## Eolas Technologies Incorporated v. Adobe Systems Incorporated et al

S 44 (Rev. 12/07)	∕SJS	44	(Rev.	12/07)
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## **CIVIL COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS Eolas Technologies Incorp	porated		DEFENDANTS See Attached		
	of First Listed Plaintiff Smith County, TX XCEPT IN U.S. PLAINTIFF CASES)		County of Residence of First Listed Defendant (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.		
(c) Attorney's (Firm Nam Mike McKool, Mckool Smi Dallas, Texas 75201 (21	, Address, and Telephone Number) th, P.C., 300 Crescent Court, Suite 1500, 4) 978-4000	Attorneys (If F	Xnown)		
II. BASIS OF JURISI	<b>DICTION</b> (Place an "X" in One Box Only)	III. CITIZENSHIP	OF PRINCIPAL PARTIE	S(Place an "X" in One Box for Plaintiff	
□ 1 U.S. Government Plaintiff	■ 3 Federal Question (U.S. Government Not a Party)	(For Diversity Case Citizen of This State		and One Box for Defendant) PTF DEF Principal Place X 4 □ 4	
2 U.S. Government Defendant	<ul> <li>4 Diversity (Indicate Citizenship of Parties in Item III)</li> </ul>	Citizen of Another State		n Another State	
		Citizen or Subject of a Foreign Country	3   3   Foreign Nation		
	T (Place an "X" in One Box Only)	DODDEL/TUDE/DEX			
CONTRACT  110 Insurance	TORTS PERSONAL INJURY PERSONAL INJURY	FORFEITURE/PEN	ALTY         BANKRUPTCY           Image: 422 Appeal 28 USC 158	OTHER STATUTES           Image: 400 State Reapportionment	
<ul> <li>110 Instrance</li> <li>120 Marine</li> <li>130 Miller Act</li> <li>140 Negotiable Instrument</li> <li>150 Recovery of Overpayment &amp; Enforcement of Judgment</li> <li>151 Medicare Act</li> <li>152 Recovery of Defaulted Student Loans (Excl. Veterans)</li> <li>153 Recovery of Overpayment of Veteran's Benefits</li> <li>160 Stockholders' Suits</li> <li>190 Other Contract</li> <li>195 Contract Product Liability</li> <li>196 Franchise</li> <li><b>REAL PROPERTY</b></li> <li>210 Land Condemnation</li> <li>220 Foreclosure</li> <li>230 Rent Lease &amp; Ejectment</li> <li>245 Tort Product Liability</li> <li>290 All Other Real Property</li> </ul>	<ul> <li>□ 310 Airplane</li> <li>□ 362 Personal Injury</li> <li>□ 315 Airplane Product Liability</li> <li>□ 365 Personal Injury</li> <li>□ 320 Assault, Libel &amp; Slander</li> <li>□ 330 Federal Employers' Liability</li> <li>□ 340 Marine</li> <li>□ 345 Marine Product Liability</li> <li>□ 345 Marine Product Biblity</li> <li>□ 350 Motor Vehicle</li> <li>□ 355 Motor Vehicle</li> <li>□ 355 Motor Vehicle</li> <li>□ 385 Property Damag</li> <li>□ 385 Property Damag</li> </ul>	-      G20 Other Food & Dr G25 Drug Related Sei of Property 21 US G30 Liquor Laws G40 R.R. & Truck G50 Airline Regs. G60 Occupational Safety/Health G60 Other T10 Fair Labor Standa Act 710 Fair Labor Standa Act 720 Labor/Mgmt.Rel 730 Labor/Mgmt.Rel 740 Railway Labor A T40 Railway Labor A 790 Other Labor Litig 791 Empl. Ret. Inc. Security Act MMIGRATIO Her 463 Habeas Corpus -	ug zure SC 881 PROPERTY RIGHTS 820 Copyrights 830 Patent 840 Trademark SOCIAL SECURITY ards 861 HIA (1395ff) 862 Black Lung (923) 863 DIWC/DIWW (405(g)) 864 SSID Title XVI 865 RSI (405(g)) Ct FEDERAL TAX SUITS ation 870 Taxes (U.S. Plaintiff or Defendant) 871 IRS—Third Party 26 USC 7609 N	<ul> <li>410 Antitrust</li> <li>430 Banks and Banking</li> <li>450 Commerce</li> <li>460 Deportation</li> <li>470 Racketeer Influenced and Corrupt Organizations</li> <li>480 Consumer Credit</li> <li>490 Cable/Sat TV</li> <li>810 Selective Service</li> <li>850 Securities/Commodities/ Exchange</li> <li>875 Customer Challenge</li> </ul>	
I Original □ 2 R	tate Court Appellate Court	4 Reinstated or 5 Reopened	Transferred from another district (specify)	on Judgment	
VI. CAUSE OF ACTI	ON Cite the U.S. Civil Statute under which you a 35 U.S.C. § 271 Brief description of cause:	are filing (Do not cite juris	dictional statutes unless diversity)	):	
VII. REQUESTED IN COMPLAINT:	Patent Infringement           I         I           UNDER F.R.C.P. 23	N DEMAND \$	CHECK YES on JURY DEMAN	ly if demanded in complaint: D: ☑ Yes □ No	
VIII. RELATED CAS IF ANY	<b>E(S)</b> (See instructions): JUDGE		DOCKET NUMBER		
DATE 10/06/2009	SIGNATURE OF A /s/ Mike McKo	TTORNEY OF RECORD			
FOR OFFICE USE ONLY					
	AMOUNT APPLYING IFP	л	JDGE MAG. J	IUDGE	

## All Defendants:

Adobe Systems Incorporated Amazon.com, Inc. Apple Inc. Argosy Publishing, Inc. Blockbuster Inc. **CDW** Corporation Citigroup Inc. eBay Inc. Frito-Lay, Inc. The Go Daddy Group, Inc. Google Inc. J.C. Penney Company, Inc. JPMorgan Chase & Co. New Frontier Media, Inc. Office Depot, Inc. Perot Systems Corp. Playboy Enterprises International, Inc. Rent-A-Center, Inc. Staples, Inc. Sun Microsystems, Inc. Texas Instruments Inc. Yahoo! Inc. YouTube, LLC