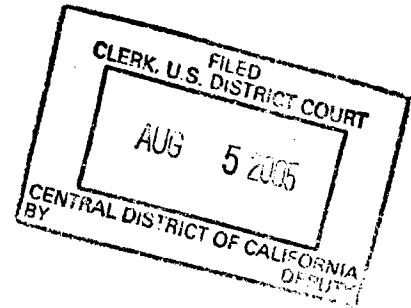


COPY



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Attorneys for Plaintiffs
J2 GLOBAL COMMUNICATIONS, INC. and
CATCH CURVE, INC.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

J2 GLOBAL COMMUNICATIONS,
INC. and CATCH CURVE, INC.,

Plaintiffs,

v.

MIJANDA, INC.,

Defendant.

Civil Action No. 05-5300
CBM (FMOx)

FIRST AMENDED
COMPLAINT FOR PATENT
INFRINGEMENT AND
PERMANENT INJUNCTION

DEMAND FOR JURY TRIAL

Plaintiffs j2 Global Communications, Inc. ("j2") and Catch Curve, Inc. ("Catch Curve"), for their complaint against defendant Mijanda, Inc. ("Mijanda"), allege upon knowledge as to themselves and their conduct and upon information and belief as to all other matters, as follows:

JURISDICTION AND VENUE

1. This action arises under the patent laws of the United States, including 35 U.S.C. §§ 271, 281, 283-85. This Court has jurisdiction over this action under 28 U.S.C. §§ 1331 and 1338(a).

2. Venue is proper in this District under 28 U.S.C. §§ 1391(b), (c) and 1400(b). Mijanda is doing business in this District and acts of infringement have occurred in this District.

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1 10. Mijanda offers its customers various services, including fax
2 services. Its fax services are offered through at least SmartFax, Inc. ("SmartFax")
3 and Fax Micro Systems ("Fax Micro").

4 11. Both SmartFax and Fax Micro offer dedicated fax services
5 attached to a dedicated telephone number, which allows users to send and receive
6 faxes anywhere in the continental United States.

7 12. When a user subscribes to SmartFax or Fax Micro, SmartFax or
8 Fax Micro associates a telephone number with the subscriber. The user designates
9 an e-mail address for facsimile delivery.

10 13. SmartFax and Fax Micro also provide an interface through
11 which a subscriber can change the e-mail address to which facsimile messages are
12 directed. Altering the e-mail address changes the destination to which SmartFax or
13 Fax Micro directs incoming facsimile messages arriving subsequent to the change.

14 14. Under SmartFax and Fax Micro, the user's account, fax number
15 and email address are all tied together.

16 15. Fax reception is automatic. Callers who wish to send a fax to a
17 subscriber simply call the subscriber's number using a fax machine or compatible
18 device, which sends the fax using facsimile protocol. SmartFax or Fax Micro
19 automatically detects that a fax is being transmitted and receives it.

20 16. SmartFax or Fax Micro checks to determine if the server to
21 which the call is directed is available and redirects the call to a backup server if the
22 server to which the call is directed is not available.

23 17. SmartFax or Fax Micro automatically converts inbound faxes to
24 the image file format of the user's choice and then emails the file to the user as
25 an attachment.

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COUNT I

CLAIM FOR PATENT INFRINGEMENT

UNDER 35 U.S.C. § 271 ('638 PATENT)

18. j2 incorporates by reference the allegations in paragraphs 1 through 16 of this complaint.

19. Mijanda has offered to sell and provide, has sold and provided, and continues to offer to sell and provide and to sell and provide, in the United States and in this District, products that infringe one or more claims of the '638 Patent, including but not limited to Claims 13 and 21.

20. Unless enjoined by this Court, Mijanda will continue to infringe the claims of the '638 Patent.

21. By reason of the foregoing, Mijanda has caused j2 damages in the amount of, and j2 is entitled to recover, at least a reasonable royalty for Mijanda's infringement of the '638 Patent.

COUNT II

CLAIM FOR PATENT INFRINGEMENT

UNDER 35 U.S.C. § 271 ('021 PATENT)

22. Catch Curve incorporates by reference the allegations in paragraphs 1 through 32 of this complaint.

23. Mijanda has offered to sell and provide, has sold and provided, and continues to offer to sell and provide and to sell and provide, in the United States and in this District, products that infringe one or more claims of the '021 Patent, including but not limited to Claim 69.

24. Unless enjoined by this Court, Mijanda will continue to infringe the claims of the '021 Patent.

25. By reason of the foregoing, Mijanda has caused Catch Curve damages in the amount of, and Catch Curve is entitled to recover, at least a reasonable royalty for Mijanda's infringement of the '021 Patent.

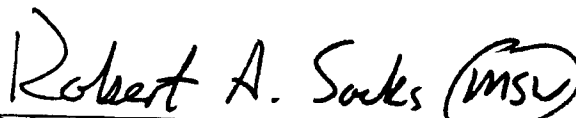
PRAYER FOR RELIEF

WHEREFORE, j2 demands judgment on its complaint as follows:

- A. A permanent injunction against Mijanda's continued infringement of the '638 and '021 Patents.
- B. An award of damages in an amount of at least a reasonable royalty for Mijanda's infringement of the '638 and '021 Patents.
- C. An award, pursuant to 35 U.S.C. § 285, of reasonable attorneys' fees.
- D. An award of interest and costs.
- E. Such other and further relief as the Court deems proper.

Dated: August 5, 2005

Respectfully submitted,



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Matthew S. Warren (Cal. Bar No. 230565)
Brian R. England (Cal. Bar No. 211335)
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Attorneys for Plaintiffs
J2 GLOBAL COMMUNICATIONS,
INC. and CATCH CURVE, INC.

DEMAND FOR JURY TRIAL

Plaintiffs j2 Communications, Inc. and Catch Curve, Inc. hereby
demand a trial by jury.

Dated: August 5, 2005

Respectfully submitted,

Robert A. Sacks (msw)

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