

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

**CASELAS, LLC,**

Plaintiff

v.

**VOLUSION LLC,**

Defendant

**Case No. 6:21-cv- 0007**

**JURY TRIAL DEMANDED**

**ORIGINAL COMPLAINT FOR PATENT INFRINGEMENT**

Caselas, LLC (“Plaintiff”) hereby files this Original Complaint for Patent Infringement against Volusion LLC (“Volusion” or “Defendant”), and alleges, upon information and belief, as follows:

**THE PARTIES**

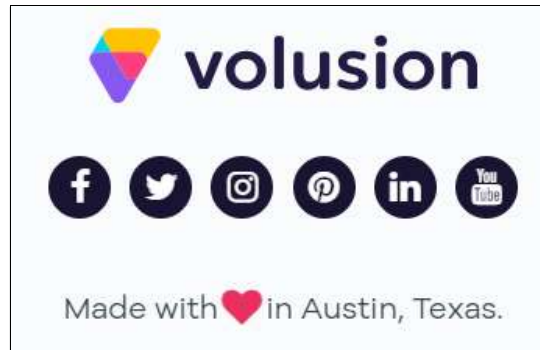
1. Caselas, LLC is a limited liability company organized and existing under the laws of the State of Florida with its principal place of business at 600 S. Dixie Highway, Suite 605, West Palm Beach, Florida 33401.
2. Upon information and belief, Defendant is a foreign limited liability company organized and existing under the laws of the State of Delaware, with a principal place of business located at 1835A Kramer Lane #100, Austin, Texas 78731. Defendant may be served through its registered agent in the State of Texas at National Registered Agents, Inc., 1999 Bryan Street, Suite 900, Dallas, Texas 75201. On information and belief, Volusion sells, offers to sell, and otherwise provides payment processing and/or merchant account services throughout the State of Texas, including in this judicial District, and introduces payment processing and/or merchant account

services via its infringing systems into the stream of commerce knowing and intending that they would be extensively used in the State of Texas and in this judicial District. On information and belief, Volusion specifically targets customers in the State of Texas and in this judicial District.

### **JURISDICTION AND VENUE**

3. This Court has subject matter jurisdiction over this case under 28 U.S.C. §§ 1331 and 1338.
4. This Court has personal jurisdiction over Defendant. Defendant has continuous and systematic business contacts with the State of Texas. Defendant directly conducts business extensively throughout the State of Texas, by distributing, making, using, offering for sale, selling, and advertising (including the provision of interactive web pages and providing payment processing and/or merchant account services; and further including maintaining physical facilities) its services in the State of Texas and in this District. Defendant has purposefully and voluntarily made its business services, including the infringing systems, available to residents of this District and into the stream of commerce with the intention and expectation that they will be purchased and/or used by consumers in this District. On information and belief, Volusion is a provider of financial services throughout the United States, and is a registered Visa Service Provider (or ISO), and/or is a registered MasterCard Service Provider (or MSP). *See, e.g.,* <https://www.visa.com/splisting/searchGrsp.do> (Visa Registered Service Providers List); *see also* <https://www.mastercard.us/content/mccom/en-us/merchants/safety-security/security-recommendations/service-providers-need-to-know.html/> (MasterCard Registered Service Providers List).
5. On information and belief, Defendant maintains physical brick-and-mortar business locations in the State of Texas and within this District, retains employees specifically in this District for the

purpose of servicing customers in this District, and generates substantial revenues from its business activities in this District.



See <https://www.volusion.com/>.

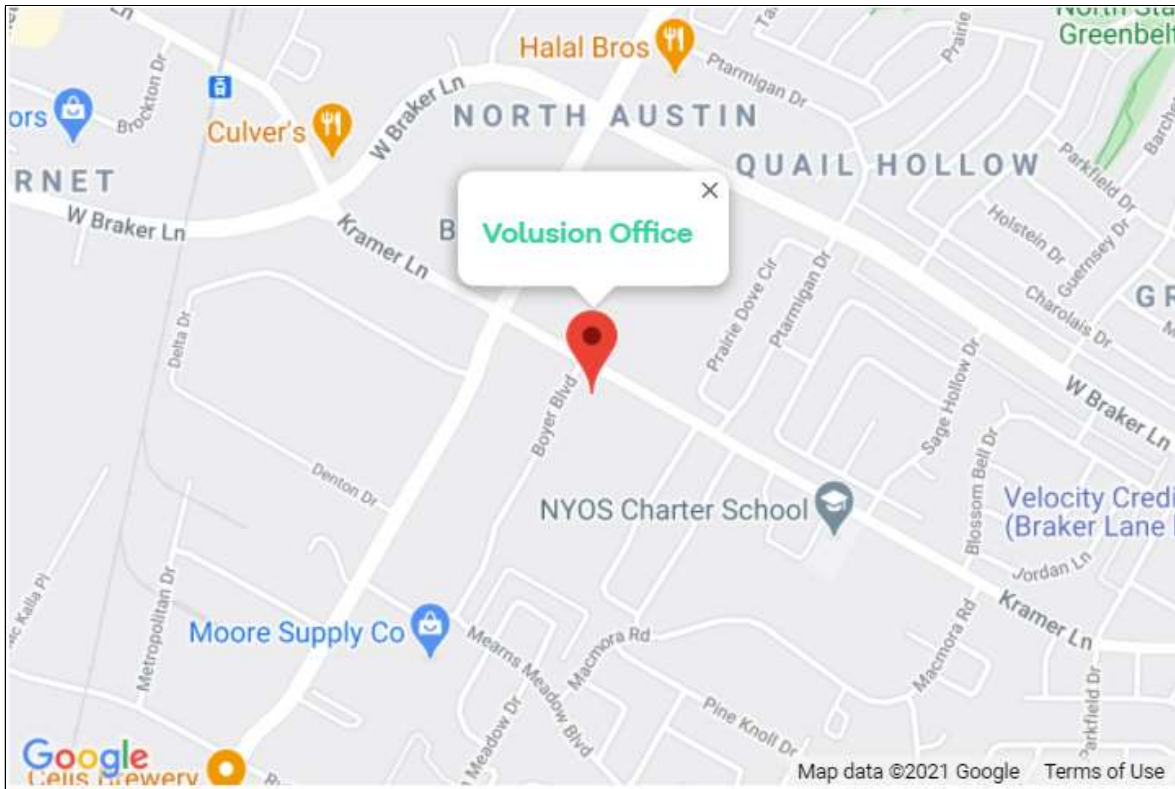
**Join Our Team**

**We believe that ecommerce is for everyone.**

Located in Austin, TX, Volusion gives business owners an all-in-one toolkit to sell their products online so they can create remarkable stores. Our team is constantly developing and growing our product to give merchants as many opportunities as possible.

We're looking for top-level talent to help our merchants — and our company — grow and succeed. We'd love to have you join us in our mission to be the best ecommerce software provider!

See <https://www.volusion.com/careers>.



See <https://www.volusion.com/careers>.

6. On information and belief, Volusion has a substantial presence in the State of Texas and within this District, as exemplified by the LinkedIn Profile Page for Volusion, which indicates there are 173 employees of Volusion residing in the Austin area.

**Volusion**  
The ecommerce software platform built for entrepreneurial success.  
Internet · Austin, TX · 7,899 followers

See all 204 employees on LinkedIn

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Where they live	Where they studied
195   United States	21   The University of Texas at Austin
173   Austin, Texas Area	15   Texas State University
4   Greater Los Angeles Area	12   Austin Community College
3   United Kingdom	6   Texas A&M University

See Volusion LinkedIn Profile Page, at <https://www.linkedin.com/company/volusion/people/>.

7. On information and belief, Volusion provides financial services, including but not limited to payment processing and/or merchant account services, to businesses located in the State of Texas and within this District. On information and belief, Volusion further provides specific hardware (such as, for example, credit card terminals) to its customers in the State of Texas and within this District, and provides technical support for such hardware. On information and belief, Volusion further exercises ownership control over such hardware via contractual licensing and/or lease agreements with its customers.

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