

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

MICROUNITY SYSTEMS ENGINEERING, INC., a California corporation,	§	
	§	
	§	
Plaintiff,	§	
v.	§	Civil Action No. 2:10-cv-000185
ACER INC., <i>et al.</i>	§	TJW-CE
	§	
Defendants.	§	

**PLAINTIFF’S ANSWER TO DEFENDANTS SAMSUNG ELECTRONICS CO., LTD;
SAMSUNG SEMICONDUCTOR, INC; AND SAMSUNG TELECOMMUNICATIONS
AMERICA, LLC’S COUNTERCLAIMS**

Plaintiff MicroUnity Systems Engineering, Inc. (“MicroUnity”) files its answer to the Counterclaims stated by defendants Samsung Electronics Co., Ltd.; Samsung Semiconductor, Inc.; and Samsung Telecommunications America, LLC (collectively, “Samsung”) in their *Answer, Affirmative Defenses, and Counterclaims of Samsung Electronics Co., Ltd.; Samsung Semiconductor, Inc.; and Samsung Telecommunications America, LLC to MicroUnity Systems Engineering, Inc.’s Complaint*, filed on August 11, 2010. MicroUnity denies the allegations in Samsung’s Counterclaims unless expressly admitted in the following paragraphs.

THE PARTIES

1. MicroUnity lacks knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 1 and therefore denies those allegations.
2. MicroUnity admits the allegations of paragraph 2.
3. MicroUnity admits the allegations of paragraph 3.
4. MicroUnity admits the allegations of paragraph 4.

JURISDICTION AND VENUE

5. MicroUnity admits the allegations of paragraph 5.

6. In response to the allegations of paragraph 6, MicroUnity admits that an actual case or controversy exists between MicroUnity and Samsung as to the infringement and/or validity of the claims of the patents-in-suit.

7. In response to the allegations of paragraph 7, MicroUnity admits that the jurisdiction of this Court is proper with respect to Samsung's requests for declaratory relief.

8. In response to the allegations of paragraph 8, MicroUnity admits that venue is proper in this judicial district.

**COUNT I – DECLARATORY JUDGMENT OF NON-INFRINGEMENT OF U.S.
PATENT NO. 5,742,840**

9. In response to the allegations of paragraph 9, MicroUnity repeats and realleges its responses to the allegations in paragraphs 1 through 8 as if fully set forth herein.

10. MicroUnity denies the allegations of paragraph 10.

**COUNT II – DECLARATORY JUDGMENT OF INVALIDITY OF U.S. PATENT NO.
5,742,840**

11. In response to the allegations of paragraph 11, MicroUnity repeats and realleges its responses to the allegations in paragraphs 1 through 10 as if fully set forth herein.

12. MicroUnity denies the allegations of paragraph 12.

**COUNT III – DECLARATORY JUDGMENT OF NON-INFRINGEMENT OF U.S.
PATENT NO. 7,730,287**

13. In response to the allegations of paragraph 13, MicroUnity repeats and realleges its responses to the allegations in paragraphs 1 through 12 as if fully set forth herein.

14. MicroUnity denies the allegations of paragraph 14.

**COUNT IV – DECLARATORY JUDGMENT OF INVALIDITY OF U.S. PATENT NO.
7,730,287**

15. In response to the allegations of paragraph 15, MicroUnity repeats and realleges its responses to the allegations in paragraphs 1 through 14 as if fully set forth herein.

16. MicroUnity denies the allegations of paragraph 16.

In response to Samsung's Prayer for Relief, MicroUnity denies that Samsung is entitled to relief of any kind.

REQUEST FOR RELIEF

Therefore, MicroUnity requests the following relief:

- a. that the Court enter a judgment in favor of MicroUnity on all claims asserted against it by Samsung
- b. that the Court award MicroUnity its attorneys' fees and costs of court, together pre-judgment and post-judgment interest in the maximum amount provided by law; and
- c. that the Court award MicroUnity all other relief to which it may be entitled.

DATED: September 1, 2010

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on September 1, 2010, I electronically filed the foregoing document with the clerk of the court for the U.S. District Court, Eastern District of Texas, using the electronic filing system of the court. The electronic case filing system sent a "Notice of Electronic Filing" to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

/s/ Joseph S. Grinstein
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