



1 Plaintiff Tzu Technologies LLC, (“TZU”), by and through its undersigned  
2 counsel, for its complaint against Holland Haptics BV DBA as myFrebble and  
3 Kickstarter Inc., (“Defendants”) makes the following allegations. These allegations  
4 are made upon information and belief.

5 **JURISDICTION AND VENUE**

6 1. This is an action for patent infringement arising under the patent laws of  
7 the United States, including 35 U.S.C. §§ 271, 281, and 283-285.

8 2. This Court has subject matter jurisdiction over this action pursuant to 28  
9 U.S.C. § § 1331 and 1338(a) because it arises under United States Patent law.

10 3. Venue is proper in this District pursuant to 28 U.S.C. §1391(b) and (c).  
11 Defendants are subject to this Court’s personal jurisdiction in the acts and transactions  
12 include the import of property identified herein through the State of California.  
13 Furthermore, Defendants, inter alia, make, sell and distribute adult oriented toys, adult  
14 oriented real time services over the Internet throughout the United States, including  
15 sales targeted at the State of California, thereby purposefully availing themselves of  
16 the benefits of the state.

17 **THE PARTIES**

18 4. TZU Technologies is a limited liability company organized under the  
19 laws of the State of California and has an office and principal place of business at 35  
20 Hugus Alley, Suite 210, Pasadena, California 91103.

21 5. Defendant Kickstarter, Inc., is a Delaware Corporation having an office  
22 at Corporation Trust Center 1209 Orange St, Wilmington, New Castle, DE 19801.

23 6. Defendant Holland Haptics BV, a Netherlands Corporation d/b/a  
24 myFrebble, has a registered office at Molengraaffsingel 12, YES!Delft, Delft, Zuid-  
25 Holland 2629 JD, Netherlands.

26 **FACTS**

27 7. TZU Technologies is the owner, by assignment, of U.S. Patent No.  
28 6,368,268 (“the ‘268 Patent”), entitled “Method and device for interactive virtual

1 control of sexual aids using digital computer networks,” which was duly and legally  
2 issued on April 9, 2002, by the United States Patent and Trademark Office. A copy of  
3 U.S. Patent No. 6,368,268 is attached to this complaint as **Exhibit A**.

4 8. The claims of the ‘268 Patent are valid and enforceable.

5 9. Defendants has offered for sale to its customers in the United States of  
6 the Frebble on their websites [www.kickstarter.com](http://www.kickstarter.com) and [www.Frebble.com](http://www.Frebble.com) (“Frebbe  
7 Product Family.”) A listing of the Frebble product (one unfunded and the other  
8 unfunded) on Defendants’ website is attached herewith as **Exhibit B and Exhibit C**.

9 10. The Frebble Product Family comprises stimulation systems. Each of the  
10 stimulation systems has a hand-operable input device for generating a command  
11 signal in response to an input from a first user. A first user interface is connected to  
12 the said input device, for generating a control signal based upon the command signal.  
13 A second user interface is remotely located from first user interface and a second user  
14 interface receives the control signal. A stimulation device receives a control signal  
15 from the second user interface. The stimulation signal imparts stimulation to a user in  
16 response to the control signal.

17 11. The Frebble Product Family of products infringe on one or more claims  
18 of the ‘268 patent.

19 12. Defendants imports, buys, sells and offers to sell to its consumers the  
20 Frebble Product Family over worldwide websites without regard to the patent rights of  
21 TZU Technologies, including in this district.

22 13. Defendants’ sale of products and/or services on [www.kickstarter.com](http://www.kickstarter.com)  
23 and/or on [www.myFrebbe.com](http://www.myFrebbe.com) infringes on one or more claims of the ‘268 Patent.

24 14. Defendants’ infringement of the ‘268 Patent has been and continues to be  
25 willful.

26 15. Unless enjoined by this Court, Defendants will continue to infringe the  
27 ‘268 patent.

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1 them from making, using, offering to sell, selling, or importing into the United States  
2 any product or service infringing on claims of United States Letters Patent No.;  
3 6,368,268;

4 B. An award of damages in an amount to be determined at trial, but not less  
5 than a reasonable royalty and/or Plaintiff’s lost profits as a result of Defendants’  
6 infringing actions;

7 C. A finding that Defendants’ infringement have been willful;

8 D. A trebling, pursuant to 35 U.S.C. § 284, of any and all damages awarded  
9 for Defendants’ infringement of the ‘268 Patent;

10 E. A finding that this is an exceptional case under 35 U.S.C. § 285;

11 F. An award, pursuant to 35 U.S.C. § 285, of reasonable attorneys’ fees;

12 G. An award of interest and costs; and

13 H. For such other and further relief as may be just and equitable.

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25 **DEMAND FOR TRIAL BY JURY**

26 Pursuant to Rule 38 of the Federal Rules of Civil Procedure, Plaintiff hereby  
27 demands a jury trial on all issues and causes of action triable to a jury.

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Respectfully submitted,

DATED: July 20, 2015

**COTMAN IP LAW GROUP, PLC**

s/Rasheed M. McWilliams

By: \_\_\_\_\_

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