

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

Parallel Networks, LLC,

Plaintiff,

v.

Adidas America, Inc. et al.

Defendants

No. 6:10-cv-00491-LED

Jury Trial Demanded

PLAINTIFF'S ANSWER TO THE COUNTERCLAIMS OF
AÉROPOSTALE, INC.

Plaintiff Parallel Networks, LLC (“Parallel Networks”) hereby Answers the Counterclaims [Dkt. No. 341] of Defendant Aéropostale, Inc. (“Aéropostale”), by corresponding paragraph number as follows:

ANSWER TO COUNTERCLAIMS

The Parties

1. Admitted.
2. Admitted.

Jurisdiction and Venue

3. Admitted.
4. Admitted.

Factual Background

5. Admitted.
6. Denied.

7. Admitted that there is an actual case or controversy between the parties over the non-infringement, invalidity, unpatentability, and/or unenforceability of the '111 patent, but deny the remaining allegations.

Count One

Declaratory Judgment of Non-Infringement of U.S. Patent No. 6,446,111

8. Parallel Networks incorporates by reference its statements in and responses to the preceding paragraphs 1-7 as if fully set forth herein.

9. Admitted.

10. Admitted.

11. Denied.

Count Two

Declaratory Judgment of Invalidity of U.S. Patent No. 6,446,111

12. Parallel Networks incorporates by reference its statements in and responses to the preceding paragraphs 1-7 as if fully set forth herein.

13. Admitted.

14. Admitted.

15. Denied.

PRAYER FOR RELIEF

Parallel Networks denies that Aéropostale is entitled to any relief, including that requested in its Prayer for Relief.

DEMAND FOR A JURY TRIAL

Aéropostale's Demand for a Jury Trial is an averment to which no responsive pleading is required.

Dated: December 16, 2010

Respectfully submitted,

By: /s/ Charles Craig Tadlock

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ATTORNEYS FOR PLAINTIFF
PARALLEL NETWORKS, LLC

CERTIFICATE OF SERVICE

I hereby certify that counsel of record who are deemed to have consented to electronic service are being served this 16th day of December, 2010, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ Charles Craig Tadlock

One of the Attorneys for Parallel Networks, LLC