaminkow-cultivates-slot-game-creativity)  
11 [game-creativity](http://www.casinoenterprisemanagement.com/articles/march-2014/joe-kaminkow-cultivates-slot-game-creativity).

12 26. Upon information and belief, Aristocrat debuted several of the slot machines  
13 Kaminkow designed at the Global Gaming Expo (popularly known as G2E) in Las Vegas in  
14 September 2013. One such slot machine is the BATMAN CLASSIC TV SERIES game. Aristocrat  
15 CEO Jamie Odell told *Global Gaming Business Magazine* that the BATMAN game is "Joe's great  
16 product" and that "Aristocrat wouldn't normally have made that sort of game" without Kaminkow.  
17 *Q&A with Jamie Odell*, *Global Gaming Business Magazine* (Sept. 25, 2014), available at  
18 <http://ggbmagazine.com/issue/vol-13-no-10-october-2014/article/q-a-with-jamie-odell>. Aristocrat's  
19 Vice President of Marketing told the video publication *This Week in Gaming* that Kaminkow  
20 designed the BATMAN game. *Batman 1966 Slot Machine from Aristocrat Technologies*, *This*  
21 *Week in Gambling* (Aug. 13, 2014), available at <https://www.youtube.com/watch?v=4iL0UOSp15A>  
22 Aristocrat's Vice President of Gaming Operations described the BATMAN game as "a coming-out  
23 party for Joe Kaminkow." Frank Legato, *Aristocrat Technologies: Aiming High*, *Global Gaming*  
24 *Business Magazine* (Aug. 27, 2013), available at [http://ggbmagazine.com/issue/vol-12-no-9-](http://ggbmagazine.com/issue/vol-12-no-9-september-2013/article/aristocrat-technologies-aiming-high)  
25 [september-2013/article/aristocrat-technologies-aiming-high](http://ggbmagazine.com/issue/vol-12-no-9-september-2013/article/aristocrat-technologies-aiming-high). In a promotional video Aristocrat's  
26 Vice President of Gaming Operations called the BATMAN game "the beginning of a new era" for  
27 Aristocrat and said it was "very special" having Kaminkow "bring his skills to Aristocrat, and in  
28 particular to [the BATMAN game]." Video, *Behind-the-Scenes Look at Batman Classic TV Series*

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