

Delaware, having its principal place of business within this district at 180 Washington Valley Road, Bedminster, New Jersey 07921.

3. Verizon Wireless is engaged in the marketing and sale of digital cellular telephones and digital cellular telephone service in the United States.

4. This action is for patent infringement arising under the patent laws of the United States, 35 U.S.C. §§ 1 *et seq.* Subject matter jurisdiction is conferred upon this Court under 28 U.S.C. § 1338(a).

5. Venue is proper in this judicial district under 28 U.S.C. §§ 1391(b), 1391(c), and 1400(b).

6. Personal jurisdiction over the defendant comports with the United States Constitution because Verizon Wireless resides in this district and is committing and contributing to the acts of patent infringement alleged in this Complaint in this district.

7. On September 24, 1991, United States Patent No. 5,051,799 ("the '799 patent"), entitled "Digital Output Transducer," was duly and lawfully issued based upon an application filed by the inventors, Jon D. Paul, Mark D. Clayton, and Anthony M. Agnello.

8. DTL is the owner by assignment of the '799 patent, and has the right to sue and recover damages for infringement thereof.

9. Verizon Wireless has directly and/or contributorily infringed, and/or induced infringement of, and is continuing to directly and/or contributorily infringe, and/or induce infringement of, the '799 patent, by selling and offering to sell digital

cellular telephones, and by using and inducing others to use, a digital cellular telephone system within the scope of claim 20 of the '799 patent.

10. The acts of infringement of Verizon Wireless have occurred with knowledge of the '799 patent and are willful and deliberate. This action, therefore, is "exceptional" within the meaning of 35 U.S.C. § 285.

11. DTL has been damaged by the infringement of Verizon Wireless and is suffering, and will continue to suffer, irreparable harm and damage as a result of this infringement, unless such infringement is enjoined by this Court.

12. DTL has no adequate remedy at law.

WHEREFORE, DTL demands judgment as follows:

A. An order adjudging defendants Verizon Wireless to have infringed the '799 patent.

B. A permanent injunction enjoining Verizon Wireless, together with their officers, agents, servants, employees, and attorneys, and all persons in active concert or participation with any of them who receive actual notice of the order by personal service or otherwise, from infringing the '799 patent.

C. An award of damages adequate to compensate DTL for the infringement of Verizon Wireless, along with prejudgment and postjudgment interest, but in no event less than a reasonable royalty, such damages to be trebled pursuant to the provisions of 35 U.S.C. § 284.

D. An award of DTL's reasonable attorney fees and expenses, pursuant to the provisions of 35 U.S.C. § 285.

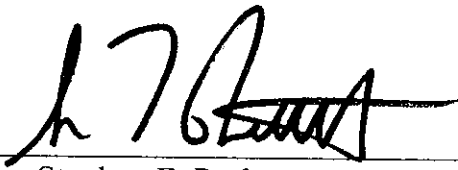
- E. An award of DTL's costs.
- F. Such other and further relief as this Court may deem just and proper.

DEMAND FOR JURY TRIAL

Pursuant to Rule 38(b), Fed. R. Civ. P., DTL hereby demands a jury trial on all issues so triable raised in this action.

LERNER, DAVID, LITTENBERG,
KRUMHOLZ & MENTLIK, LLP
*Attorneys for Plaintiff Digital Technology
Licensing LLC*

Dated: April 11, 2005

By: 
Stephen F. Roth

CERTIFICATION PURSUANT TO LOCAL CIVIL RULE 11.2

The undersigned hereby certifies, pursuant to Local Civil Rule 11.2, that with respect to the matter in controversy herein, neither plaintiff nor plaintiff's attorney is aware of any other action pending in any court, or of any pending arbitration or administrative proceeding, to which this matter is subject.

Dated: April 11, 2005

LERNER, DAVID, LITTENBERG,
KRUMHOLZ & MENTLIK, LLP
*Attorneys for Plaintiff Digital Technology
Licensing LLC*

By: 
Stephen F. Roth

