

# Exhibit L



Paul B. Overhauser  
poverhauser@overhauser.com

March 21, 2012

VIA U.S. MAIL AND EMAIL: [pdeitchle@gracelaw.com](mailto:pdeitchle@gracelaw.com)

Pamela D. Deitchle  
GRACE+GRACE LLP  
444 South Flower St., Suite 1650  
Los Angeles, CA 90071

Re: ArrivalStar v. Meitek, Inc. and JNetwork, LLC  
Cause No. cv 12-1225-JVS(RNBx)

Dear Ms. Deitchle:

I write to request that you dismiss the claims against Meitek, Inc. in the above lawsuit without prejudice. I believe this would be appropriate for the following reasons:

1. The wrong defendant was sued. The complaint states:

15. On February 7, 2012, Meitek hosted a United States version of its MS02 tracking system on a computer server located in Las Vegas, Nevada that was accessible through a uniform resource locator address of <http://www1.trackingmate.com>.

This allegation is demonstrably untrue. Meitek is a tiny company with only six employees, and it does not own the “trackingname.com” domain name. That domain name is owned and controlled by Shenzhen Meiligao Electronics, 3203-3205, Intl Science and Tech Bldg, Shennan Rd, Shenzhen, Guangdong, China (“SME”). As proof, please see the attached trackingmate.com WhoIS domain registration. To be specific, Meitek has never “hosted a United States version” of the “MS02 tracking system” on any server, including the server supposedly “accessible through a uniform resource locator address of <http://www1.trackingmate.com>.”

**OVERHAUSER LAW OFFICES, LLC**  
740 W. GREEN MEADOWS DRIVE, STE. 300  
GREENFIELD, IN 46140

TELEPHONE (317) 891-1500  
FAX (866) 283-8549  
TOLL FREE (877) 478-0496  
[www.overhauser.com](http://www.overhauser.com)

2. In addition, I previously received various charts expressing ArrivalStar's theories regarding how Meitek's activities were covered by ArrivalStar's patents. These charts included pictures of accused components from SME's website, not Meitek's website.

3. While Meitek is a representative for various products, including some provided by SME, Meitek does not manufacture any hardware or software, nor does it own or control any servers on which SME's services are used. In short, Meitek has never performed any of the method claims alleged in the complaint, nor has it ever made, used or sold any "system" described in the patent claims.

4. The complaint alleges as follows:

14. Meitek has infringed claims of the ArrivalStar Patents through the use and sale of Meitek's MS02 and MVT600 systems.

The MS02 "system" is not a system of Meitek. It is a system created, operated and controlled exclusively by SME. The apparent source of the information about the MS02 and MVT600 systems is the website meitrack.net. This is SME's website, and contains its copyright notice, "Copyright © 2012 Shenzhen Meiligao Electronics Co., Ltd. All Rights Reserved."

To the extent any of the ArrivalStar patents claim a "system," Meitek has never made, used or sold such a system. Specifically:

- **Patent No. 7,191,058** is directed toward "a method for tracking vehicles," but Meitek has never owned or controlled any computer that implements this method. In particular, Meitek has never owned or controlled the computer from which the screen shots included in the charts were taken.
- **Reexamined U.S. Patent No. 6,904,359** is directed toward a method that will "cause creation and communication of a notification relating to the status of a mobile vehicle." Meitek has never owned or controlled any computer that implements this method. In particular, Meitek has never owned or controlled the computer or websites from which the screen shots included in the charts were taken.
- **U.S. Patent No. 6,804,606** is directed toward a method to "define a plurality of different predetermined proximities corresponding respectively with a plurality of different mobile vehicles." Meitek has never owned or controlled any computer that implements this method. In particular, Meitek has never owned or controlled the computer or websites from which the screen shots included in the charts were taken.

- **U.S. Patent No. 6,952,645** is directed toward a system that deals with “vehicle location information.” Meitek has never made, used or sold any “system” described in these claims. In particular, Meitek has never owned or controlled the computer or websites from which the screen shots included in the charts were taken.
- **U.S. Pat. No. 6,714,859** is directed toward a system for monitoring vehicle travel and for reporting vehicle status information. Meitek has never made, used or sold any “system” described in these claims. In particular, Meitek has never owned or controlled the computer or websites from which the screen shots included in the charts were taken.

5. Meitek has two customers in the US to which it has referred to SME for the MS02 system. Those customers are believed to have paid a total of \$1,100 for access to SME’s MS02 system. Nevertheless, in view of ArrivalStar’s complaint, Meitek has stopped referring customers to the MS02 system. In addition, SME, having learned of this lawsuit, has stop selling access to its system to US customers. Its website <http://www.meitrack.net/ms02> at states, “(MS02 is not available in USA.)”

6. With regard to the MVT600, this device is not a “system” under any definition of that word. This device is as shown on SME’s website at <http://www.meitrack.net/mvt600>, is:



This is a device that is attached to a vehicle, and then logs various types of information about the vehicle at periodic intervals, such as GPS location, speed, mileage, vehicle alarms, etc. A computer can be plugged into the USB port on the device so the data can be downloaded for subsequent analysis. The MVT600 does not provide any real-time output to a user, and it does not have a user interface. Obviously, the MVT600 has nothing to do with the ArrivalStar patents, which are directed toward real-time monitoring of vehicle locations and triggering alarms at remote locations based on movement of the vehicle.

5. Even if the MVT600 was covered by a claim of one of the ArrivalStar patents (and clearly, it is not) Meitek has sold only \$1,464 of these since it was formed in October, 2010.

Moreover, Meitek's profit margin on this product is about 10%, meaning that its total profits from this product are less than \$20.

6. It appears that the attorney that signed the complaint did not comply with the requirements of Rule 11. Rule 11's requirements for pre-suit investigation and analysis are more thorough than for other cases. This is due to the increasing prevalence of some patent owners to file lawsuits against innocent victims as a stratagem to negotiate a license fee. ArrivalStar's counsel was advised of Rule 11's requirements in a letter dated January 30, 2012 (attached). Since then more cases have been reported in which attorneys have been sanctioned for failing to conduct a reasonable pre-suit investigation. For example, in *In re: Bill of Lading Transmission and Processing System Patent Litigation*, 1-09-md-02050 (OHSD March 6, 2012, Order), the granted sanctions where plaintiff maintained an objectively baseless lawsuit against defendant. "[Plaintiff] rejected reasonable assurances from [defendant], in the form of two affidavits from [defendant's] CFO . . . as well as in its responses to requests for admissions, averring that [defendant] had not used in-cab scanning and did not intend to implement in-cab scanning. Instead of objectively viewing the record and voluntarily dismissing its infringement claim, [plaintiff] unreasonably and vexatiously sought additional reassurances from [defendant] and persisted in prosecuting a claim that lacked a realistic chance of success. . . . The Court also notes that throughout the litigation, [plaintiff] has placed great emphasis on the fact that [defendant] practiced some, or even a majority, of the steps of the claimed method, as if that were sufficient, without more, to sue [defendant] for infringement. This is not horseshoes, however, and suing [defendant] because it practiced most of the steps of the claimed method is not good enough."

You will note that before this suit was filed, and in accordance with *View Engineering, Inc.*, ArrivalStar's counsel was asked to explain how various claim terms were met and to identify the activities / products of *Meitek* that gave rise to the allegation of infringement. I did not receive a substantive response before the suit was filed.

Against this backdrop, it makes no sense for ArrivalStar to pursue its claims against Meitek. ArrivalStar has sued the wrong party and failed to provide the required claim interpretation and infringement analyses. Courts are increasingly willing to award sanctions in prematurely-filed patent cases, and our assigned judge (James Selna) has a track record for doing so. (See, *Vertical Doors v. JT Bonn*, CV 05-905 JVS (ANx) consolidated with SA CV 06-4972 JVS (ANx)). Judge Selna is also familiar with the ArrivalStar suits, as he handled its case against *Visionary Business Networks, et. al.*(10-cv-01035-JVS-RNB) and AnyData Corporation, in which you appeared. Moreover, the sales of the accused products are so low that any conceivable reasonable royalty would be less than \$20. In addition, the MS02 service is no longer being offered in the US, and the MVT600 device by itself clearly does not infringe. Accordingly, I suggest that the best thing to do would be for ArrivalStar to dismiss its claims against Meitek. If you wish for Meitek to first supply an affidavit attesting to the facts in this letter, let me know.

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Finally, for the record, Meitek has no opinion regarding the claims made against JNetwork.

I would appreciate a call at your earliest convenience to discuss this matter.

Sincerely,

A handwritten signature consisting of the letters 'P' and 'B' inside a circle.

Paul B. Overhauser

Attached:

January 30, 2012 Letter to ArrivalStar counsel

WHOIS information for [trackingmate.com](http://trackingmate.com) :

[Querying whois.verisign-grs.com]  
[Redirected to whois.paycenter.com.cn]  
[Querying whois.paycenter.com.cn]  
[whois.paycenter.com.cn]

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Domain Name : trackingmate.com  
PunnyCode : trackingmate.com  
Creation Date : 2009-12-07 22:40:13  
Updated Date : 2012-02-02 10:30:01  
Expiration Date : 2012-12-07 22:40:09

Registrant:

Organization : Shenzhen Meiligao Electronics  
Name : Cavana Zhang  
Address : 3203-3205, Intl Science and Tech Bldg, Shennan Rd  
City : shenzhen  
Province/State : Guangdong  
Country : CN  
Postal Code : 518033

Administrative Contact:

Name : Shenzhen Meiligao Electronics  
Organization : Cavana Zhang  
Address : 3203-3205, Intl Science and Tech Bldg, Shennan Rd  
City : shenzhen  
Province/State : Guangdong  
Country : CN  
Postal Code : 518033  
Phone Number : 86-0755-83462818  
Fax : 86-0755-83462061  
Email : Cavana@meiligao.net

Technical Contact:

Name : Shenzhen Meiligao Electronics  
Organization : Cavana Zhang  
Address : 3203-3205, Intl Science and Tech Bldg, Shennan Rd  
City : shenzhen  
Province/State : Guangdong  
Country : CN  
Postal Code : 518033  
Phone Number : 86-0755-83462818  
Fax : 86-0755-83462061  
Email : Cavana@meiligao.net

Billing Contact:

Name : Shenzhen Meiligao Electronics  
Organization : Cavana Zhang  
Address : 3203-3205, Intl Science and Tech Bldg, Shennan Rd  
City : shenzhen  
Province/State : Guangdong  
Country : CN  
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Phone Number : 86-0755-83462818  
Fax : 86-0755-83462061  
Email : Cavana@meiligao.net

WHOIS information for [meitrack.net](http://meitrack.net) :

[Querying whois.verisign-grs.com]  
[Redirected to whois.paycenter.com.cn]  
[Querying whois.paycenter.com.cn]  
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Domain Name : meitrack.net  
PunnyCode : meitrack.net



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**GRACE+GRACE LLP**  
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Creation Date : 2009-10-27 17:26:58  
Updated Date : 2011-10-26 12:21:51  
Expiration Date : 2012-10-27 17:26:54

**Registrant:**

Organization : Shenzhen Meiligao Electronics  
Name : Cavana Zhang  
Address : 3203-3205, Intl Science and Tech Bldg, Shennan Rd  
City : shenzhen  
Province/State : Guangdong  
Country : CN  
Postal Code : 518033

**Administrative Contact:**

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Organization : Cavana Zhang  
Address : 3203-3205, Intl Science and Tech Bldg, Shennan Rd  
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