

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
HARLEY-DAVIDSON, INC. AND H-D MICHIGAN, INC.**

Plaintiff Parallel Networks, LLC (“Parallel Networks”) hereby Answers the Counterclaims [Dkt. No. 315] of Defendants Harley-Davidson, Inc. and H-D Michigan, Inc. (collectively “Harley-Davidson”), by corresponding paragraph number as follows:

ANSWER TO COUNTERCLAIMS

NATURE OF THE LAWSUIT

Admitted that the counterclaim is an action for a declaration of patent non-infringement, patent invalidity, and unenforceability, but denies that Harley-Davidson is entitled to such relief, or any further relief.

THE PARTIES

1. Admitted.
2. Admitted.
3. Admitted.

JURISDICTION AND VENUE

4. Admitted.
5. Admitted.

6. Admitted.

COUNT 1 – INVALIDITY – NON-INFRINGEMENT - UNENFORCEABILITY

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

8. Admits that Harley-Davidson seeks a declaration that the products and services made, used, imported, sold or offered for sale by Harley-Davidson have not and do not infringe, directly or indirectly, any valid and enforceable claim of the '111 patent and/or that the '111 patent is either invalid or otherwise unenforceable, but denies that Harley-Davidson is entitled to such relief, or any further relief.

9. Denied with respect to Harley-Davidson, but admitted with respect to Parallel Networks' allegation that this case is exceptional.

PRAYER FOR RELIEF

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

JURY DEMAND

Harley-Davidson's Jury Demand 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