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**IN THE SUPREME COURT OF THE STATE OF NEVADA**

REZA ZANDIAN A/K/A/ GOLAMREZA  
ZANDIANJAZI A/K/A GHOLAM REZA  
ZANDIAN A/K/A REZA JAZI A/K/A J.  
REZA JAZI, A/K/A/ G. REZA JAZI  
A/K/A/ GHONOREZA ZANDIAN JAZI,  
AN INDIVIDUAL,

Appellant,

vs.

JED MARGOLIN, AN INDIVIDUAL,

Respondent.

**Nevada Supreme Court**

**Case No. 65205**

Electronically Filed  
District Court Case No. 090C00579TB  
Nov 17 2014 04:52 p.m.

Facie K. Lindeman  
Clerk of Supreme Court

Appeal from the First Judicial District Court of the State of Nevada  
In and For Carson City  
The Honorable James T. Russell, District Judge

**RESPONDENT'S APPENDIX  
Volume II of II**

Matthew D. Francis  
Nevada Bar No. 6978  
Adam P. McMillen  
Nevada Bar No. 10678  
WATSON ROUNDS  
5371 Kietzke Lane  
Reno, NV 89511  
Telephone: 775-324-4100

*Attorneys for Respondent Jed Margolin*

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**ALPHABETICAL INDEX TO  
RESPONDENT'S APPENDIX ("R.A.")**

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***REZA ZANDIANA aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA  
ZANDIAN aka REZA ZANDIAN aka J. REZA aka G. REZA JAZI aka  
GHONOREZA ZANDIAN JAZI, an individual,***

***Appellant,***

**vs.**

***JED MARGOLIN, an individual,***

***Respondent.***

**Nevada Supreme Court Case Number: 65205**

<b>DOCUMENT</b>	<b>DATE</b>	<b>VOLUME</b>	<b>PAGE(S)</b>
Amended Order Allowing Service by Publication	Sept. 27, 2011	I	158-159
Application for Default Judgment	Feb. 28, 2011	I	1-11
Declaration of Cassandra P. Joseph in Support of Application for Default Judgment	Feb. 28, 2011	I	12-52
Declaration of Jed Margolin in Support of Application for Default Judgment	Feb. 28, 2011	I	53-96
Default Judgment	Mar. 1, 2011	I	97-98
Motion for Judgment Debtor Examination and to Produce Documents	Dec. 11, 2013	II	364-413
Motion to Serve by Publication	Aug. 11, 2011	I	105-157
Notice of Entry of Default Judgment	Mar. 7, 2011	I	99-104
Notice of Entry of Default Judgment	June 27, 2013	II	358-363
Opposition to Motion to Dismiss	Dec. 5, 2011	I & II	160-349
Order Granting Plaintiff's Motion for Debtor Examination and to Produce Documents	Jan. 13, 2014	II	414-417
Reply to Opposition to Motion to Dismiss	Dec. 13, 2011	II	350-357

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Dated this 17th day of November, 2014.

WATSON ROUNDS, P.C.

/s/ Adam P. McMillen

Matthew D. Francis, Esq.

Nevada Bar No. 6978

Adam P. McMillen, Esq.

Nevada Bar No. 10678

5371 Kietzke Lane

Reno, NV 89511

Attorneys for Respondent

**CERTIFICATE OF MAILING**

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Pursuant to NRAP 25(1), I hereby certify that I am an employee of the Law Offices of WATSON ROUNDS and that on this date a true copy of the foregoing RESPONDENT’S APPENDIX VOLUME II by Nevada Supreme Court CM/ECF Electronic Filing addressed to each of the following:

Jason D. Woodbury  
Severin A. Carlson  
Kaempfer Crowell  
510 West Fourth Street  
Carson City, Nevada 89703

DATED: This 17<sup>th</sup> day of November, 2014.

/s/ Nancy R. Lindsley  
An Employee of Watson Rounds

1 Matthew D. Francis (6978)  
Adam P. McMillen (10678)  
2 WATSON ROUNDS  
5371 Kietzke Lane  
3 Reno, NV 89511  
Telephone: 775-324-4100  
4 Facsimile: 775-333-8171  
*Attorneys for Plaintiff Jed Margolin*  
5

6  
7 **In The First Judicial District Court of the State of Nevada**  
8 **In and for Carson City**  
9

10 **JED MARGOLIN, an individual,**

11 **Plaintiff,**

12 **vs.**

13 **OPTIMA TECHNOLOGY CORPORATION,**  
14 **a California corporation, OPTIMA**  
**TECHNOLOGY CORPORATION, a Nevada**  
15 **corporation, REZA ZANDIAN aka**  
**GOLAMREZA ZANDIANJAZI aka**  
16 **GHOLAM REZA ZANDIAN aka REZA JAZI**  
**aka J. REZA JAZI aka G. REZA JAZI aka**  
17 **GHONONREZA ZANDIAN JAZI, an**  
**individual, DOE Companies**  
18 **1-10, DOE Corporations 11-20, and DOE**  
19 **Individuals 21-30,**

20 **Defendants.**

**Case No.: 090C00579 1B**

**Dept. No.: 1**

**AFFIDAVIT OF ADAM P.**  
**MCMILLEN IN SUPPORT OF**  
**OPPOSITION TO MOTION TO**  
**DISMISS**

21  
22 I, Adam P. McMillen, being first duly sworn, under oath, depose and say:

23 1. I am an associate at the law firm of Watson Rounds located at 5371 Kietzke  
24 Lane, Reno, Nevada 89511. I represent the Plaintiff, Jed Margolin, in the above referenced  
25 cause of action against the named Defendants, who are necessary parties to this action. This  
26 declaration is based upon my personal knowledge, and is made in support of Plaintiff's  
27 Opposition to Defendants' Motion to Dismiss.  
28

- 1           2.       Attached as **Exhibit 1** is a true and correct copy of the fraudulent assignment  
2 documents Defendant Reza Zandian filed with the United States Patent and Trademark Office,  
3 dated 12/5/07.
- 4           3.       Attached as **Exhibit 2** is a true and correct copy of the Affidavit of Service for  
5 Defendant Reza Zandian, dated 2/18/10.
- 6           4.       Attached as **Exhibit 3** is a true and correct copy of the Letter, dated 1/8/10,  
7 from Cassandra Joseph to John Peter Lee.
- 8           5.       Attached as **Exhibit 4** is a true and correct copy of the Letter, dated 8/04/11,  
9 from Adam McMillen to John Peter Lee.
- 10          6.       Attached as **Exhibit 5** is a true and correct copy of the Letter, dated 8/8/11,  
11 from John Peter Lee to Adam McMillen.
- 12          7.       Attached as **Exhibit 6** is a true and correct copy of Zandian's Clark County  
13 property information.
- 14          8.       Attached as **Exhibit 7** is a true and correct copy of Zandian's Washoe County  
15 property information.
- 16          9.       Attached as **Exhibit 8** is a true and correct copy of Zandian's Lyon County  
17 property information.
- 18          10.      Attached as **Exhibit 9** is a true and correct copy of Zandian's Churchill County  
19 property information.
- 20          11.      Attached as **Exhibit 10** is a true and correct copy of Zandian's Elko County  
21 property information.
- 22          12.      Attached as **Exhibit 11** is a true and correct copy of Zandian's manager  
23 information for Johnson Spring Water Company LLC.
- 24          13.      Attached as **Exhibit 12** is a true and correct copy of Zandian's manager  
25 information for Wendover Project L.L.C.
- 26          14.      Attached as **Exhibit 13** is a true and correct copy of Zandian's manager  
27 information for 11000 Reno Highway, Fallon, L.L.C.
- 28

- 1           15. Attached as **Exhibit 14** is a true and correct copy of 11000 Reno Highway,  
2 Fallon, L.L.C.'s Churchill County property information.
- 3           16. Attached as **Exhibit 15** is a true and correct copy of Zandian's managing  
4 member and resident agent information for Misfits Development LLC.
- 5           17. Attached as **Exhibit 16** is a true and correct copy of Zandian's managing  
6 member and resident agent information for Elko North 5<sup>th</sup> Avenue, LLC.
- 7           18. Attached as **Exhibit 17** is a true and correct copy of Zandian's managing  
8 member and resident agent information for Stagecoach Valley LLC.
- 9           19. Attached as **Exhibit 18** is a true and correct copy of Zandian's resident agent  
10 information for Rock and Royalty LLC.
- 11          20. Attached as **Exhibit 19** is a true and correct copy of Zandian's managing  
12 member information for Gold Canyon Development LLC.
- 13          21. Attached as **Exhibit 20** is a true and correct copy of Zandian's managing  
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- 15          22. Attached as **Exhibit 21** is a true and correct copy of Zandian's managing  
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20 information for Sparks Village LLC.
- 21          25. Attached as **Exhibit 24** is a true and correct copy of Zandian's information for  
22 Optima Technology Corporation.
- 23          26. Attached as **Exhibit 25** is a true and correct copy of Zandian's information for  
24 I-50 Plaza LLC.
- 25          27. Attached as **Exhibit 26** is a true and correct copy of Zandian's information for  
26 Dayton Plaza LLC.
- 27          28. Attached as **Exhibit 27** is a true and correct copy of Zandian's information for  
28 Reno Highway Plaza LLC.

1 29. Attached as **Exhibit 28** is a true and correct copy of the Arizona Complaint,  
2 dated 7/15/08.

3 30. Attached as **Exhibit 29** is a true and correct copy of the Arizona Answer,  
4 Counterclaims, Cross-Claims and Third-Party Claims, dated 1/24/08.

5 31. That Discovery in this matter has never opened since Defendants have never  
6 answered the complaint or the amended complaint.

7 32. That Defendant Zandian raises the issue that he never acted in his individual  
8 capacity in such a way to cause a justiciable injury to the Plaintiff on page 3, lines 20-21 of  
9 Zandian's motion to dismiss (see also page 4, lines 6-7).

10 33. That Discovery into any aspects of the Plaintiff's claims in this matter has not  
11 been accomplished, not even whether Defendant Zandian acted in his personal capacity to  
12 cause a justiciable injury to the Plaintiff.

13 34. That the deposition of Defendant Reza Zandian Defendant Reza Zandian needs  
14 to be taken in order to determine his residency and contacts with the State of Nevada for  
15 jurisdictional purposes and issues related to his role in forging the assignment documents.

16 35. That Plaintiff has yet to propound written discovery into issues related to  
17 Plaintiff's claims, including whether or not Defendant Zandian acted in his personal capacity  
18 in such a way to cause a justiciable injury to Plaintiff.

19 36. That discovery into the Plaintiff's damages has not yet been done.

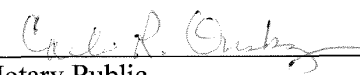
20 37. That discovery into the Defendants' claims and defenses has not been done.

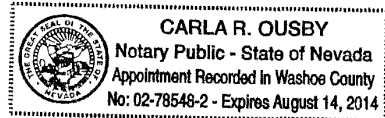
21 38. That the above referenced discovery will assist in developing the facts of this  
22 case, therefore, pursuant to NRCP 56(f), Defendant Zandian's motion to dismiss/summary  
23 judgment should be denied.

24 AFFIANT SAYETH NAUGHT.

25 By:   
ADAM P. MCMILLEN

26 SUBSCRIBED AND SWORN to before me  
27 This 5<sup>th</sup> day of December, 2011.

28   
Notary Public






**CERTIFICATE OF SERVICE**

Pursuant to NRC 5(b), I certify that I am an employee of Watson Rounds, and that on this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true and correct copy of the foregoing document, DECLARATION OF ADAM P. MCMILLEN IN SUPPORT OF OPPOSITION TO MOTION TO DISMISS, addressed as follows:

John Peter Lee  
John Peter Lee, Ltd.  
830 Las Vegas Blvd. South  
Las Vegas, NV 89101

Dated: December 5, 2011

  
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Carla Ousby

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Index of Exhibits

Exhibit No.	Description	No. of Pages
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- 26
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- 28
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---

# Exhibit 1

# Exhibit 1



**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

**\*700352576A\***

\*700352576A\*

DECEMBER 10, 2007

PTAS

OPTIMA TECHNOLOGY CORPORATION (NV)  
C/O JOHN PETER LEE LIMITED  
830 LAS VEGAS BOULEVARD SOUTH  
LAS VEGAS, NEVADA 89101

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 5/1-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 12/05/2007

REEL/FRAME: 020218/0085  
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MARGOLIN, JED

DOC DATE: 12/05/2007

ASSIGNEE:

OPTIMA TECHNOLOGY CORPORATION (NV)  
830 LAS VEGAS BOULEVARD SOUTH  
C/O JOHN PETER LEE LIMITED  
LAS VEGAS, NEVADA 89101

SERIAL NUMBER: 08513298

FILING DATE: 08/09/1995

PATENT NUMBER: 5566073

ISSUE DATE: 10/15/1996

TITLE: PILOT AID USING SYNTHETIC REALITY

SERIAL NUMBER: 08587731

FILING DATE: 01/19/1996

PATENT NUMBER: 5904724

ISSUE DATE: 05/18/1999

TITLE: METHOD AND APPARATUS FOR REMOTELY PILOTING AN AIRCRAFT

020218/0085 PAGE 2

SERIAL NUMBER: 09543252 FILING DATE: 04/05/2000  
PATENT NUMBER: 6377436 ISSUE DATE: 04/23/2002  
TITLE: MICROWAVE TRANSMISSION USING A LASER-GENERATED PLASMA BEAM WAVEGUIDE

SERIAL NUMBER: 09148045 FILING DATE: 09/03/1998  
PATENT NUMBER: 5978488 ISSUE DATE: 11/02/1999  
TITLE: SIMULATED AM RADIO

THERESA FREDERICK, EXAMINER  
ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

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12/05/2007  
700352576

858-625-2480

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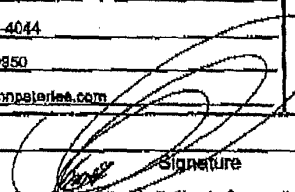
Form PTO-1595 (Rev. 07/05)  
OMB No. 0651-0027 (exp. 6/30/2008)

U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

RECORDATION FORM COVER SHEET

PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

<b>1. Name of conveying party(ies)</b> Jed Margolin based on Power of Attorney dated July 20, 2004 to: Optima Technology Corporation (CA)  Additional name(s) of conveying party(ies) attached? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		<b>2. Name and address of receiving party(ies)</b> Name: <u>Optima Technology Corporation (NV)</u> Internal Address: <u>c/o John Peter Lee Limited</u>  Street Address: <u>830 Las Vegas Boulevard South</u>  City: <u>Las Vegas</u> State: <u>Nevada</u> Country: <u>U.S.A.</u> Zip: <u>89101</u>  Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>3. Nature of conveyance/Execution Date(s):</b> Execution Date(s) <u>December 5, 2007</u> <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Joint Research Agreement <input type="checkbox"/> Government Interest Assignment <input type="checkbox"/> Executive Order 9424, Confirmatory License <input type="checkbox"/> Other		<b>4. Application or patent number(s):</b> <input type="checkbox"/> This document is being filed together with a new application. A. Patent Application No.(s)  B. Patent No.(s) <u>6,568,073</u> <u>6,904,724</u> <u>6,377,438</u> <u>5,978,488</u>  Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>5. Name and address to whom correspondence concerning document should be mailed:</b> Name: <u>Optima Technology Corporation (NV)</u> Internal Address: <u>c/o John Peter Lee Limited</u>  Street Address: <u>830 Las Vegas Boulevard South</u>  City: <u>Las Vegas</u> State: <u>Nevada</u> Zip: <u>89101</u> Phone Number: <u>702-382-4044</u> Fax Number: <u>702-382-9950</u> Email Address: <u>info@johnpeterlee.com</u>		<b>6. Total number of applications and patents involved:</b> <u>4</u>  <b>7. Total fee (37 CFR 1.21(h) &amp; 3.41)</b> \$ <u>160.00</u> <input checked="" type="checkbox"/> Authorized to be charged by credit card <input type="checkbox"/> Authorized to be charged to deposit account <input type="checkbox"/> Enclosed <input type="checkbox"/> None required (government interest not affecting title)	
<b>9. Signature:</b>  Signature <u>Optima Technology Corporation (a California Corporation)</u> Name of Person Signing		<b>8. Payment Information</b> a. Credit Card Last 4 Numbers <u>1004</u> Expiration Date <u>01/09</u>  b. Deposit Account Number _____ Authorized User Name _____  Date <u>12/5/2007</u>	
		Total number of pages including cover sheet, attachments, and documents: <u>7</u>	

OP \$160.00 5666073

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to: Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450



**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

**\*700352578A\***

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DECEMBER 10, 2007

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OPTIMA TECHNOLOGY COPORATION (NV)  
C/O JOHN PETER LEE LIMITED  
830 LAS VEGAS BPULEVARD SOUTH  
LAS VEGAS, NEVADA 89101

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RECORDATION DATE: 12/05/2007

REEL/FRAME: 020218/0089

NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MARGOLIN, JED BASED ON POWER OF  
ATTORNEY DATED JULY 20, 2004 TO:  
OPTIMA TECHNOLOGY CORPORATION  
(CA)

DOC DATE: 12/05/2007

ASSIGNEE:

OPTIMA TECHNOLOGY CORPORATION (NV)  
830 LAS VEGAS BOULEVARD SOUTH  
C/O JOHN PETER LEE LIMITED  
LAS VEGAS, NEVADA 89101

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THERESA FREDERICK, EXAMINER  
ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

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859-625-2460

p. 1

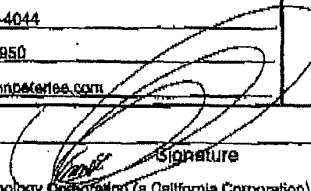
Form PTO-1595 (Rev. 07/05)  
OMB No. 0651-0027 (exp. 6/30/2008)

U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

RECORDATION FORM COVER SHEET

PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

<b>1. Name of conveying party(ies)</b> Jed Margelin based on Power of Attorney dated July 20, 2004 to: Optima Technology Corporation (CA)  Additional name(s) of conveying party(ies) attached? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		<b>2. Name and address of receiving party(ies)</b> Name: <u>Optima Technology Corporation (NV)</u> Internal Address: <u>c/o John Peter Lee Limited</u>  Street Address: <u>830 Las Vegas Boulevard South</u>  City: <u>Las Vegas</u> State: <u>Nevada</u> Country: <u>U.S.A.</u> Zip: <u>89101</u> Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>3. Nature of conveyance/Execution Date(s):</b> Execution Date(s) <u>December 5, 2007</u> <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Joint Research Agreement <input type="checkbox"/> Government Interest Assignment <input type="checkbox"/> Executive Order 9424, Confirmatory License <input type="checkbox"/> Other		<b>4. Application or patent number(s):</b> <input type="checkbox"/> This document is being filed together with a new application. A. Patent Application No.(s)  B. Patent No.(s) <u>5,666,073</u> <u>5,904,724</u> <u>6,377,436</u> <u>5,978,488</u> Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>5. Name and address to whom correspondence concerning document should be mailed:</b> Name: <u>Optima Technology Corporation (NV)</u> Internal Address: <u>c/o John Peter Lee Limited</u>  Street Address: <u>830 Las Vegas Boulevard South</u>  City: <u>Las Vegas</u> State: <u>Nevada</u> Zip: <u>89101</u> Phone Number: <u>702-382-4044</u> Fax Number: <u>702-383-9950</u> Email Address: <u>info@johnpeterlee.com</u>		<b>6. Total number of applications and patents involved:</b> <u>4</u> <b>7. Total fee (37 CFR 1.21(h) &amp; 3.41)</b> \$ <u>160.00</u> <input checked="" type="checkbox"/> Authorized to be charged by credit card <input type="checkbox"/> Authorized to be charged to deposit account <input type="checkbox"/> Enclosed <input type="checkbox"/> None required (government interest not affecting title)	
<b>8. Signature:</b>  Signature <u>Optima Technology Corporation (a California Corporation)</u> Name of Person Signing		<b>8. Payment Information</b> a. Credit Card Last 4 Numbers <u>1004</u> Expiration Date <u>01/09</u> b. Deposit Account Number _____ Authorized User Name _____	
Date <u>12/5/2007</u>		Total number of pages (including cover sheet, attachments, and documents): <u>7</u>	

OP \$160.00 5666073

Documents to be recorded (including cover sheet) should be faxed to (871) 273-0140, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA, 22313-1450

020227/0287 PAGE 2

SERIAL NUMBER: 09543252                    FILING DATE: 04/05/2000  
PATENT NUMBER: 6377436                    ISSUE DATE: 04/23/2002  
TITLE: MICROWAVE TRANSMISSION USING A LASER-GENERATED PLASMA BEAM WAVEGUIDE

SERIAL NUMBER: 09148045                    FILING DATE: 09/03/1998  
PATENT NUMBER: 5978488                    ISSUE DATE: 11/02/1999  
TITLE: SIMULATED AM RADIO

MARCUS KIRK, EXAMINER  
ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

020227/0287 PAGE 2

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MARCUS KIRK, EXAMINER  
ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

12/07/2007  
700352860

Form PTO-1595 (Rev. 07/05)  
OMB No. 0951-0027 (exp. 6/30/2008)

U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

RECORDATION FORM COVER SHEET PATENTS ONLY	
To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.	
<b>1. Name of conveying party(ies)</b> Jed Margolin based on Power of Attorney dated July 20, 2004 to: Optima Technology Corporation (CA)	<b>2. Name and address of receiving party(ies)</b> Name: <u>Optima Technology Corporation (NV)</u> Internal Address: <u>c/o John Peter Lee Limited</u> Street Address: <u>890 Las Vegas Boulevard South</u> City: <u>Las Vegas</u> State: <u>Nevada</u> Country: <u>U.S.A.</u> Zip: <u>89101</u>
Additional name(s) of conveying party(ies) attached? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <b>3. Nature of conveyance/Execution Date(s):</b> Execution Date(s) <u>December 5, 2007</u> <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Joint Research Agreement <input type="checkbox"/> Government Interest Assignment <input type="checkbox"/> Executive Order 9424, Confirmatory License <input type="checkbox"/> Other	Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>4. Application or patent number(s):</b> <input type="checkbox"/> This document is being filed together with a new application. A. Patent Application No.(s) B. Patent No.(s) <u>5,586,073</u> <u>5,904,724</u> <u>6,377,435</u> <u>5,978,480</u> Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>5. Name and address to whom correspondence concerning document should be mailed:</b> Name: <u>Optima Technology Corporation (NV)</u> Internal Address: <u>c/o John Peter Lee Limited</u> Street Address: <u>890 Las Vegas Boulevard South</u> City: <u>Las Vegas</u> State: <u>Nevada</u> Zip: <u>89101</u> Phone Number: <u>702-382-4044</u> Fax Number: <u>702-383-9950</u> Email Address: <u>info@johnpeterlee.com</u>	<b>6. Total number of applications and patents involved:</b> <u>4</u> <b>7. Total fee (37 CFR 1.21(h) &amp; 3.41) \$ 160.00</b> <input checked="" type="checkbox"/> Authorized to be charged by credit card <input type="checkbox"/> Authorized to be charged to deposit account <input type="checkbox"/> Enclosed <input type="checkbox"/> None required (government interest not affecting title)
	<b>8. Payment Information</b> a. Credit Card Last 4 Numbers <u>1004</u> Expiration Date <u>01/09</u> b. Deposit Account Number _____ Authorized User Name _____
<b>9. Signature:</b> <u>Jed Margolin by [Signature]</u> Signature <u>his Attorney in fact</u> Date <u>12/5/2007</u> Optima Technology Corporation (a California Corporation) Name of Person Signing	Total number of pages including cover sheet, attachments, and documents: <u>7</u>

OP \$160.00 5566073

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0146, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450

Dec 05 07 01:52p nikan

858-625-2460

p. 4

**Optima Technology Corporation**

8775 Costa Verde Blvd.  
Suite 501, San Diego CA 92122  
Phone: 775-450-6833  
Fax: 858-625-2460

December 5, 2007

United States Patent Office  
Patent Assignment Department

Fax: 571-273-0140

Subject: Assignment of Patents

Dear Sir,

Reference to our telephone conversation of today with Mr. Maurice please find herewith the information cover sheet and credit card payment form and the power of attorney from Mr. Jed Margolin to Optima Technology Corporation for four patents Numbers:

5,566,073  
5,904,724  
5,377,436  
5,978,488

to be assigned to Optima Technology Corporation a Nevada Corporation with the Address:

Mr. John Peter Lee Esq.  
830 Las Vegas Boulevard South,  
Las Vegas NV 89101

Thank you in advance for your co-operation, please call 775-450-6833 if you have any question.

Truly Yours

Reza Zandian  
Director/Officer Optima Technology Corporation



---

# Exhibit 2

# Exhibit 2

**COPY**

No. 090C00579 LB  
Dept. I

REC'D & FILED  
2010 MAR -9 PM 2:15  
ALAN GLOVER  
BY J. HANICLEROAD  
DEPUTY

In the First Judicial District Court of the State of Nevada  
in and for Carson City

**SUMMONS**

JED MARGOLIN, an individual  
Plaintiff,


vs.  
Optima Technology Corporation, a California corporation,  
Optima Technology Corporation, a Nevada corporation, Reza  
Zandian aka Golanreza Zandianjazi aka Gholam Reza Zandian  
aka Reza Jazi aka J. Reza Defendant, Jazi aka G. Reza Jazi  
aka Chononreza Zandian Jazi, an individual, DOE Companies  
1-10, DOE Corporations 11-20, and DOE Individuals 21-30  
DEFENDANTS

THE STATE OF NEVADA SENDS GREETINGS TO THE ABOVE-NAMED DEFENDANT:

**NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ THE INFORMATION BELOW.**

TO THE DEFENDANT: A civil Complaint has been filed by the plaintiff against you.

1. If you wish to defend this lawsuit, you must, within 20 days after this Summons is served on you, exclusive of the day of service, file with this Court a written pleading in response to this Complaint.
2. Unless you respond, your default will be entered upon application of the plaintiff, and this Court may enter a judgment against you for the relief demanded in the Complaint\*, which could result in the taking of money or property or the relief requested in the Complaint.
3. If you wish to seek the advice of an attorney in this matter, you should do so promptly so that your response may be filed on time.
4. You are required to serve your response upon plaintiff's attorney, whose address is

ALAN GLOVER  
Clerk of Court  
By  Deputy Clerk

Date December 15, 2009, 2010

\*Note - When service by publication, insert a brief statement of the object of the action. See Rule 4.

RETURN OF SERVICE ON REVERSE SIDE



**AFFIDAVIT OF SERVICE**  
(For General Use)

STATE OF CALIFORNIA }  
COUNTY OF SACRAMENTO } SS.

ROBERT TOTH, declares under penalty of perjury:  
That affiant is, and was on the day when he served the within Summons, over 18 years of age, and not a party to, nor interested in, the within action; that the affiant received the Summons on the 22<sup>ND</sup> day of JANUARY, 20 10, and personally served the same upon REZA ZANDIAN the within named defendant, on the 2<sup>ND</sup> day of FEBRUARY, 20 10, by delivering to the said defendant, personally, in FAIR OAKS, County of SACRAMENTO, State of CALIFORNIA, a copy of the Summons attached to a copy of the Complaint.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Executed this 12<sup>TH</sup> day of FEBRUARY, 20 10. Robert Toth  
Signature of person making service

STATE OF NEVADA }  
CARSON CITY } SS.

**NEVADA SHERIFF'S RETURN**  
(For Use of Sheriff of Carson City)

I hereby certify and return that I received the within Summons on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, and personally served the same upon \_\_\_\_\_, the within named defendant, on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, by delivering to the said defendant, personally, in Carson City, State of Nevada, a copy of the Summons attached to a copy of the Complaint.

\_\_\_\_\_  
Sheriff of Carson City, Nevada

Date: \_\_\_\_\_, 20 \_\_\_\_\_ By \_\_\_\_\_ Deputy

STATE OF NEVADA }  
COUNTY OF \_\_\_\_\_ } SS.

**AFFIDAVIT OF MAILING**  
(For Use When Service is by Publication and Mailing)

\_\_\_\_\_, declares under penalty of perjury:  
That affiant is, and was when the herein described mailing took place, over 18 years of age, and not a party to, nor interested in, the within action; that on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, affiant deposited in the Post Office at \_\_\_\_\_, Nevada, a copy of the within Summons attached to a copy of the Complaint, enclosed in a sealed envelope upon which first class postage was fully prepaid, addressed to \_\_\_\_\_, the within named defendant, at \_\_\_\_\_;

that there is a regular communication by mail between the place of mailing and the place so addressed.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

NOTE - If service is made in any manner permitted by Rule 4 other than personally upon the defendant, or is made outside the United States, a special affidavit or return must be made

1 Jed Margolin v. Optima Technology Corp., et al.  
2 Case No. 090C00579 1B  
3 Declaration of Robert Toth

4 I, ROBERT TOTH, hereby declare:

5 I am a registered process server for the State of California. I have personal knowledge of  
6 the facts contained in this Declaration, and if called as a witness, I could and would competently  
7 testify thereto. As to those matters alleged on information and belief, I believe them to be true.

8 I served copies of the Summons and Complaint, on Reza Zandian aka Golamreza  
9 Zandianjaza, aka Gholam Reza Zandian, aka Reza Jazi, aka J. Reza Jazi, aka G. Reza Jazi, aka  
10 Ghononreza Zanian Jazi:

11 On January 26, 2010 at 8:43 a.m., I went to the residence address at 8401 Bonita Downs  
12 Road, Fair Oaks, California 95628. There was no answer at the door.

13 On January 28, 2010 at 3:47 p.m., I returned to the residence again, and there was no  
14 answer at the door.

15 On January 31, 2010 at 4:13 p.m., I went the residence address, and again there was no  
16 answer at the door.

17 On February 2, 2010 at 5:37 p.m., when I returned to the residence address, I observed no  
18 lights on, no cars parked, but that the trash was set out.

19 On February 2, 2010 at 7:21 p.m., I returned to the residence address. The door was  
20 answered by an elderly man, described as mid to late-60's, middle eastern accent, 5'4" tall, grey  
21 hair, long beard, thin, and wearing glasses. I told him I was looking for Reza. I showed him the  
22 name on the documents with the various names, and made a motion that he knew one or more of  
23 the names. I showed him the photograph that I had. I told him I had legal documents for Reza,  
24 and that I would leave it with him. He took the envelope, opened it and saw the documents. He  
25 told me that he did not want the papers and that he did not live there. I told him that we had  
26 confirmed that was his address. He returned the envelope back. I told him that he needed to  
27 make sure that Reza got the paperwork. I put the envelope by the doorway. He picked up the  
28 envelope and threw it at me as I was leaving. I left the documents there and again told him that  
he had been served for Reza.

- 1 -

1 I declare under penalty of perjury under the laws of the State of California that the  
2 foregoing is true and correct, and that this declaration is executed this 18<sup>th</sup> day of February, at  
3 Citrus Heights, California.

*Robert M. Toth*

4  
5 ROBERT M. TOTH  
Registered Process Server

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28

# Exhibit 3

# Exhibit 3



January 8, 2010

KELLY G. WATSON<sup>1</sup>  
MICHAEL D. ROUNDS<sup>1</sup>  
MATTHEW D. FRANCIS<sup>2</sup>

ARTHUR A. ZORIO<sup>1</sup>  
CASSANDRA P. JOSEPH<sup>1</sup>  
MELISSA P. BARNARD  
RYAN E. JOHNSON  
TARA A. SHIROFF  
MATTHEW G. HOLLAND  
ADAM P. McMILLEN<sup>3</sup>  
ELIZA BECHTOLD<sup>4</sup>  
ADAM YOWELL

OF COUNSEL-  
MARC D. FOODMAN<sup>1,3</sup>

<sup>1</sup> Also licensed in California  
<sup>2</sup> Also licensed in Utah  
<sup>3</sup> Also licensed in Massachusetts  
<sup>4</sup> Licensed only in California

5371 Kietzke Lane  
Reno, Nevada 89511  
(775) 324-4100  
Fax (775) 333-8171  
e-mail: reno@watsonrounds.com

777 North Rainbow Boulevard  
Suite 350  
Las Vegas, Nevada 89107  
(702) 636-4902  
Fax (702) 636-4904

One Market-Steuart Tower  
Suite 1600  
San Francisco, CA 94105  
(415) 243-1090  
Fax (415) 243-0226

www.watsonrounds.com

Reply to: Reno

John Peter Lee, Esq.  
John Peter Lee, Ltd.  
830 Las Vegas Boulevard South  
Las Vegas, NV 89101

Re: Optima Technology Corporation and Reza Zandian

Dear Mr. Lee:

We represent Mr. Jed Margolin in a case pending in the First Judicial District Court for the State of Nevada in and for Carson City, Case No. 09 0C 00579 1B captioned *Jed Margolin v. Optima Technology Corporation (CA), Optima Technology Corporation (NV), Reza Zandian aka Golamreza Zandianjazi aka aka Gholam Reza Zandian, aka Reza Jazi, aka J. Reza Jazi, aka G. Reza Jazi, aka Ghononreza Zandian Jazi* (the Action). Copies of the summonses and complaint filed in the Action are enclosed.

We understand that at one time you represented one or more of the Defendants named in the Action. We are attempting to effectuate service of the enclosed summonses and complaint on Mr. Zandian and the Defendant entities and have been unsuccessful thus far. Please inform me whether you currently represent Mr. Zandian or the Defendant entities, and if so, whether you will accept service on behalf of any of the Defendants. If you refuse or cannot accept service on behalf of any of the Defendants, please provide any information possible regarding the whereabouts of any of the Defendants. Alternatively, please provide copies of the summonses and complaint to the Defendants.

Please inform me by January 29, 2010 whether or not you will accept service of the summonses and complaint on behalf of any of the Defendants, or whether you



John Peter Lee, Esq.  
January 8, 2010  
Page 2

will take any other action requested herein. I look forward to hearing from you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cassandra P. Joseph".

Cassandra P. Joseph  
WATSON ROUNDS  
A Professional Corporation

COPY

1 Case No.: 09 DC 00579 B

2 Dept. No.: I

REC'D & FILED

2009 DEC 11 PM 4:07

BY ~~MARGLOVER~~  
DEPUTY CLERK

3  
4  
5  
6 IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
7 IN AND FOR CARSON CITY

8 JED MARGOLIN, an individual,

9 Plaintiff,

10 vs.

11  
12 OPTIMA TECHNOLOGY  
13 CORPORATION, a California corporation,  
14 OPTIMA TECHNOLOGY CORPORATION,  
15 a Nevada corporation, REZA ZANDIAN aka  
16 GOLAMREZA ZANDIANJAZI aka  
17 GHOLAM REZA ZANDIAN aka REZA  
18 JAZI aka J. REZA JAZI aka G. REZA  
19 JAZI aka GHONONREZA ZANDIAN JAZI,  
20 an individual, DOE Companies 1-10, DOE  
21 Corporations 11-20, and DOE Individuals  
22 21-30,

23 Defendants.

24  
25  
26 COMPLAINT

(Exemption From Arbitration Requested)

27 Plaintiff, JED MARGOLIN ("Mr. Margolin"), by and through his counsel of record,  
28 WATSON ROUNDS, and for his Complaint against Defendants, hereby alleges and complains  
as follows:

The Parties

1. Plaintiff Mr. Margolin is an individual residing in Storey County, Nevada.
2. On information and belief, Defendant Optima Technology Corporation is a

1 California corporation with its principal place of business in Irvine, California.

2 3. On information and belief, Defendant Optima Technology Corporation is a  
3 Nevada corporation with its principal place of business in Las Vegas, Nevada.

4 4. On information and belief, Defendant Reza Zandian, aka Golamreza Zandianjazi,  
5 aka Golamreza Zandianjazi, aka Gholam Reza Zandian, aka Reza Jazi, aka J. Reza Jazi, aka G.  
6 Reza Jazi, aka Ghononreza Zandian Jazi (collectively "Zandian"), is an individual who at all  
7 relevant times resided in San Diego, California or Las Vegas, Nevada.

8 5. On information and belief, Defendant Optima Technology Corporation, the  
9 Nevada corporation ("OTC—Nevada") is a wholly owned subsidiary of Optima Technology  
10 Corporation, the California corporation ("OTC—California"), and Defendant Zandian at all  
11 relevant times served as officers of the OTC—California and OTC—Nevada.

12 6. Mr. Margolin believes, and therefore alleges, that at all times herein mentioned,  
13 each of the Defendants was the agent, servant or employee of each of the other Defendant and at  
14 all times was acting within the course and scope of said agency and/or employment and that each  
15 Defendant is liable to Mr. Margolin for the reasons and the facts herein alleged. Relief is sought  
16 herein against each and all of the Defendants jointly and severally, as well as its or their agents,  
17 assistants, successors, employees and all persons acting in concert or cooperation with them or at  
18 their direction. Mr. Margolin will amend his Complaint when such additional persons acting in  
19 concert or cooperation are ascertained.

20  
21  
22 **Jurisdiction and Venue**

23  
24 7. Pursuant to the Nevada Constitution, Article 6, Section 6, the district courts of the  
25 State of Nevada have original jurisdiction in all cases excluded by law from the original  
26 jurisdiction of the justice courts. This case involves tort claims in an amount in excess of the  
27 jurisdictional limitation of the justice courts and, accordingly, jurisdiction is proper in the district  
28 court.



1           8.       Venue is based upon the provisions of N.R.S. § 13.010, et seq., inasmuch as the  
2 Defendants at all times herein mentioned has been and/or is residing or currently doing business  
3 in and/or are responsible for the actions complained of herein in Storey County.

4                                   Facts

5           9.       Plaintiff Mr. Margolin is the named inventor on numerous patents and patent  
6 applications, including United States Patent No. 5,566,073 ("the '073 Patent"), United States  
7 Patent No. 5,904,724 ("the '724 Patent"), United States Patent No. 5,978,488 ("the '488 Patent")  
8 and United States Patent No. 6,377,436 ("the '436 Patent") (collectively "the Patents").

9           10.      Mr. Margolin is the legal owner and owner of record for the '488 and '436  
10 Patents, and has never assigned those patents.

11           11.     In July 2004, Mr. Margolin granted to Optima Technology Group ("OTG"), a  
12 Cayman Islands Corporation specializing in aerospace technology, a Power of Attorney  
13 regarding the '073 and '724 Patents. In exchange for the Power of Attorney, OTG agreed to pay  
14 Mr. Margolin royalties based on OTG's licensing of the '073 and '724 Patents.  
15

16           12.     In May 2006, OTG and Mr. Margolin licensed the '073 and '724 Patents to  
17 Geneva Aerospace, Inc., and Mr. Margolin received a royalty payment pursuant to the royalty  
18 agreement between Mr. Margolin and OTG.

19           13.     On about July 20, 2004, Mr. Margolin assigned the '073 and '724 Patents to  
20 OTG.  
21

22           14.     In about November 2007, OTG licensed the '073 Patent to Honeywell  
23 International, Inc., and Mr. Margolin received a royalty payment pursuant to the royalty  
24 agreement between Mr. Margolin and OTG.

25           15.     In December 2007, Defendant Zandian filed with the U.S. Patent and Trademark  
26 Office ("USPTO") fraudulent assignment documents allegedly assigning all four of the Patents  
27 to Optima Technology Corporation.  
28

1 16. Upon discovery of the fraudulent filing, Mr. Margolin: (a) filed a report with the  
2 Storey County Sheriff's Department; (b) took action to regain record title to the '488 and '436  
3 Patents that he legally owned; and (c) assisted OTG in regaining record title of the '073 and '724  
4 Patents that it legally owned and upon which it contracted with Mr. Margolin for royalties.

5 17. Soon thereafter, Mr. Margolin and OTG were named as defendants in an action  
6 for declaratory relief regarding non-infringement of the '073 and '724 Patents in the United  
7 States District Court for the District of Arizona, in a case titled: *Universal Avionics Systems*  
8 *Corporation v. Optima Technology Group, Inc.*, No. CV 07-588-TUC-RCC (the "Arizona  
9 Action"). In the Arizona Action, Mr. Margolin and OTG filed a cross-claim for declaratory  
10 relief against Zandian in order to obtain legal title to their respective patents.  
11

12 18. On August 18, 2008, the United States District Court for the District of Arizona  
13 entered a final judgment in favor of Mr. Margolin and OTG on their declaratory relief action, and  
14 ordered that OTC had no interest in the '073 or '724 Patents, and that the assignment documents  
15 filed with the USPTO were "forged, invalid, void, of no force and effect." Attached as Exhibit A  
16 is a copy of the Order from the United States District Court in the Arizona Action.  
17

18 19. Due to Defendants' fraudulent acts, title to the Patents was clouded and interfered  
19 with Plaintiff's and OTG's ability to license the Patents.

20 20. During the period of time Mr. Margolin worked to correct record title of the  
21 Patents in the Arizona Action and with the USPTO, he incurred significant litigation and other  
22 costs associated with those efforts.

23 **Claim 1--Conversion**  
24 **(Against All Defendants)**

25 21. Paragraphs 1-20 of the Complaint set forth above are incorporated herein by  
26 reference.

27 22. Through the fraudulent acts described above, Defendants wrongfully exerted  
28 dominion over the Patents, thereby depriving Mr. Margolin of the use of such property.

1           23.     The Patents and the royalties due Mr. Margolin under the Patents were the  
2 personal property of Mr. Margolin.

3           24.     As a direct and proximate result of the Defendants' conversion, Mr. Margolin has  
4 suffered damages in excess of ten thousand dollars (\$10,000), entitling him to the relief set forth  
5 below.

6   **Claim 2--Tortious Interference With Contract**  
7   **(Against All Defendants)**  
8

9           25.     Paragraphs 1-24 of the Complaint set forth above are incorporated herein by  
10 reference.

11          26.     Mr. Margolin was a party to a valid contract with OTG for the payment of  
12 royalties based on the license of the '073 and '724 Patents.

13          27.     Defendants were aware of Mr. Margolin's contract with OTG.

14          28.     Defendants committed intentional acts intended and designed to disrupt and  
15 interfere with the contractual relationship between Mr. Margolin and OTG.

16          29.     As a result of the acts of Defendants, Mr. Margolin's contract with OTG was  
17 actually interfered with and disrupted.

18          30.     As a direct and proximate result of the Defendants' tortious interference with  
19 contract, Mr. Margolin has suffered damages in excess of ten thousand dollars (\$10,000),  
20 entitling him to the relief set forth below.

21   **Claim 3--Intentional Interference with Prospective Economic Advantage**  
22   **(Against All Defendants)**  
23

24          31.     Paragraphs 1-30 of the Complaint set forth above are incorporated herein by  
25 reference.

26          32.     Defendants were aware of Mr. Margolin's prospective business relations with  
27 licensees of the Patents.

28          33.     Defendants purposely, willfully and improperly attempted to induce Mr.  
Margolin's prospective licensees to refrain from engaging in business with Mr. Margolin.

1           34. The foregoing actions by Defendants interfered with the business relationships of  
2 Mr. Margolin, and were done intentionally and occurred without consent or authority of Mr.  
3 Margolin.

4           35. As a direct and proximate result of the Defendants' tortious interference, Mr.  
5 Margolin has suffered damages in excess of ten thousand dollars (\$10,000), entitling him to the  
6 relief set forth below.

7   **Claim 4—Unjust Enrichment**  
8   **(Against All Defendants)**

9           36. Paragraphs 1-35 of the Complaint set forth above are incorporated herein by  
10 reference.

11           37. Defendants wrongfully obtained record title to the Patents.

12           38. Defendants were aware that record title to the Patents was valuable, and were  
13 aware of the benefit derived from having record title.

14           39. Defendants unjustly benefitted from the use of Mr. Margolin's property without  
15 compensation to Mr. Margolin.

16           40. As a direct and proximate result of Defendants' aforementioned acts, Mr.  
17 Margolin is entitled to equitable relief.

18   **Claim 5—Unfair and Deceptive Trade Practices**  
19   **(Against All Defendants)**

20           41. Paragraphs 1-40 of the Complaint set forth above are incorporated herein by  
21 reference.

22           42. The Defendants, engaging in the acts and conduct described above, have  
23 knowingly and willfully committed unfair and deceptive trade practices under NRS 598.0915 by  
24 making false representations.

25           43. As a direct and proximate result of the Defendants' unfair and deceptive trade  
26 practices, Mr. Margolin has suffered damages in excess of ten thousand dollars (\$10,000),  
27 entitling him to the relief set forth below.  
28

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WHEREFORE, Plaintiff Jed Margolin, prays for judgment against the Defendants as follows:

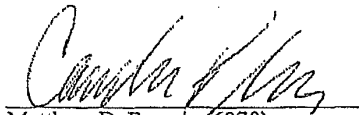
1. That Plaintiff be awarded damages for Defendants' tortious conduct;
2. That Plaintiff be awarded damages for Defendants' unjust enrichment;
3. That Plaintiff be awarded damages for Defendants' commission of unfair and deceptive trade practices, in an amount to be proven at trial, with said damages being trebled pursuant to NRS 598.0999;
4. That Plaintiff be awarded actual, consequential, future, and punitive damages of whatever type or nature;
5. That the Court award all such further relief that it deems just and proper.

**AFFIRMATION**

Pursuant to NRS 239B.030, the undersigned does hereby affirm that the preceding document, filed in District Court, does not contain the social security number of any person.

DATED: December 10, 2009

WATSON ROUNDS



Matthew D. Francis (6978)  
Cassandra P. Joseph (9845)  
WATSON ROUNDS  
5371 Kietzke Lane  
Reno, NV 89511  
Telephone: 775-324-4100  
Facsimile: 775-333-8171

*Attorneys for Plaintiff Jed Margolin*

Exhibit 1

Exhibit 1

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

UNIVERSAL AVIONICS SYSTEMS CORPORATION,

Plaintiff,

vs.

OPTIMA TECHNOLOGY GROUP, INC.,  
OPTIMA TECHNOLOGY CORPORATION, ROBERT ADAMS and  
JED MARGOLIN,

Defendants.

No. CV 07-588-TUC-RCC

ORDER

OPTIMA TECHNOLOGY INC. a/k/a  
OPTIMA TECHNOLOGY GROUP, INC.,  
a corporation,

Counterclaimant,

vs.

UNIVERSAL AVIONICS SYSTEMS CORPORATION, an Arizona corporation,

Counterdefendant,

OPTIMA TECHNOLOGY INC. a/k/a  
OPTIMA TECHNOLOGY GROUP, INC.,

Cross-Claimant,

vs.

OPTIMA TECHNOLOGY CORPORATION,

Cross-Defendant.

1 This Court, having considered the Defendants' Application for Entry of Default  
2 Judgment against Cross-Defendant Optima Technology Corporation, finds no just reason to  
3 delay entry of final judgment.

4 Therefore, IT IS HEREBY ORDERED:

5 Final Judgment is entered against Cross-Defendants Optima Technology Corporation,  
6 a California corporation, and Optima Technology Corporation, a Nevada corporation, as  
7 follows:

8 1. Optima Technology Corporation has no interest in U.S. Patents Nos. 5,566,073 and  
9 5,904,724 ("the Patents") or the Durable Power of Attorney from Jed Margolin dated July  
10 20, 2004 ("the Power of Attorney");

11 2. The Assignment Optima Technology Corporation filed with the USPTO is forged,  
12 invalid, void, of no force and effect, and is hereby struck from the records of the USPTO;

13 3. The USPTO is to correct its records with respect to any claim by Optima  
14 Technology Corporation to the Patents and/or the Power of Attorney; and

15 4. OTC is hereby enjoined from asserting further rights or interests in the Patents  
16 and/or Power of Attorney; and

17 5. There is no just reason to delay entry of final judgment as to Optima Technology  
18 Corporation under Federal Rule of Civil Procedure 54(b).

19 DATED this 18<sup>th</sup> day of August, 2008.

20  
21  
22 

23 Raner C. Collins  
24 United States District Judge



# Exhibit 4

Exhibit

---

# Exhibit 4

# Exhibit 4



August 4, 2011

KELLY G. WATSON <sup>1</sup>  
MICHAEL D. ROUNDS <sup>1</sup>  
MATTHEW D. FRANCIS <sup>2</sup>

ARTHUR A. ZORIO <sup>1</sup>  
MELISSA P. BARNARD  
RYAN E. JOHNSON  
MATTHEW G. HOLLAND  
ADAM P. McMILLEN <sup>2</sup>  
ADAM YOWELL  
VINH PHAM <sup>2</sup>

OF COUNSEL-  
MARC D. FOODMAN <sup>1,3</sup>  
STEVEN T. POLIKALAS <sup>1,4</sup>

<sup>1</sup> Also licensed in California  
<sup>2</sup> Also licensed in Utah  
<sup>3</sup> Also licensed in Massachusetts  
<sup>4</sup> Also licensed in Tennessee  
<sup>5</sup> Licensed only in California

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Fax (415)243-0226

www.watsonrounds.com

Reply to: Reno

VIA FACSIMILE ONLY: 702-383-9950  
John Peter Lee, Esq.  
John Peter Lee, Ltd.  
830 Las Vegas Boulevard South  
Las Vegas, NV 89101

Re: First Judicial District Court Case No. 090C00579

Dear Mr. Lee:

We are in receipt of and have reviewed the Order setting aside Jed Margolin's default judgment against your client in the above referenced matter. Also in the order is a 90 day time period from August 3, 2011 to properly effectuate service on your client.

Please allow this letter to serve as a formal demand that you accept service on behalf of your client, Reza Zandian. Also, it is demanded that you provide us with a current address for your client. It is demanded that you agree to accept service and provide this information to my office by 5:00 p.m. on August 8, 2011.

If you do not agree to accept service on behalf of your client and if you are not willing to provide his current address, please explain why so that we can properly serve your client in this case.

I look forward to your professional cooperation in this matter.

Regards,

Adam P. McMillen  
WATSON ROUNDS  
A Professional Corporation

TRANSMISSION VERIFICATION REPORT

TIME : 08/04/2011 16:11  
NAME : WATSON ROUNDS  
FAX : 7753338171  
TEL : 7753244100  
SER.# : BROL8J883510

DATE, TIME 08/04 16:11  
FAX NO./NAME 17023839950  
DURATION 00:00:23  
PAGE(S) 02  
RESULT OK  
MODE STANDARD  
ECM



FAX COVER SHEET

KELLY G. WATSON <sup>1</sup>  
MICHAEL D. ROUNDS <sup>1</sup>  
MATTHEW D. FRANCIS <sup>2</sup>

ARTHUR A. ZORIO <sup>1</sup>  
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Fax (775) 333-8171  
renoinfo@watsonrounds.com

777 North Rainbow Boulevard  
Suite 350  
Las Vegas, Nevada 89107  
(702) 636-4902

DATE: August 4, 2011  
TO: John Peter Lee, Esq  
COMPANY: John Peter Lee, Ltd.  
FAX NO: 702-383-9950  
FROM: Adam McMillen  
NUMBER OF PAGES: 2  
RE: First Judicial District Court Case No. 090C00579  
MESSAGE:



FAX COVER SHEET

KELLY G. WATSON<sup>1</sup>  
MICHAEL D. ROUNDS<sup>1</sup>  
MATTHEW D. FRANCIS<sup>2</sup>

ARTHUR A. ZORIO<sup>1</sup>  
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ADAM YOWELL  
VINH PHAM<sup>3</sup>

OF COUNSEL-  
MARC D. FOODMAN<sup>1,3</sup>  
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sfinfo@watsonrounds.com

www.watsonrounds.com

Reply to: Reno

DATE: August 4, 2011  
TO: John Peter Lee, Esq  
COMPANY: John Peter Lee, Ltd.  
FAX NO: 702-383-9950  
FROM: Adam McMillen  
NUMBER OF PAGES: 2  
RE: First Judicial District Court Case No. 090C00579  
MESSAGE:

THE FOLLOWING PAGES ARE A CONFIDENTIAL COMMUNICATION INTENDED ONLY FOR THE PERSON NAMED ABOVE. IF YOU ARE NOT THE PERSON NAMED ABOVE, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERY OF THE FOLLOWING INFORMATION, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE. WE WILL GLADLY REIMBURSE YOUR TELEPHONE EXPENSE. THANK YOU.

# Exhibit 5

# Exhibit 5

**JOHN PETER LEE, LTD.**

**ATTORNEYS AT LAW**

---

830 LAS VEGAS BOULEVARD SOUTH  
LAS VEGAS, NEVADA 89101  
TELEPHONE (702) 382-4044  
FACSIMILE (702) 383-9950  
E-MAIL: info@johnpeterlee.com

August 8, 2011

Fax: (702) 333-8171

Adam P. McMillan  
WATSON ROUNDS  
A Professional Corporation  
777 North Rainbow Boulevard  
Suite 350  
Las Vegas, Nevada 89511

Re: First Judicial District Court Case No. 090C00579

Dear Mr. McMillan:

Your letter of August 4, 2011, is acknowledged. Our response is as follows:

We cannot accept service, nor can we give you Reza Zandian's current address. Except to indicate that he does not reside in Nevada at the present time and is not subject to the jurisdiction of the courts of this State within the provisions of the litigation commenced by your firm involving an Arizona judgment which cannot be domesticated in Nevada.

Yours truly,

JOHN PETER LEE, LTD.

Dictated but not read

John Peter Lee, Esq.

JPL/mh

# Exhibit 6

# Exhibit 6



GENERAL INFORMATION	
<b>PARCEL NO.</b>	071-02-000-005
<b>OWNER AND MAILING ADDRESS</b>	ZANDIAN REZA 8775 COSTA VERDE #501 SAN DIEGO CA 92122-5343
<b>LOCATION ADDRESS CITY/UNINCORPORATED TOWN</b>	MOAPA VALLEY
<b>ASSESSOR DESCRIPTION</b>	PT NE4 NE4 SEC 02 16 68  SEC 02 TWP 16 RNG 68
<b>RECORDED DOCUMENT NO.</b>	* 20050419:04639
<b>RECORDED DATE</b>	04/19/2005
<b>VESTING</b>	NO STATUS

\*Note: Only documents from September 15, 1999 through present are available for viewing.

ASSESSMENT INFORMATION AND SUPPLEMENTAL VALUE	
<b>TAX DISTRICT</b>	826
<b>APPRAISAL YEAR</b>	2010
<b>FISCAL YEAR</b>	10-11
<b>SUPPLEMENTAL IMPROVEMENT VALUE</b>	0
<b>SUPPLEMENTAL IMPROVEMENT ACCOUNT NUMBER</b>	N/A

REAL PROPERTY ASSESSED VALUE		
FISCAL YEAR	2010-11	2011-12
LAND	7000	5250
IMPROVEMENTS	0	0
PERSONAL PROPERTY	0	0
EXEMPT	0	0
GROSS ASSESSED (SUBTOTAL)	7000	5250
TAXABLE LAND+IMP (SUBTOTAL)	20000	15000
COMMON ELEMENT ALLOCATION ASSD	0	0
TOTAL ASSESSED VALUE	7000	5250
TOTAL TAXABLE VALUE	20000	15000

ESTIMATED LOT SIZE AND APPRAISAL INFORMATION	
<b>ESTIMATED SIZE</b>	10.00 Acres
<b>ORIGINAL CONST. YEAR</b>	0
<b>LAST SALE PRICE MONTH/YEAR</b>	24000 04/05
<b>LAND USE</b>	0-00 VACANT
<b>DWELLING UNITS</b>	0

GENERAL INFORMATION	
<b>PARCEL NO.</b>	071-02-000-013
<b>OWNER AND MAILING ADDRESS</b>	ZANDIAN REZA 8775 COSTA VERDE #501 SAN DIEGO CA 92122-5343
<b>LOCATION ADDRESS CITY/UNINCORPORATED TOWN</b>	MOAPA VALLEY
<b>ASSESSOR DESCRIPTION</b>	PT SE4 NE4 SEC 02 16 68  SEC 02 TWP 16 RNG 68
<b>RECORDED DOCUMENT NO.</b>	* 20050420:00563
<b>RECORDED DATE</b>	04/20/2005
<b>VESTING</b>	NO STATUS

\*Note: Only documents from September 15, 1999 through present are available for viewing.

ASSESSMENT INFORMATION AND SUPPLEMENTAL VALUE	
<b>TAX DISTRICT</b>	826
<b>APPRAISAL YEAR</b>	2010
<b>FISCAL YEAR</b>	10-11
<b>SUPPLEMENTAL IMPROVEMENT VALUE</b>	0
<b>SUPPLEMENTAL IMPROVEMENT ACCOUNT NUMBER</b>	N/A

REAL PROPERTY ASSESSED VALUE		
FISCAL YEAR	2010-11	2011-12
LAND	14000	10500
IMPROVEMENTS	0	0
PERSONAL PROPERTY	0	0
EXEMPT	0	0
GROSS ASSESSED (SUBTOTAL)	14000	10500
TAXABLE LAND+IMP (SUBTOTAL)	40000	30000
COMMON ELEMENT ALLOCATION ASSD	0	0
TOTAL ASSESSED VALUE	14000	10500
TOTAL TAXABLE VALUE	40000	30000

ESTIMATED LOT SIZE AND APPRAISAL INFORMATION	
<b>ESTIMATED SIZE</b>	20.00 Acres
<b>ORIGINAL CONST. YEAR</b>	0
<b>LAST SALE PRICE MONTH/YEAR</b>	40000 04/05
<b>LAND USE</b>	0-00 VACANT
<b>DWELLING UNITS</b>	0

# Exhibit 7

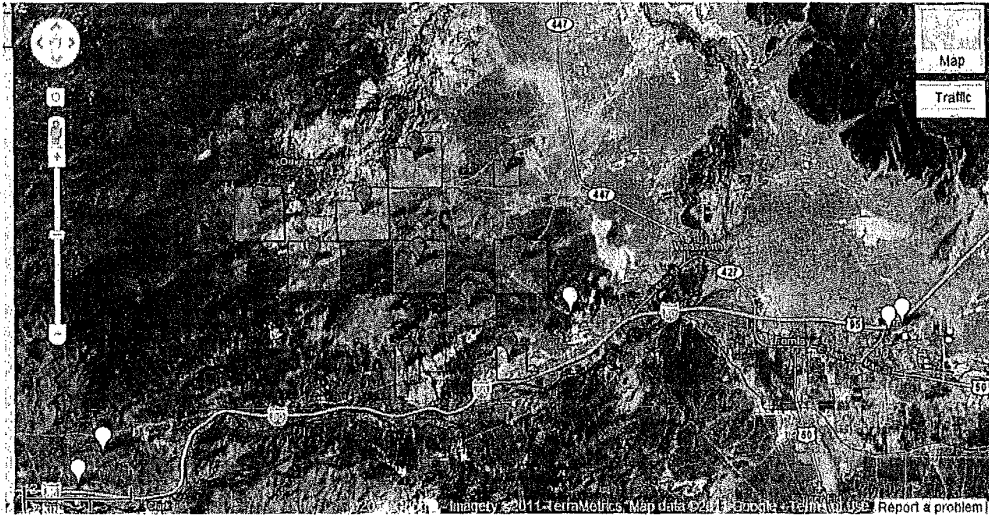
# Exhibit 7

**Zandian's Washoe County Properties - Jed Margolin 4/17/2011**

From Washoe County Web site - Assessor's Database: <http://www.co.washoe.nv.us/assessor/cama/search.php>  
 (from a search for "Zandian") April 14, 2011 by Jed Margolin

APN	Card	Situs		
Owner Name		Mailing Address		Last Transaction Date
079-150-12	1	STATE ROUTE 447		
REZA ZANDIAN		PO BOX 927674	SAN DIEGO CA 92192	06/27/2005
079-150-09	1	STATE ROUTE 447		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
079-150-10	1	STATE ROUTE 447		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
079-150-13	1	STATE ROUTE 447		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-040-02	1	PIERSON CANYON RD		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-040-04	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-040-06	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-040-10	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-130-07	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-140-17	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009

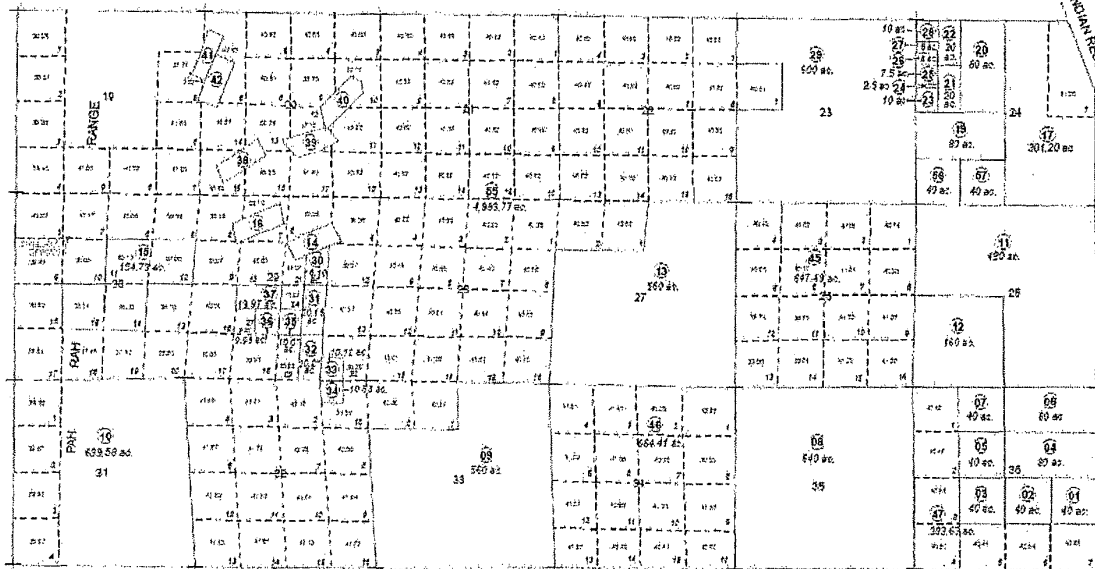
The properties are North of Interstate 80 and East of SR 447. From Google Maps via Zandian's Web site at [www.goldennevada.com](http://www.goldennevada.com). The remaining information is from Washoe County Web site - Assessor's Database.



**PATENTED MINING CLAIMS**

079-155-14 4681 - CASHIN NO. 2	079-190-28 PAT. NO. 82231C LOT 28 GUNDAY EVENING
079-190-19 2745 - NO. 2 AORNE	079-190-37 PAT. NO. 82332C LOT 28 GALEY PLEASER
079-190-30 PAT. NO. 82182A LOT 22 CLIPPEN ANNE	079-190-38 4188 STANDARD
079-190-31 PAT. NO. 82263A LOT 22 WILLIAMS GRAVEL	079-190-43 2875 BLACK HORSE
079-190-32 PAT. NO. 82392A LOT 30 GULCH GRAVEL NO. 1	079-190-43 2876 MOLOV
079-190-33 PAT. NO. 82325A LOT 31 GULCH GRAVEL NO. 2	079-190-41 2851 ALICE
079-190-34 PAT. NO. 82398A LOT 17 GULCH GRAVEL NO. 3	079-190-42 2891 KATHIE B.
079-190-28 PAT. NO. 82390A LOT 28 GUNDAY EVENING	

**SOUTH 1/2 OF TOWNSHIP 21 NORTH - RANGE 23 EAST**



079-150-12 1 STATE ROUTE 447  
RESA ZANDIAN PO BOX 927674 SAN DIEGO CA 92192 06/27/2005

160 acres

County Home => Assessor's Office => Property Assessment Data Search => Parcel Search => Ownership

APN 079-150-12  
**Owner or Trustee % Ownership**  
ZANDIAN, RESA et al  
FOUGHANI, NILOOFAR

079-150-09 1 STATE ROUTE 447  
REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

560 acres

County Home => Assessor's Office => Property Assessment Data Search => Parcel Search => Ownership

APN 079-150-09  
**Owner or Trustee % Ownership**  
SADRI LIVING TRUST TTEE et al  
SADRI, TRUSTEE, FRED 33  
ZANDIAN , REZA 33  
KOROGHLI MANAGEMENT TRST, TRST 33  
KOROGHLI, TRUSTEE, RAY TTEE  
KOROGHLI, TRUSTEE, SATHSOWI T TTEE

079-150-10 1 STATE ROUTE 447  
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

639 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => **Ownership**

APN 079-150-10

<b>Owner or Trustee</b>	<b>% Ownership</b>
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MANAGEMENT TRUST, TRST	33
KOROGHLI, TRUSTEES, RAY TTEE	
KOROGHLI, TRUSTEE, SATHSOWI T TTEE	

079-150-13 1 STATE ROUTE 447  
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

560 acres

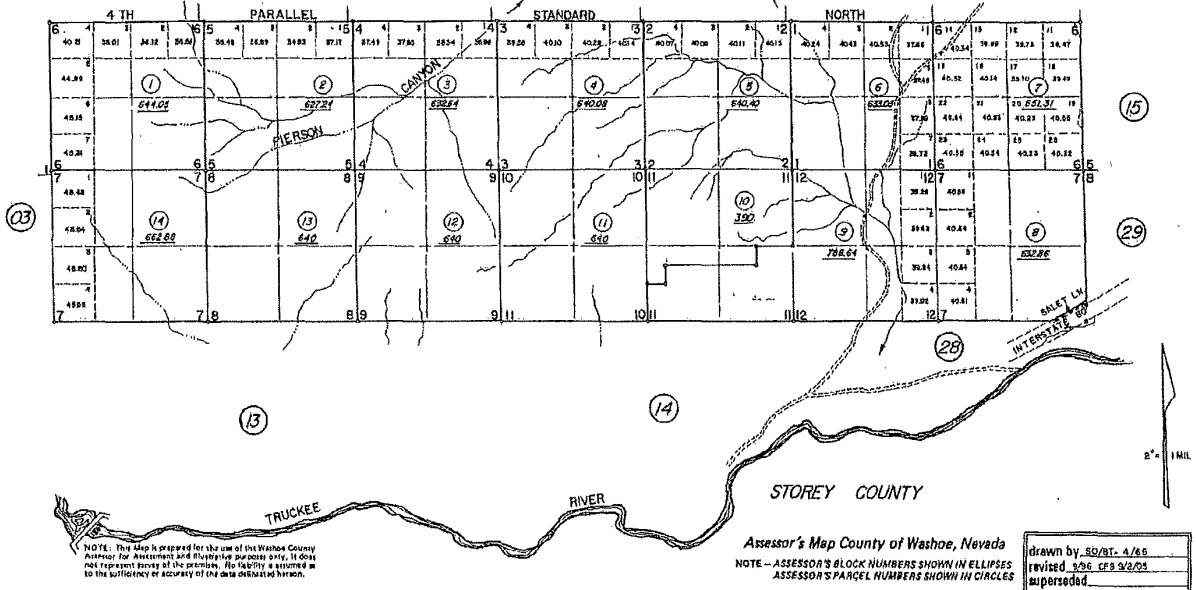
[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => **Ownership**

APN 079-150-13

<b>Owner or Trustee</b>	<b>% Ownership</b>
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MGMT TRUST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	

PORTION OF N<sup>2</sup> - T.20N. - R.23E.  
SECTIONS 6 & 7 - T.20N. - R.24E.

BOOK 79



084-040-02 1 PIERSON CANYON RD  
REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

627 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => [Ownership](#)

APN 084-040-02	
Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MGMT TRST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	



084-040-04 1 E INTERSTATE 80  
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

640 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) =>  
**Ownership**

APN 084-040-04

Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN , REZA	33
KOROGHLI MGMT TRST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	

084-040-06 1 E INTERSTATE 80  
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

633 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) =>  
**Ownership**

APN 084-040-06

Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN , REZA	33
KOROGHLI MGMT TRST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T	

084-040-10 1 E INTERSTATE 80  
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

390 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => [Ownership](#)

APN 084-040-10

Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MGMT TRST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	

084-130-07 1 E INTERSTATE 80  
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

275 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => [Ownership](#)

APN 084-130-07

Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MGMT TRUST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	

084-140-17 1 E INTERSTATE 80  
REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

160 acres

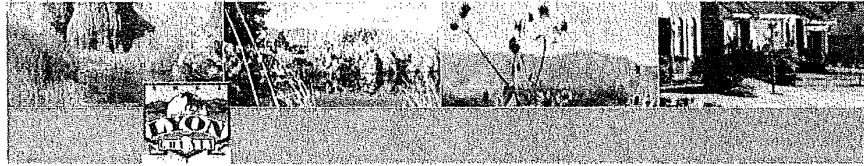
[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => [Ownership](#)

APN 084-140-17

Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MGMT TRST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	

# Exhibit 8

# Exhibit 8



[Assessor Home](#)   [Assessor Inquiry](#)

**Real Property Inquiry**

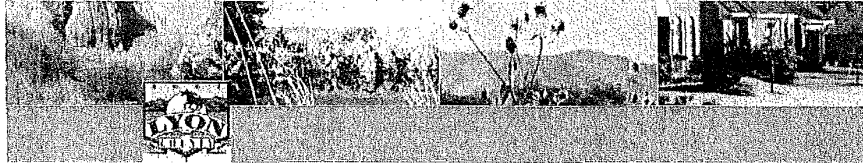
Search for Real Property (Land, Improvements, etc.)

Order List By:    Parcel #    Owner Name    Property Location    District

Filters: Limit Selected Parcels to Include (Choose any number):

Parcel #	<input type="text"/>	8-digit #(s), no dashes	Partial Owner Name <input type="text" value="ZANDIAN"/>
Land Use Code Range	<input type="text"/>	Code Table	examples: SMITH M / ACME MARKETS
Acreage Range	<input type="text"/>		Partial Property Location <input type="text"/>
Net Value Range	<input type="text"/>		examples: N MAIN ST / MAPLE DR
District	<input type="text" value="All"/>		

Search Results - Select for Detail						
Parcel #	Owner Name	Property Location	Dist.	Land Use	Acreage	Net Assessed Value
<a href="#">006-052-04</a>	ZANDIAN, REZA	125 PIKE ST	8.5	140 - Vacant Commercial	.220	15,560
<a href="#">006-052-06</a>	ZANDIAN, REZA	115 PIKE ST	8.5	140 - Vacant Commercial	.220	15,560
<a href="#">006-052-08</a>	ZANDIAN, REZA	105 PIKE ST	8.5	140 - Vacant Commercial	.220	15,560
<a href="#">016-311-18</a>	ZANDIAN, REZA ET AL	HWY 50	8.3	120 - Vacant Single Family	241.790	24,500
<a href="#">015-311-19</a>	ZANDIAN, REZA ET AL	HWY 50	8.3	140 - Vacant Commercial	47.750	16,710
<a href="#">021-461-22</a>	ZANDIAN, REZA ET AL		6.0	120 - Vacant Single Family	40.000	3,360



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[Personal Property](#)

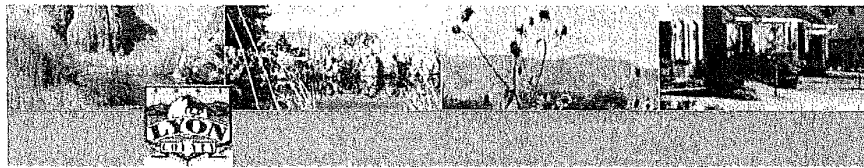
[Sales Data](#)

[Secured Tax Inquiry](#)

[Recorder Search](#)

**Parcel Detail for Parcel # 006-052-04**

<p><b>Location</b></p> <p>Property Location 125 PIKE ST                  Town DAYTON                  Subdivision DAYTON TOWN Lot 4 Block 6                  Property Name                  Remarks</p> <p><a href="#">Add'l Addresses</a>  <a href="#">Assessor Maps</a>  <a href="#">Legal Description</a></p>		<p><b>Ownership</b></p> <p>Assessed Owner Name ZANDIAN, REZA                  Mailing Address P O BOX 927674                  SAN DIEGO, CA 92192-7674                  Legal Owner Name ZANDIAN, REZA                  Vesting Doc#, Date 342193 02/04/05 Book/Page /                  Map Document #s RS80448</p> <p><a href="#">Ownership History</a>  <a href="#">Document History</a></p>																																																																																									
<p><b>Description</b></p> <p>Total Acres .220 Ag Acres .000 W/R Acres .000</p> <p><b>Improvements</b></p> <p>Single-fam Detached 0 Non-dwell Units 0 Bdrm/Bath 0/.00                  Single-fam Attached 0 MH Hookups 0 Stories .0                  Multi-fam Units 0 Wells 0                  Mobile Homes 0 Septic Tanks 0                  Total Dwelling Units 0 Bldg Sq Ft 0                  Garage Sq Ft 0 Attch/Detch                  Basement Sq Ft 0 Finished 0</p> <p><a href="#">Improvement List</a></p>		<p><b>Appraisal Classifications</b></p> <p>Current Land Use Code 140                  Zoning C1                  Re-appraisal Group 5 Re-appraisal Year 2008                  Orig Constr Year Weighted Year</p> <p><a href="#">Code Table</a></p>																																																																																									
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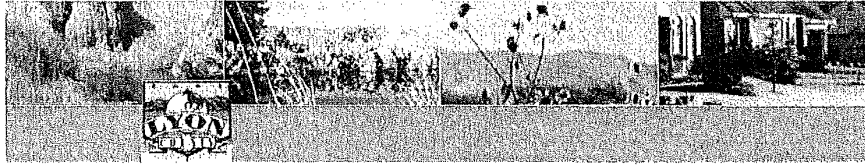


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**Parcel Detail for Parcel # 006-052-05**

<p align="center"><b>Location</b></p> <p>Property Location 115 PIKE ST                  Town DAYTON <a href="#">Add Addresses</a>                  Subdivision DAYTON TOWN Lot 5 Block 6 <a href="#">Assessor Maps</a>                  Property Name <a href="#">Legal Description</a>                  Remarks</p>		<p align="center"><b>Ownership</b></p> <p>Assessed Owner Name ZANDIAN, REZA                  Mailing Address P O BOX 927674 <a href="#">Ownership History</a>                  SAN DIEGO, CA 92192-7674 <a href="#">Document History</a>                  Legal Owner Name ZANDIAN, REZA                  Vesting Doc#, Date 342193 02/04/05 Book/Page /                  Map Document #s RS90448</p>																																																																																									
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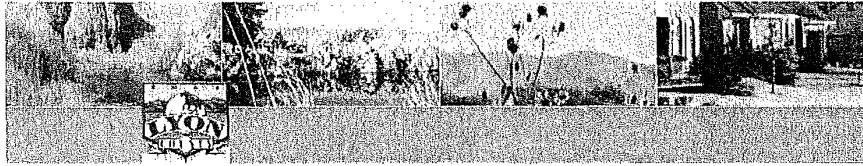


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Parcel Detail for Parcel # 006-052-06																																																																																											
<b>Location</b> Property Location 105 PIKE ST Town DAYTON Subdivision DAYTON TOWN Lot 6 Block 8 Property Name Remarks		<b>Ownership</b> Assessed Owner Name ZANDIAN, REZA Mailing Address P O BOX 927674 SAN DIEGO, CA 92192-7674 Legal Owner Name ZANDIAN, REZA Vesting Doc#, Date 342193 02/04/05 Book/Page / Map Document #s RS90448																																																																																									
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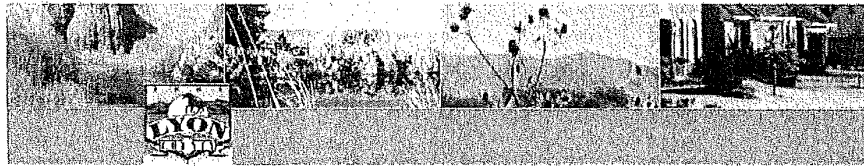
**Parcel Detail for Parcel # 015-311-18**

<p align="center"><b>Location</b></p> <p>Property Location HWY 50                  Town STAGECOACH <a href="#">Add'l Addresses</a>                  Subdivision Lot Block <a href="#">Assessor Maps</a>                  Property Name <a href="#">Legal Description</a></p> <p>Remarks</p>		<p align="center"><b>Ownership</b></p> <p>Assessed Owner Name ZANDIAN, REZA ET AL                  Mailing Address P O BOX 927674 <a href="#">Ownership History</a>                  Add'l Owners SAN DIEGO, CA 92102-7674 <a href="#">Document History</a></p> <p>Legal Owner Name ZANDIAN, REZA ET AL                  Vesting Doc#, Date 344412 03/03/05 Book/Page 7                  Map Document #s RS332209</p>																																																																																									
<p align="center"><b>Description</b></p> <p>Total Acres 241.790 Ag Acres .000 W/R Acres .000</p> <p align="center"><u>Improvements</u></p> <p>Single-fam Detached 0 Non-dwell Units 0 Bdrm/Bath 0/.00                  Single-fam Attached 0 MH Hookups 0 Stories .0                  Multi-fam Units 0 Wells 0                  Mobile Homes 0 Septic Tanks 0                  Total Dwelling Units 0 Bldg Sq Ft 0                  Garage Sq Ft 0 Atch/Detch  <a href="#">Improvement List</a> Basement Sq Ft 0 Finished 0</p>		<p align="center"><b>Appraisal Classifications</b></p> <p>Current Land Use Code 120 <a href="#">Code Table</a></p> <p align="center">Zoning RR3                  Re-appraisal Group 1 Re-appraisal Year 2009                  Orig Constr Year Weighted Year</p>																																																																																									
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Ownership History for Parcel # 015-311-18				
Current Owners		Prior Owners		
Name	From	Name	From	To
EL-SABAWI, RASHAD TR	2006	DEAD DOG RANCH LLC	1997	2005
EL-SABAWI, REEM TR	2006	% LORETTA MC INTIRE		
FAYEGHI, JOHNATHON	2006	804 RED'S GRADE		
EAGLES NEST LLC	2006	CARSON CITY, NV 89703		
ZANDIAN, REZA ET AL	2005			
8775 COSTA VERDE APT 1416				
SAN DIEGO, CA 92122-0000				
FOUGHANI, NILOOFAR	2005			
ABRISHAMI, ELIAS	2005			
ABRISHAMI, MONOO	2005			
ABRISHAMI, ENAYAT	2005			
ABRISHAMI, NAIMA	2005			

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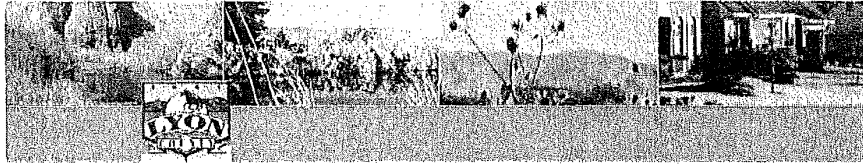
**Parcel Detail for Parcel # 015-311-19**

<p><b>Location</b></p> <p>Property Location HWY 50                  Town STAGECOACH <a href="#">Add'l Addresses</a>                  Subdivision Lot Block <a href="#">Assessor Maps</a>                  Property Name <a href="#">Legal Description</a></p> <p>Remarks ZONE CHANGE FROM RR3 TO C2 6/1/2006</p>		<p><b>Ownership</b></p> <p>Assessed Owner Name ZANDIAN, REZA ET AL                  Mailing Address P O BOX 927674 <a href="#">Ownership History</a>                  Add'l Owners SAN DIEGO, CA 92192-7674 <a href="#">Document History</a></p> <p>Legal Owner Name ZANDIAN, REZA ET AL                  Vesting Doc#, Date 344412 03/03/05 Book/Page /                  Map Document #s RS332209</p>																																																																																									
<p><b>Description</b></p> <p>Total Acres 47.750 Ag Acres .000 W/R Acres .000</p> <p><a href="#">Improvements</a></p> <p>Single-fam Detached 0 Non-dwell Units 0 Bdrn/Bath 07,00                  Single-fam Attached 0 MH Hookups 0 Stories .0                  Multi-fam Units 0 Wells 0                  Mobile Homes 0 Septic Tanks 0                  Total Dwelling Units 0 Bldg Sq Ft 0                  Garage Sq Ft 0 Atch/Detch  <a href="#">Improvement List</a> Basement Sq Ft 0 Finished 0</p>		<p><b>Appraisal Classifications</b></p> <p>Current Land Use Code 140 <a href="#">Code Table</a>                  Zoning C2                  Re-appraisal Group 1 Re-appraisal Year 2009                  Orig Constr Year Weighted Year</p>																																																																																									
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Parcel Detail for Parcel # 021-451-22																																																																																											
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Property Location Town FERNLEY <a href="#">Add Addresses</a> Subdivision Lot Block <a href="#">Assessor Maps</a> Property Name <a href="#">Legal Description</a>  Remarks		Assessed Owner Name ZANDIAN, REZA ET AL Mailing Address P O BOX 927674 SAN DIEGO, CA 92192-7674 <a href="#">Ownership History</a> <a href="#">Document History</a>  Legal Owner Name ZANDIAN, REZA ET AL Vesting Doc#, Date 356791 07/19/05 Book/Page / Map Document #s																																																																																									
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Ownership History for Parcel # 021-451-22				
Current Owners		Prior Owners		
Name	From	Name	From	To
ZANDIAN, REZA ET AL 8775 COSATA VERDE STE 1416 SAN DIEGO, CA 92122-0000	2005	ARNOLD, JACK G 10410 98 ST ANDERSON ISLAND, WA 98303-0000	2003	2005
FOUGHANI, NILOOFAR	2005	EVANS, INGRID P O BOX 1182 RENO, NV 89504	1986	2003
		EVANS, LAWRENCE & INGRID P O BOX 1182 RENO, NV 89504	1986	2003

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# Exhibit 9

# Exhibit 9



# CHURCHILL COUNTY

Office of the Assessor

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**Parcel Detail for Parcel # 007-151-77**

<p><b>Location</b></p> <p>Property Location 8825 BRUSH GARDEN DR</p> <p>Town</p> <p>Subdivision M&amp;B Lot Block</p> <p>Property Name</p> <p>Remarks SPLIT PURSUANT TO DEED</p>		<p><b>Ownership</b></p> <p>Assessed Owner Name ZANDIAN REZA &amp; NILOOFAR</p> <p>Mailing Address P O BOX 927674 Add'l Owners SAN DIEGO CA 92192-7674</p> <p>Legal Owner Name ZANDIAN REZA &amp; NILOOFAR</p> <p>Vesting Doc#, Date 384273 07/27/06 Book/Page / Map Document #s 194386</p>																																																																																									
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# CHURCHILL COUNTY

Office of the Assessor

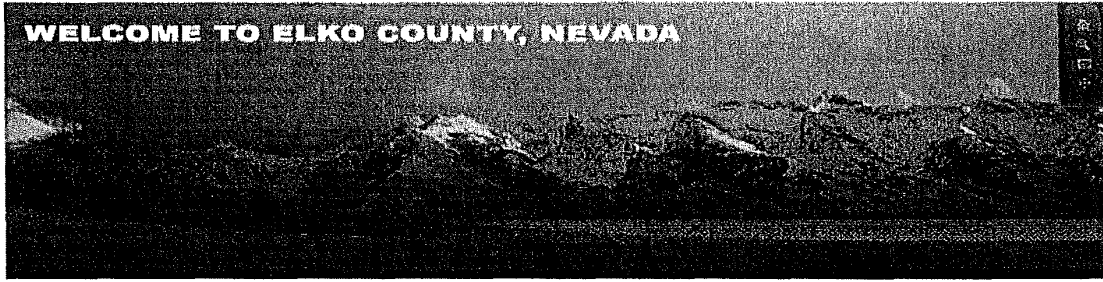
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# Exhibit 10

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**Parcel Detail for Parcel # 001-660-034**

<p><b>Location</b></p> <p>Property Location EL ARMUTH DR                  Town ELKO CITY <a href="#">Add'l Addresses</a>                  Subdivision Lot Block <a href="#">Assessor Maps</a>                  Property Name <a href="#">Legal Description</a></p>			<p><b>Ownership</b></p> <p>Assessed Owner Name ZANDIAN, REZA ET AL                  Mailing Address <a href="#">Ownership History</a>                  PO BOX 927674                  SAN DIEGO CA 92192-7674 <a href="#">Document History</a>                  Legal Owner Name ZANDIAN, REZA ET AL                  Vesting Doc#, Date 560545 09/25/06 Book/Page /                  Map Document #s</p>																																																																																										
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Net Assessed Value	24,640	24,640	24,640																																																																																										
Increased (New) Values																																																																																													
Land	0	0	0																																																																																										
Improvements	0	0	0																																																																																										
Personal Property	0	0	0																																																																																										
Taxable Values	2012-13	2011-12	2010-11																																																																																										
Land	70,400	70,400	70,400																																																																																										
Improvements	0	0	0																																																																																										
Personal Property	0	0	0																																																																																										
Ag Land	0	0	0																																																																																										
Exemptions	0	0	0																																																																																										
Net Taxable Value	70,400	70,400	70,400																																																																																										
Increased (New) Values																																																																																													
Land	0	0	0																																																																																										
Improvements	0	0	0																																																																																										
Personal Property	0	0	0																																																																																										

# Exhibit 11

# Exhibit 11

# JOHNSON SPRING WATER COMPANY LLC

Business Entity Information			
Status:	Active	File Date:	10/01/2003
Type:	Domestic Limited-Liability Company	Entity Number:	LLC14948-2003
Qualifying State:	NV	List of Officers Due:	10/31/2012
Managed By:	Managers	Expiration Date:	10/01/2503
NV Business ID:	NV20031151284	Business License Exp:	10/31/2012

Registered Agent Information			
Name:	RAY KOROGHLI	Address 1:	3055 VIA SARA FINA DR.
Address 2:		City:	HENDERSON
State:	NV	Zip Code:	89052
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
<b>Manager - GHOLAMREZA ZANDIAN JAZI</b>				
Address 1:	PO BOX 927674	Address 2:		
City:	SAN DIEGO	State:	CA	
Zip Code:	92192	Country:		
Status:	Active	Email:		
<b>Manager - RAY KOROGHLI</b>				
Address 1:	3055 VIA SARA FINA DR	Address 2:		
City:	HENDERSON	State:	NV	
Zip Code:	89052	Country:		
Status:	Active	Email:		
<b>Manager - STAR LIVING TRUST(FRED SADRI)</b>				
Address 1:	2827 S MONTEE CRISTO	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89117	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC14948-2003-001	# of Pages:	1

File Date:	10/01/2003	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	LLC14948-2003-003	# of Pages:	1
File Date:	12/24/2003	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	LLC14948-2003-004	# of Pages:	1
File Date:	10/07/2004	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	LLC14948-2003-002	# of Pages:	1
File Date:	1/06/2005	Effective Date:	
<b>List of Officers for 2004 to 2005</b>			
Action Type:	Amendment		
Document Number:	20050142169-40	# of Pages:	1
File Date:	4/21/2005	Effective Date:	
<b>REG MAIL...4-27-05</b>			
Action Type:	Annual List		
Document Number:	20050444611-17	# of Pages:	1
File Date:	9/23/2005	Effective Date:	
<b>LIST 2005-2006 101105JMV</b>			
Action Type:	Annual List		
Document Number:	20060537036-32	# of Pages:	1
File Date:	8/21/2006	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20070600163-45	# of Pages:	1
File Date:	8/29/2007	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20080583745-22	# of Pages:	1
File Date:	8/29/2008	Effective Date:	
<b>08-09</b>			
Action Type:	Annual List		
Document Number:	20090660620-81	# of Pages:	1
File Date:	8/31/2009	Effective Date:	
<b>09/10</b>			
Action Type:	Amendment		
Document Number:	20100689175-19	# of Pages:	1
File Date:	9/14/2010	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20100775875-12	# of Pages:	1
File Date:	10/14/2010	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20110672867-50	# of Pages:	1
File Date:	9/16/2011	Effective Date:	

2011-2012

<b>GENERAL INFORMATION</b>	
<b>PARCEL NO.</b>	071-02-000-013
<b>OWNER AND MAILING ADDRESS</b>	ZANDIAN REZA 8775 COSTA VERDE #501 SAN DIEGO CA 92122-5343
<b>LOCATION ADDRESS CITY/UNINCORPORATED TOWN</b>	MOAPA VALLEY
<b>ASSESSOR DESCRIPTION</b>	PT SE4 NE4 SEC 02 16 68  SEC 02 TWP 16 RNG 68
<b>RECORDED DOCUMENT NO.</b>	* 20050420:00563
<b>RECORDED DATE</b>	04/20/2005
<b>VESTING</b>	NO STATUS

\*Note: Only documents from September 15, 1999 through present are available for viewing.

<b>ASSESSMENT INFORMATION AND SUPPLEMENTAL VALUE</b>	
<b>TAX DISTRICT</b>	826
<b>APPRAISAL YEAR</b>	2011
<b>FISCAL YEAR</b>	11-12
<b>SUPPLEMENTAL IMPROVEMENT VALUE</b>	0
<b>SUPPLEMENTAL IMPROVEMENT ACCOUNT NUMBER</b>	N/A

<b>REAL PROPERTY ASSESSED VALUE</b>		
<b>FISCAL YEAR</b>	2010-11	2011-12
<b>LAND</b>	14000	10500
<b>IMPROVEMENTS</b>	0	0
<b>PERSONAL PROPERTY</b>	0	0
<b>EXEMPT</b>	0	0
<b>GROSS ASSESSED (SUBTOTAL)</b>	14000	10500
<b>TAXABLE LAND+IMP (SUBTOTAL)</b>	40000	30000
<b>COMMON ELEMENT ALLOCATION ASSD</b>	0	0
<b>TOTAL ASSESSED VALUE</b>	14000	10500
<b>TOTAL TAXABLE VALUE</b>	40000	30000

<b>ESTIMATED LOT SIZE AND APPRAISAL INFORMATION</b>	
<b>ESTIMATED SIZE</b>	20.00 Acres
<b>ORIGINAL CONST. YEAR</b>	0
<b>LAST SALE PRICE MONTH/YEAR</b>	40000 04/05
<b>LAND USE</b>	0-00 VACANT
<b>DWELLING UNITS</b>	0



<b>GENERAL INFORMATION</b>	
<b>PARCEL NO.</b>	071-02-000-005
<b>OWNER AND MAILING ADDRESS</b>	ZANDIAN REZA 8775 COSTA VERDE #501 SAN DIEGO CA 92122-5343
<b>LOCATION ADDRESS CITY/UNINCORPORATED TOWN</b>	MOAPA VALLEY
<b>ASSESSOR DESCRIPTION</b>	PT NE4 NE4 SEC 02 16 68  SEC 02 TWP 16 RNG 68
<b>RECORDED DOCUMENT NO.</b>	* <u>20050419:04639</u>
<b>RECORDED DATE</b>	04/19/2005
<b>VESTING</b>	NO STATUS

\*Note: Only documents from September 15, 1999 through present are available for viewing.

<b>ASSESSMENT INFORMATION AND SUPPLEMENTAL VALUE</b>	
<b>TAX DISTRICT</b>	826
<b>APPRAISAL YEAR</b>	2011
<b>FISCAL YEAR</b>	11-12
<b>SUPPLEMENTAL IMPROVEMENT VALUE</b>	0
<b>SUPPLEMENTAL IMPROVEMENT ACCOUNT NUMBER</b>	N/A

<b>REAL PROPERTY ASSESSED VALUE</b>		
<b>FISCAL YEAR</b>	2010-11	2011-12
<b>LAND</b>	7000	5250
<b>IMPROVEMENTS</b>	0	0
<b>PERSONAL PROPERTY</b>	0	0
<b>EXEMPT</b>	0	0
<b>GROSS ASSESSED (SUBTOTAL)</b>	7000	5250
<b>TAXABLE LAND+IMP (SUBTOTAL)</b>	20000	15000
<b>COMMON ELEMENT ALLOCATION ASSD</b>	0	0
<b>TOTAL ASSESSED VALUE</b>	7000	5250
<b>TOTAL TAXABLE VALUE</b>	20000	15000

<b>ESTIMATED LOT SIZE AND APPRAISAL INFORMATION</b>	
<b>ESTIMATED SIZE</b>	10.00 Acres
<b>ORIGINAL CONST. YEAR</b>	0
<b>LAST SALE PRICE MONTH/YEAR</b>	24000 04/05
<b>LAND USE</b>	0-00 VACANT
<b>DWELLING UNITS</b>	0

# Exhibit 12

# Exhibit 12

# WENDOVER PROJECT L.L.C.

Business Entity Information			
Status:	Active	File Date:	4/07/2003
Type:	Domestic Limited-Liability Company	Entity Number:	LLC5010-2003
Qualifying State:	NV	List of Officers Due:	4/30/2012
Managed By:	Managers	Expiration Date:	4/07/2503
NV Business ID:	NV20031051984	Business License Exp:	4/30/2012

Registered Agent Information			
Name:	RAY KOROGHLI	Address 1:	3055 VIA SARA FINA DR.
Address 2:		City:	HENDERSON
State:	NV	Zip Code:	89052
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
<b>Manager - GHOLAMREZA ZANDIAN JAZI</b>				
Address 1:	PO BOX 927674	Address 2:		
City:	SAN DIEGO	State:	CA	
Zip Code:	92192	Country:		
Status:	Active	Email:		
<b>Manager - RAY KOROGHLI</b>				
Address 1:	3055 VIA SARAFINA DR	Address 2:		
City:	HENDERSON	State:	NV	
Zip Code:	89052	Country:		
Status:	Active	Email:		
<b>Manager - STARLIVING TRUST</b>				
Address 1:	2827 S MONTE CRISTO	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89117	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC5010-2003-001	# of Pages:	1

File Date:	4/07/2003	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	LLC5010-2003-003	# of Pages:	1
File Date:	7/08/2003	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	LLC5010-2003-002	# of Pages:	1
File Date:	3/11/2004	Effective Date:	
<b>List of Officers for 2004 to 2005</b>			
Action Type:	Annual List		
Document Number:	20050303179-80	# of Pages:	1
File Date:	7/05/2005	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20060225683-54	# of Pages:	1
File Date:	4/07/2006	Effective Date:	
<b>06-07</b>			
Action Type:	Annual List		
Document Number:	20070124283-99	# of Pages:	1
File Date:	2/20/2007	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20080256781-39	# of Pages:	1
File Date:	4/14/2008	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20090203430-03	# of Pages:	1
File Date:	2/27/2009	Effective Date:	
<b>09-10</b>			
Action Type:	Annual List		
Document Number:	20100243361-32	# of Pages:	1
File Date:	3/25/2010	Effective Date:	
<b>10/11</b>			
Action Type:	Annual List		
Document Number:	20110188889-46	# of Pages:	1
File Date:	3/14/2011	Effective Date:	
<b>(No notes for this action)</b>			

# Exhibit 13

# Exhibit 13

**11000 RENO HIGHWAY, FALLON, L.L.C.**

Business Entity Information			
Status:	Active	File Date:	6/09/2005
Type:	Domestic Limited-Liability Company	Entity Number:	E0363852005-8
Qualifying State:	NV	List of Officers Due:	6/30/2011
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20051368188	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	SEAN S. FAYEGHI	Address 1:	1401 LAS VEGAS BLVD SOUTH
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
<b>Manager - SEAN S FAYEGHI</b>				
Address 1:	1401 S LAS VEGAS BLVD	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:	USA	
Status:	Active	Email:		
<b>Manager - SHA REZAIE</b>				
Address 1:	1401 S LAS VEGAS BLVD	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:	USA	
Status:	Active	Email:		
<b>Manager - REZA ZANDIAN</b>				
Address 1:	1401 S LAS VEGAS BLVD	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:	USA	
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	20050222393-68	# of Pages:	1
File Date:	6/09/2005	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		

Document Number:	20050222394-79	# of Pages:	2
File Date:	6/09/2005	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20060232918-43	# of Pages:	1
File Date:	4/12/2006	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Amended List		
Document Number:	20060601627-50	# of Pages:	1
File Date:	9/19/2006	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20070460170-57	# of Pages:	1
File Date:	7/02/2007	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20080514441-09	# of Pages:	1
File Date:	7/30/2008	Effective Date:	
<b>08/09</b>			
Action Type:	Annual List		
Document Number:	20090396003-02	# of Pages:	1
File Date:	4/30/2009	Effective Date:	
<b>09-10</b>			
Action Type:	Annual List		
Document Number:	20100743536-41	# of Pages:	1
File Date:	10/01/2010	Effective Date:	
<b>(No notes for this action)</b>			

# Exhibit 14

# Exhibit 14





# CHURCHILL COUNTY

Office of the Assessor

[Assessor Home](#) [Back to Search List](#)

[Personal Property](#) [Sales Data](#) [Secured Tax Inquiry](#) [Recorder Search](#)

## Parcel Detail for Parcel # 007-091-12

### Location

Property Location 11000 RENO HWY  
 Town HAZEN [Add'l Addresses](#)  
 Subdivision M&B Lot Block [Assessor Maps](#)  
 Property Name [Legal Description](#)  
 Remarks

### Ownership

Assessed Owner Name 11000 RENO HIGHWAY  
 FALLON LLC  
 Mailing Address 1401 LAS VEGAS BLVD S [Ownership History](#)  
 LAS VEGAS NV 89104-1327 [Document History](#)  
 Legal Owner Name 11000 RENO HIGHWAY  
 FALLON LLC  
 Vesting Doc#, Date 372233 06/22/05 Book/Page /  
 Map Document #s

### Description

Total Acres 640.000 Ag Acres .000 W/R Acres .000  
**Improvements**  
 Single-fam Detached 0 Non-dwell Units 0 Bdrm/Bath 0/00  
 Single-fam Attached 0 MH Hookups 0 Stories .0  
 Multi-fam Units 0 Wells 0  
 Mobile Homes 0 Septic Tanks 0  
 Total Dwelling Units 0 Bldg Sq Ft 0  
 Garage Sq Ft 0 Attch/Detch  
[Improvement List](#) Basement Sq Ft 0 Finished 0

### Appraisal Classifications

Current Land Use Code 180 [Code Table](#)  
 Zoning RR20  
 Re-appraisal Group 3 Re-appraisal Year 2011  
 Orig Constr Year Weighted Year

### Assessed Valuation

Assessed Values	2012-13	2011-12	2010-11
Land	56,000	56,000	201,600
Improvements	458	468	530
Personal Property	0	0	0
Ag Land	0	0	0
Exemptions	0	0	0
Net Assessed Value	56,458	56,468	202,130
Increased (New) Values			
Land	0	0	0
Improvements	0	0	0
Personal Property	0	0	0

### Taxable Valuation

Taxable Values	2012-13	2011-12	2010-11
Land	160,000	160,000	576,000
Improvements	1,309	1,337	1,514
Personal Property	0	0	0
Ag Land	0	0	0
Exemptions	0	0	0
Net Taxable Value	161,309	161,337	577,514
Increased (New) Values			
Land	0	0	0
Improvements	0	0	0
Personal Property	0	0	0

# Exhibit 15

# Exhibit 15

**MISFITS DEVELOPMENT L.L.C.**

Business Entity Information			
Status:	Active	File Date:	8/26/2005
Type:	Domestic Limited-Liability Company	Entity Number:	E0571202005-3
Qualifying State:	NV	List of Officers Due:	8/31/2011
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20051069626	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	REZA ZANDIAN	Address 1:	8350 W. SAHARA AVE SUITE 150
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:	8 SAN RAMON DR	Mailing Address 2:	
Mailing City:	IRVINE	Mailing State:	CA
Mailing Zip Code:	92612		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
<b>Managing Member - SAEID AMINPOUR</b>				
Address 1:	701 NORTHE CAMDEN DR	Address 2:		
City:	BEVERLY HILLS	State:	CA	
Zip Code:	90201	Country:	USA	
Status:	Active	Email:		
<b>Managing Member - NICHOLAS ESKANDARI</b>				
Address 1:	433 N CAMDEN STE 400	Address 2:		
City:	BEVERLY HILLS	State:	CA	
Zip Code:	90210	Country:	USA	
Status:	Active	Email:		
<b>Managing Member - REZA ZANDIAN</b>				
Address 1:	P.O.BOX 927674	Address 2:		
City:	SAN DIEGO	State:	CA	
Zip Code:	92192-7674	Country:	USA	
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	20050351501-12	# of Pages:	1
File Date:	8/26/2005	Effective Date:	
(No notes for this action)			

Action Type:	Initial List		
Document Number:	20050356456-56	# of Pages:	1
File Date:	8/29/2005	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Amended List		
Document Number:	20050555770-86	# of Pages:	1
File Date:	11/16/2005	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20060673303-50	# of Pages:	1
File Date:	10/18/2006	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20070683552-98	# of Pages:	1
File Date:	10/02/2007	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20080564590-59	# of Pages:	1
File Date:	8/25/2008	Effective Date:	
<b>08/09</b>			
Action Type:	Annual List		
Document Number:	20090676689-23	# of Pages:	1
File Date:	9/11/2009	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20100642222-11	# of Pages:	1
File Date:	8/26/2010	Effective Date:	
<b>(No notes for this action)</b>			

# Exhibit 16

# Exhibit 16

**ELKO NORTH 5TH AVE, LLC**

Business Entity Information			
Status:	Active	File Date:	8/31/2005
Type:	Domestic Limited-Liability Company	Entity Number:	E0580312005-7
Qualifying State:	NV	List of Officers Due:	8/31/2011
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20051442315	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	REZA ZANDIAN	Address 1:	8350 W. SAHARA AVE SUITE 150
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:	7590 FAY AVE, SUITE 401	Mailing Address 2:	
Mailing City:	LA JOLLA	Mailing State:	CA
Mailing Zip Code:	92037		
Agent Type:	Noncommercial Registered Agent		

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 0
<b>No stock records found for this company</b>	

Officers		<input type="checkbox"/> Include Inactive Officers	
<b>Managing Member - CHAKAMIAN 2004 TRUST</b>			
Address 1:	7590 FAY AVE, #401	Address 2:	
City:	LA JOLLA	State:	CA
Zip Code:	92037	Country:	
Status:	Active	Email:	
<b>Managing Member - MOINZADEH FAMILY REVOCABLE TRUST</b>			
Address 1:	7590 FAY AVE, #401	Address 2:	
City:	LA JOLLA	State:	CA
Zip Code:	92037	Country:	
Status:	Active	Email:	
<b>Managing Member - REZA ZANDIAN</b>			
Address 1:	P.O. BOX 927674	Address 2:	
City:	SAN DIEGO	State:	CA
Zip Code:	92192	Country:	USA
Status:	Active	Email:	

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	20050364566-57	# of Pages:	2
File Date:	8/31/2005	Effective Date:	
REG MAIL SAE 9-1-05			

Action Type:	Initial List		
Document Number:	20050437973-30	# of Pages:	1
File Date:	9/27/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20060673304-61	# of Pages:	1
File Date:	10/18/2006	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20070574309-37	# of Pages:	1
File Date:	8/20/2007	Effective Date:	
07-08			
Action Type:	Annual List		
Document Number:	20080564591-60	# of Pages:	1
File Date:	8/25/2008	Effective Date:	
08/09			
Action Type:	Annual List		
Document Number:	20090676691-66	# of Pages:	1
File Date:	9/11/2009	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20100642221-00	# of Pages:	1
File Date:	8/26/2010	Effective Date:	
(No notes for this action)			

<http://nvsos.gov/SOEntitySearch/PrintCorp.aspx?lx8nvq=XXhMrHdBjKn5O9afATh6IA...> 6/20/2011

# Exhibit 17

# Exhibit 17



**STAGECOACH VALLEY LLC.**

Business Entity Information			
Status:	Active	File Date:	4/09/2007
Type:	Domestic Limited-Liability Company	Entity Number:	E0263162007-6
Qualifying State:	NV	List of Officers Due:	4/30/2012
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20071497897	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	REZA ZANDIAN	Address 1:	8350 W. SAHARA AVENUE
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:	8775 COSTA VERDE #501	Mailing Address 2:	
Mailing City:	SAN DIEGO	Mailing State:	CA
Mailing Zip Code:	92122		
Agent Type:	Noncommercial Registered Agent		

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 0
<b>No stock records found for this company</b>	

Officers		<input type="checkbox"/> Include Inactive Officers	
<b>Managing Member - BIJAN AKHAVAN</b>			
Address 1:	16456 VENTURA BLVD #300	Address 2:	
City:	SHERMAN OAKS	State:	CA
Zip Code:	91403	Country:	
Status:	Active	Email:	
<b>Managing Member - SASSAN CHAKAMIAN</b>			
Address 1:	7590 FAY AVE. STE 401	Address 2:	
City:	LA JOLLA	State:	CA
Zip Code:	92037	Country:	
Status:	Active	Email:	
<b>Managing Member - REZA ZANDIAN</b>			
Address 1:	830 LAS VEGAS BLVD SOUTH	Address 2:	
City:	LAS VEGAS	State:	NV
Zip Code:	89101	Country:	
Status:	Active	Email:	

Actions/Amendments			
Action Type:	Articles of Organization		
Document Number:	20070248707-47	# of Pages:	2
File Date:	4/09/2007	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Initial List		

<http://nvsos.gov/sosentitysearch/PrintCorp.aspx?lx8nvq=2Xd1t9DCb9iDR1oJTKMx%252...> 6/20/2011

Document Number:	20070248709-69	# of Pages:	1
File Date:	4/09/2007	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20080270927-97	# of Pages:	1
File Date:	4/21/2008	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20090676690-55	# of Pages:	1
File Date:	9/11/2009	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20100642220-99	# of Pages:	1
File Date:	8/26/2010	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20110343835-00	# of Pages:	1
File Date:	5/06/2011	Effective Date:	
11-12			

# Exhibit 18

# Exhibit 18

**ROCK AND ROYALTY LLC**

Business Entity Information			
Status:	Revoked	File Date:	4/28/2008
Type:	Domestic Limited-Liability Company	Entity Number:	E0277292008-8
Qualifying State:	NV	List of Officers Due:	4/30/2009
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20081306105	Business License Exp:	

Additional Information	
Series LLC (YES if applicable):	YES

Registered Agent Information			
Name:	REZA ZANDIAN	Address 1:	1401 S. LAS VEGAS BLVD
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:	8775 COSTA VERDE #501	Mailing Address 2:	
Mailing City:	SAN DIEGO	Mailing State:	CA
Mailing Zip Code:	92122		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers		<input type="checkbox"/> Include Inactive Officers	
<b>Managing Member - NILOOFAR FOUGHANI ZANDIAN</b>			
Address 1:	8775 COSTA VERDE BLVD	Address 2:	#501
City:	SAN DIEGO	State:	CA
Zip Code:	92122	Country:	
Status:	Active	Email:	

Actions/Amendments			
Action Type:	Articles of Organization		
Document Number:	20080290681-46	# of Pages:	2
File Date:	4/28/2008	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Initial List		
Document Number:	20080373743-57	# of Pages:	1
File Date:	5/29/2008	Effective Date:	
08-09			

# Exhibit 19

# Exhibit 19

**GOLD CANYON DEVELOPMENT LLC**

Business Entity Information			
Status:	Default	File Date:	5/27/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC11545-2004
Qualifying State:	NV	List of Officers Due:	5/31/2011
Managed By:	Managers	Expiration Date:	5/27/2504
NV Business ID:	NV20041117776	Business License Exp:	

Registered Agent Information			
Name:	ELIAS ABRISHAMI	Address 1:	220 SUSSEX PL
Address 2:		City:	CARSON CITY
State:	NV	Zip Code:	89703
Phone:		Fax:	
Mailing Address 1:	PO BOX 2919	Mailing Address 2:	
Mailing City:	CARSON CITY	Mailing State:	NV
Mailing Zip Code:	89702		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
<b>Managing Member - ELIAS ABRISHAMI</b>				
Address 1:	P O BOX 10476	Address 2:		
City:	BEVERLY HILLS	State:	CA	
Zip Code:	90213	Country:		
Status:	Active	Email:		
<b>Managing Member - RAFI ABRISHAMI</b>				
Address 1:	P O BOX 10325	Address 2:		
City:	BEVERLY HILLS	State:	CA	
Zip Code:	90213	Country:		
Status:	Active	Email:		
<b>Managing Member - REZA ZANDIAN</b>				
Address 1:	8775 COSTA VERDE BLVD., #501	Address 2:		
City:	SAN DIEGO	State:	CA	
Zip Code:	92122	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC11545-2004-001	# of Pages:	1
File Date:	5/27/2004	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Initial List		

Document Number:	LLC11545-2004-002	# of Pages:	1
File Date:	7/11/2004	Effective Date:	
<b>List of Officers for 2004 to 2005</b>			
Action Type:	Registered Agent Change		
Document Number:	LLC11545-2004-003	# of Pages:	1
File Date:	11/16/2004	Effective Date:	
ELIAS ABRISHAMI SUITE #1011			
9550 W. SAHARA AVENUE LAS VEGAS NV 89117 RXS			
ELIAS ABRISHAMI RXS			
RXS			
Action Type:	Annual List		
Document Number:	20050163958-39	# of Pages:	1
File Date:	5/02/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20060176567-90	# of Pages:	1
File Date:	3/20/2006	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20070373918-40	# of Pages:	1
File Date:	5/29/2007	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20080344948-12	# of Pages:	1
File Date:	5/19/2008	Effective Date:	
<b>2008-2009</b>			
Action Type:	Annual List		
Document Number:	20090433604-71	# of Pages:	1
File Date:	5/20/2009	Effective Date:	
<b>09-10</b>			
Action Type:	Annual List		
Document Number:	00002746565-45	# of Pages:	1
File Date:	5/28/2010	Effective Date:	
<b>10-11</b>			

# Exhibit 20

# Exhibit 20



**HIGH-TECH DEVELOPMENT LLC**

Business Entity Information			
Status:	Dissolved	File Date:	9/22/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC21816-2004
Qualifying State:	NV	List of Officers Due:	9/30/2005
Managed By:	Managers	Expiration Date:	9/22/2504
NV Business ID:	NV20041220539	Business License Exp:	

Registered Agent Information			
Name:	ELIAS ABRISHAMI	Address 1:	8350 W SAHARA AVE
Address 2:	STE 150	City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
<b>Managing Member - ELIAS ABRISHAMI</b>				
Address 1:	PO BOX 2919	Address 2:		
City:	CARSON CITY	State:	NV	
Zip Code:	89702	Country:		
Status:	Active	Email:		
<b>Managing Member - RAFI ABRISHAMI</b>				
Address 1:	PO BOX 2919	Address 2:		
City:	CARSON CITY	State:	NV	
Zip Code:	89702	Country:		
Status:	Active	Email:		
<b>Managing Member - REZA ZANDIAN</b>				
Address 1:	220 SUSSEX PL	Address 2:		
City:	CARSON CITY	State:	NV	
Zip Code:	89703	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC21816-2004-001	# of Pages:	1
File Date:	9/22/2004	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		

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Document Number:	LLC21816-2004-002	# of Pages:	1
File Date:	11/01/2004	Effective Date:	
<b>List of Officers for 2004 to 2005</b>			
Action Type:	Dissolution		
Document Number:	20050090100-27	# of Pages:	1
File Date:	3/18/2005	Effective Date:	
<b>(No notes for this action)</b>			

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# Exhibit 21

# Exhibit 21

## LYON PARK DEVELOPMENT LLC

Business Entity Information			
Status:	Dissolved	File Date:	9/22/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC21824-2004
Qualifying State:	NV	List of Officers Due:	9/30/2005
Managed By:	Managers	Expiration Date:	9/22/2504
NV Business ID:	NV20041220616	Business License Exp:	

Registered Agent Information			
Name:	ELIAS ABRISHAMI	Address 1:	8350 W SAHARA AVE
Address 2:	STE 150	City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 0
<b>No stock records found for this company</b>	

Officers		<input type="checkbox"/> Include Inactive Officers	
<b>Managing Member - ELIAS ABRISHAMI</b>			
Address 1:	PO BOX 2919	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89702	Country:	
Status:	Active	Email:	
<b>Managing Member - RAFI ABRISHAMI</b>			
Address 1:	PO BOX 2919	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89702	Country:	
Status:	Active	Email:	
<b>Managing Member - REZA ZANDIAN</b>			
Address 1:	220 SUSSEX PL	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	
Status:	Active	Email:	

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC21824-2004-001	# of Pages:	1
File Date:	9/22/2004	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Initial List		

Document Number:	LLC21824-2004-002	# of Pages:	1
File Date:	11/01/2004	Effective Date:	
<b>List of Officers for 2004 to 2005</b>			
Action Type:	Dissolution		
Document Number:	20050090105-72	# of Pages:	1
File Date:	3/18/2005	Effective Date:	
<b>(No notes for this action)</b>			

# Exhibit 22

# Exhibit 22

**CHURCHILL PARK DEVELOPMENT LLC**

Business Entity Information			
Status:	Dissolved	File Date:	9/22/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC21827-2004
Qualifying State:	NV	List of Officers Due:	9/30/2005
Managed By:	Managers	Expiration Date:	9/22/2504
NV Business ID:	NV20041220644	Business License Exp:	

Registered Agent Information			
Name:	ELIAS ABRISHAMI	Address 1:	8350 W SAHARA AVE
Address 2:	STE 150	City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 0
<b>No stock records found for this company</b>	

Officers		<input type="checkbox"/> Include Inactive Officers	
<b>Managing Member - ELIAS ABRISHAMI</b>			
Address 1:	PO BOX 2919	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89702	Country:	
Status:	Active	Email:	
<b>Managing Member - RAFI ABRISHAMI</b>			
Address 1:	PO BOX 2919	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89702	Country:	
Status:	Active	Email:	
<b>Managing Member - REZA ZANDIAN</b>			
Address 1:	220 SUSSEX PL	Address 2:	
City:	CARSON CITY	State:	NV
Zip Code:	89703	Country:	
Status:	Active	Email:	

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC21827-2004-001	# of Pages:	1
File Date:	9/22/2004	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Initial List		

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Document Number:	LLC21827-2004-002	# of Pages:	1
File Date:	11/01/2004	Effective Date:	
List of Officers for 2004 to 2005			
Action Type:	Dissolution		
Document Number:	20050090112-60	# of Pages:	1
File Date:	3/18/2005	Effective Date:	
(No notes for this action)			

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# Exhibit 23

# Exhibit 23

**SPARKS VILLAGE LLC**

Business Entity Information			
Status:	Default	File Date:	12/15/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC29380-2004
Qualifying State:	NV	List of Officers Due:	12/31/2010
Managed By:	Managers	Expiration Date:	12/15/2504
NV Business ID:	NV20041295883	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	SEAN S. FAYEGHI	Address 1:	1401 LAS VEGAS BLVD SOUTH
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 0
<b>No stock records found for this company</b>	

Officers		<input type="checkbox"/> Include Inactive Officers	
Manager - SEAN S FAYEGHI			
Address 1:	1401 S. LAS VEGAS BLVD	Address 2:	
City:	LAS VEGAS	State:	NV
Zip Code:	89104	Country:	
Status:	Active	Email:	
Manager - REZA ZANDIAN			
Address 1:	1401 S. LAS VEGAS BLVD	Address 2:	
City:	LAS VEGAS	State:	NV
Zip Code:	89104	Country:	
Status:	Active	Email:	

Actions/Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC29380-2004-001	# of Pages:	1
File Date:	12/15/2004	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		
Document Number:	LLC29380-2004-002	# of Pages:	1
File Date:	12/15/2004	Effective Date:	
List of Officers for 2004 to 2005			
Action Type:	Annual List		
Document Number:	20050561932-73	# of Pages:	1

<http://nvsos.gov/sosentitysearch/PrintCorp.aspx?lx8nvq=PDWxpsRn0SfOhoFuAk6w%...> 6/20/2011

File Date:	11/18/2005	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20070107298-06	# of Pages:	1
File Date:	2/08/2007	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20070801466-64	# of Pages:	1
File Date:	11/26/2007	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20080805719-20	# of Pages:	1
File Date:	12/10/2008	Effective Date:	
<b>08-09</b>			
Action Type:	Annual List		
Document Number:	20100743562-60	# of Pages:	1
File Date:	10/01/2010	Effective Date:	
<b>(No notes for this action)</b>			

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# Exhibit 24

# Exhibit 24

**OPTIMA TECHNOLOGY CORPORATION**

Business Entity Information			
Status:	Revoked	File Date:	10/11/2004
Type:	Domestic Close Corporation	Entity Number:	C27410-2004
Qualifying State:	NV	List of Officers Due:	10/31/2008
Managed By:		Expiration Date:	
NV Business ID:	NV20041618927	Business License Exp:	

Registered Agent Information			
Name:	REZA ZANDIAN	Address 1:	8350 W. SAHARA AVE SUITE 150
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:	8 SAN RAMON DR	Mailing Address 2:	
Mailing City:	IRVINE	Mailing State:	CA
Mailing Zip Code:	92612		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	10,000.00	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
<b>President - REZA ZANDIAN</b>				
Address 1:	8775 COSTA VERDE BLVD #501	Address 2:		
City:	SAN DIEGO	State:	CA	
Zip Code:	92122	Country:	USA	
Status:	Active	Email:		
<b>Secretary - REZA ZANDIAN</b>				
Address 1:	8775 COSTA VERDE BLVD #501	Address 2:		
City:	SAN DIEGO	State:	CA	
Zip Code:	92122	Country:	USA	
Status:	Active	Email:		
<b>Treasurer - REZA ZANDIAN</b>				
Address 1:	8775 COSTA VERDE BLVD #501	Address 2:		
City:	SAN DIEGO	State:	CA	
Zip Code:	92122	Country:	USA	
Status:	Active	Email:		
<b>Director - REZA ZANDIAN</b>				
Address 1:	8775 COSTA VERDE BLVD #501	Address 2:		
City:	SAN DIEGO	State:	CA	
Zip Code:	92122	Country:	USA	
Status:	Active	Email:		

Actions/Amendments			

Action Type:	Articles of Incorporation		
Document Number:	C27410-2004-001	# of Pages:	1
File Date:	10/11/2004	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Initial List		
Document Number:	C27410-2004-002	# of Pages:	1
File Date:	10/11/2004	Effective Date:	
<b>List of Officers for 2004 to 2005</b>			
Action Type:	Annual List		
Document Number:	20050611409-08	# of Pages:	1
File Date:	12/13/2005	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Amended List		
Document Number:	20060416290-50	# of Pages:	1
File Date:	6/28/2006	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20060673305-72	# of Pages:	1
File Date:	10/18/2006	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20070840329-25	# of Pages:	1
File Date:	12/11/2007	Effective Date:	
<b>(No notes for this action)</b>			

# Exhibit 25

# Exhibit 25

**I-50 PLAZA LLC**

Business Entity Information			
Status:	Default	File Date:	2/03/2005
Type:	Domestic Limited-Liability Company	Entity Number:	E0011952005-5
Qualifying State:	NV	List of Officers Due:	2/28/2011
Managed By:	Managers	Expiration Date:	2/03/2505
NV Business ID:	NV20051209794	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	SEAN S. FAYEGHI	Address 1:	1401 LAS VEGAS BLVD SOUTH
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
<b>Managing Member - SEAN S FAYEGHI</b>				
Address 1:	1401 S. LAS VEGAS BLVD.	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:		
Status:	Active	Email:		
<b>Managing Member - REZA ZANDIAN</b>				
Address 1:	8350 W. SAHARA AVE.	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89117	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	20050007640-04	# of Pages:	2
File Date:	2/03/2005	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		
Document Number:	20050007642-26	# of Pages:	1
File Date:	2/03/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20050632605-29	# of Pages:	1

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File Date:	12/21/2005	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20070012183-14	# of Pages:	1
File Date:	1/04/2007	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20080097515-37	# of Pages:	1
File Date:	2/12/2008	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20080806151-81	# of Pages:	1
File Date:	12/10/2008	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20100743512-65	# of Pages:	1
File Date:	10/01/2010	Effective Date:	
<b>(No notes for this action)</b>			

# Exhibit 26

# Exhibit 26

**DAYTON PLAZA, L.L.C.**

Business Entity Information			
Status:	Default	File Date:	6/18/2005
Type:	Domestic Limited-Liability Company	Entity Number:	E0307202005-3
Qualifying State:	NV	List of Officers Due:	5/31/2011
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20051324192	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	SEAN S. FAYEGHI	Address 1:	1401 LAS VEGAS BLVD SOUTH
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
<b>Manager - SEAN S FAYEGHI</b>				
Address 1:	1401 LAS VEGAS BLVD. SOUTH	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:		
Status:	Active	Email:		
<b>Manager - SHAHROKH REZAI</b>				
Address 1:	7353 SINGING TREE ST.	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89123	Country:		
Status:	Active	Email:		
<b>Manager - REZA ZANDIAN</b>				
Address 1:	8350 W. SAHARA AVE.	Address 2:	SUITE 150	
City:	LAS VEGAS	State:	NV	
Zip Code:	89117	Country:		
Status:	Active	Email:		

Actions/Amendments			
Action Type:	Articles of Organization		
Document Number:	20050184429-75	# of Pages:	1
File Date:	5/18/2005	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Initial List		

Document Number:	20050184430-07	# of Pages:	1
File Date:	5/18/2005	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20060282468-48	# of Pages:	1
File Date:	5/03/2006	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20070385782-52	# of Pages:	1
File Date:	5/31/2007	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20080380264-03	# of Pages:	1
File Date:	6/02/2008	Effective Date:	
<b>08/09</b>			
Action Type:	Annual List		
Document Number:	20090396017-67	# of Pages:	1
File Date:	4/30/2009	Effective Date:	
<b>(No notes for this action)</b>			
Action Type:	Annual List		
Document Number:	20100743576-25	# of Pages:	1
File Date:	10/01/2010	Effective Date:	
<b>(No notes for this action)</b>			

---

# Exhibit 27

# Exhibit 27

**RENO HIGHWAY PLAZA, L.L.C.**

Business Entity Information			
Status:	Revoked	File Date:	6/05/2006
Type:	Domestic Limited-Liability Company	Entity Number:	E0416572006-9
Qualifying State:	NV	List of Officers Due:	6/30/2007
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20061046071	Business License Exp:	

Registered Agent Information			
Name:	SEAN S. FEYEGHI	Address 1:	5945 ROBERT HAMPTON ROAD
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89120
Phone:		Fax:	
Mailing Address 1:	1401 SOUTH LAS VEGAS BLVD	Mailing Address 2:	
Mailing City:	LAS VEGAS	Mailing State:	NV
Mailing Zip Code:	89104		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
<b>No stock records found for this company</b>			

Officers				<input type="checkbox"/> Include Inactive Officers
Manager - SEAN S FAYEGHI				
Address 1:	1401 SOUTH LAS VEGAS BLVD	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:		
Status:	Active	Email:		
Manager - REZA ZANDIAN				
Address 1:	8775 CASTA VERDE BLVD	Address 2:	SUITE 1416	
City:	SAN DIEGO	State:	CA	
Zip Code:	92122	Country:		
Status:	Active	Email:		

Actions/Amendments			
Action Type:	Articles of Organization		
Document Number:	20060359719-12	# of Pages:	2
File Date:	6/05/2006	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		
Document Number:	20060359720-44	# of Pages:	1
File Date:	6/05/2006	Effective Date:	
(No notes for this action)			

# Exhibit 28

# Exhibit 28

**GREENBERG TRAUIG, LLP**

ATTORNEYS AT LAW

SUITE 700

2375 EAST CAMELBACK ROAD

PHOENIX, ARIZONA 85016

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E. Jeffrey Walsh, SBN 09334, WalshJ@gtlaw.com

Scott J. Bornstein, BornsteinS@gtlaw.com

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GREENBERG TRAUIG, LLP

200 Park Avenue, 34<sup>th</sup> Floor

MetLife Building

New York, NY 10166

*Attorneys for Plaintiff*

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ARIZONA

UNIVERSAL AVIONICS SYSTEMS  
CORPORATION,

Plaintiff,

v.

OPTIMA TECHNOLOGY GROUP, INC.,  
OPTIMA TECHNOLOGY CORPORATION  
and JED MARGOLIN,

Defendants.

Case No. CV-00588-RC

**SECOND AMENDED COMPLAINT**

[JURY TRIAL DEMANDED]

Plaintiff Universal Avionics Systems Corporation (“Universal”), by and through its undersigned attorneys, for their Second Amended Complaint against Defendants Optima Technology Group, Inc. (“OTG”), Optima Technology Corporation (“OTC”) and Jed Margolin (“Margolin”) (collectively, “Defendants”) alleges as follows based upon its best available information and belief. Defendant OTG is an entity commonly referred to as a patent holding company. In simple terms, Defendants OTG, its President and CEO Robert Adams (“Adams”), and Margolin, made repeated and baseless threats to Universal regarding several patents purportedly owned by OTG. No longer willing to be subjected



1 to meritless allegations and countless threats, Universal initiated the present action.

2 **NATURE OF THE ACTION**

3 1. This is an action seeking a declaratory judgment that U.S. Patent Nos.  
4 5,566,073 (the “’073 patent”) and 5,904,724 (the “’724 patent”) (collectively, the  
5 “Patents-in-Suit”) are invalid and not infringed.

6 **THE PARTIES**

7 2. Plaintiff Universal is an Arizona corporation, having a principal place of  
8 business at 3260 East Universal Way, Tucson, Arizona 85706.

9 3. Upon information and belief, Defendant Optima Technology Group, Inc. is  
10 a Delaware corporation, having a principal place of business at 1981 Empire Road, Reno,  
11 Nevada 89521.

12 4. Upon information and belief, Defendant Optima Technology Corporation is  
13 a California corporation, having a principal place of business at 2222 Michelson Drive,  
14 Suite 1830, Irvine, California 92612.

15 5. Upon information and belief, Defendant Margolin resides at 1981 Empire  
16 Road, Reno, Nevada 89521.

17 **JURISDICTION AND VENUE**

18 6. This is an action seeking a declaratory judgment that the ’073 patent and the  
19 ’724 patent are invalid and not infringed.

20 7. This Court has original jurisdiction over this action pursuant to the Federal  
21 Declaratory Judgment Act, 28 U.S.C. §§ 2201-2202, the Patent Laws of the United States,  
22 35 U.S.C. §100 et seq. and 28 U.S.C. §§ 1331, 1332 and 1338(a) and (b).

23 8. Venue is proper in this judicial district because Defendants have engaged in  
24 business dealings with Plaintiff Universal in this judicial district. *See* 28 U.S.C. § 1391.

25 9. Additionally, Defendants OTG and Margolin have not objected to the  
26 jurisdiction of this Court or that venue is proper.

1 **THE PATENTS-IN-SUIT**

2 10. On October 15, 1996, the United States Patent and Trademark Office  
3 (“PTO”) issued United States Patent No. 5,566,073, entitled “Pilot Aid Using a Synthetic  
4 Environment.” A copy of the ‘073 patent is attached as Exhibit 1 to the original  
5 Complaint. Defendant Margolin is the named inventor on the face of the ‘073 patent.

6 11. On May 18, 1999, the PTO issued United States Patent No. 5,904,724,  
7 entitled “Method and Apparatus for Remotely Piloting an Aircraft.” A copy of the ‘724  
8 patent is attached as Exhibit 2 to the original Complaint. Defendant Margolin is the  
9 named inventor on the face of the ‘724 patent.

10 12. Upon information and belief, on or about July 20, 2004, Margolin executed  
11 a Durable Power of Attorney (attached as Exhibit 3 to the original Complaint), whereby  
12 he appointed “Optima Technology Inc. - Robert Adams, CEO” as his agent with the  
13 “powers to manage, dispose of, sell and convey” various issued patents, including the  
14 ‘073 and ‘724 patents. The Durable Power of Attorney was directed to the registered  
15 address for OTC.

16 13. Upon information and belief, on or about December 5, 2007, Defendant  
17 OTC filed a notice of recordation of assignment with the PTO, indicating that Margolin  
18 had assigned four patents, including the ‘073 and ‘724 patents, to it. (Attached as Exhibit  
19 1 to the First Amended Complaint).

20 **FACTS - OTG and Margolin**

21 14. On or about July 3, 2007, Adams contacted Universal’s outside legal  
22 counsel and advised that OTG had become aware of Universal’s patent infringement  
23 litigation with Honeywell International Inc. and Honeywell Intellectual Properties Inc.  
24 (collectively, “Honeywell”), then pending in the District Court of Delaware. Specifically,  
25 Adams suggested that OTG could “help [Universal] with said case using our patents to  
26 make [Honeywell] back off on their case” because, according to Adams, Honeywell

1 infringes the Patents-in-Suit. (Attached as Exhibit 4 to the original Complaint).

2 15. Adams suggested that Universal should either purchase or accept a license  
3 under the Patents-in-Suit in order to assert it against Honeywell. That communication  
4 also contained an email from Margolin in which he suggested that Universal “could get  
5 some leverage against Honeywell . . . by buying ‘073 and/or taking an exclusive license  
6 from us and then nail Honeywell who also infringes [the ‘073 patent].” (Attached as  
7 Exhibit 5 to the original Complaint).

8 16. Universal’s counsel responded to Adams the same day, informing Adams  
9 that an analysis was necessary prior to considering OTG’s license offer.

10 17. Despite Adams’ initial suggestion that the overture was intended to “help”  
11 Universal in an action against Honeywell, he almost immediately began asserting that  
12 Universal was also infringing the Patents-in-Suit. (*Id.*)

13 18. On or about July 16, 2007, Adams began to issue not-so-subtle threats  
14 against Universal, suggesting that OTG would grant a license under the Patents-in-Suit to  
15 Honeywell -- so that Honeywell could sue Universal -- should Universal decline OTG’s  
16 offer. “Seeing that both your client [Universal] and Honeywell infringes, it might be a  
17 good thing for your client to take the exclusive license now that your case turned, before  
18 of course Honeywell takes the opportunity to do the same thing and use it against others.”  
19 (*Id.*)

20 19. Adams continued his threats against Universal in an August 7, 2007 email in  
21 which he claimed that OTG had decided on a law firm “in the event that I need to hire  
22 them to take on Honeywell, Mercury Computer Systems as well as all the others.”  
23 (Attached as Exhibit 6 to the original Complaint).

24 20. On or about August 10, 2007, Universal responded to the August 7, 2007  
25 email, informing Adams that counsel would be speaking to Universal’s management in  
26 the coming week to discuss OTG’s license offer. Adams apparently was satisfied by this

1 response, as he retreated from his threats and returned to discussing the possibility of  
2 Universal and OTG cooperating and entering into a “working relationship.” Specifically,  
3 Adams opined that “[o]ur working models show that not only would [the Patents-in-Suit]  
4 make Honeywell back-off their case against your client [Universal], but your client will be  
5 in a key position to go after approximately \$56 Million and growing in business that  
6 Honeywell infringes. A win win for both of us . . . .” (Attached as Exhibit 7 to the  
7 original Complaint).

8 21. On or about August 15, 2007, Universal and Adams agreed to meet in an  
9 effort to resolve the dispute. The meeting was scheduled for September 11, 2007 at  
10 Universal’s corporate headquarters in Tucson, Arizona (the “Tucson Meeting”). In  
11 anticipation of the Tucson Meeting, on or about August 22, 2007, Universal and OTG  
12 entered into a Confidential, Nondisclosure and Limited Use Agreement. (Attached as  
13 Exhibit 8 to the original Complaint).

14 22. The purpose of the Tucson Meeting was to hear and consider economic  
15 issues surrounding OTG’s offer to license the Patents-in-Suit in an effort to avoid further  
16 threats, nuisance and wasted money and time. Universal was represented at the Tucson  
17 Meeting by several members of senior management, along with its outside legal counsel.  
18 Adams was the sole representative for OTG and gave the impression that he was acting on  
19 behalf of both OTG and Margolin.

20 23. At the meeting, Universal made it clear that (1) a license to the Patents-in-  
21 Suit was unnecessary because Universal did not sell any products covered by any claim  
22 from the ‘073 or ‘724 patents; and (2) Universal believed that the ‘073 and ‘724 patents  
23 were invalid based on several prior art references. In response, Adams stated that he  
24 would have to defer to his legal counsel as he did not know anything about patent validity.  
25 Universal repeatedly asked Adams to identify terms he considered appropriate for a  
26 settlement but he refused to provide any specific terms. Instead, Adams claimed that

1 several unnamed parties had already entered into license agreements with OTG in  
2 connection with the Patents-in-Suit and an agreement with Universal would need to be on  
3 similar terms. However, Adams refused to disclose the terms of the “mystery”  
4 agreements.

5 24. At the Tucson Meeting, Adams also (mis)represented that OTG had been  
6 involved in a number of successful patent infringement lawsuits in the past. By  
7 implication, he suggested that if Universal failed to settle on terms acceptable to the  
8 Defendants, it would be the next litigation target. However, upon information and belief,  
9 Defendant OTC previously filed only one (1) patent litigation involving unrelated  
10 technology -- which it lost -- while OTG has not filed any.

11 25. Adams concluded the meeting by providing contact information for  
12 Defendant Margolin and inviting Universal to contact Margolin to seek additional  
13 information.

14 26. After apparently realizing that it was unlikely that Universal and OTG  
15 would agree on terms for an agreement, Adams again resorted to threatening Universal.  
16 First, he suggested (again) that OTG would enter into a license with Honeywell so that  
17 Honeywell could sue Universal. “Not a problem, I am sure Honeywell will be more then  
18 [sic] pleased to talk with us and take the exclusive [if] anything just into [sic] enforce it  
19 against others whom they know will [sic] from past infringement case.” (Attached as  
20 Exhibit 14 to the original Complaint). Universal did not take the bait.

21 27. Adams then got hostile, falsely accusing Universal’s President of “stealing  
22 our patented concept some time ago and [claiming to have] the web traffic to prove it was  
23 at the very least his company and/or his personal IP address.” (Attached as Exhibit 15 to  
24 the original Complaint).

25 28. Then, on October 15, 2007, Adams notified Universal of an alleged offer  
26 made by Honeywell and stated that Universal has “four hours from now . . . to accept and

1 make us a better offer or decline by not responding.” (Attached as Exhibit 16 to the  
2 original Complaint).

3 29. Finally, on November 6, 2007, OTG’s outside counsel, M. Lawrence  
4 Oliverio (“Oliverio”) of Rissman Jobse Hendricks & Oliverio,<sup>1</sup> sent counsel for Universal  
5 a letter specifically threatening litigation. (Attached as Exhibit 17 to the original  
6 Complaint).

7 30. Based upon the specific allegations of infringement contained in Oliverio’s  
8 November 6, 2007 letter, Universal had a reasonable apprehension that OTG will file suit  
9 for alleged infringement of the ‘073 and ‘724 patents.

10 **FACTS - OTC**

11 31. Upon information and belief, Adams, OTG’s current President and CEO,  
12 was a paid employee of Defendant OTC from 1990-1995 and its unpaid CEO from 2001  
13 to 2005.

14 32. The Durable Power of Attorney (attached as Exhibit 3 to the original  
15 Complaint) that Margolin executed on July 20, 2004, whereby he appointed “Optima  
16 Technology Inc. - Robert Adams, CEO” as his agent, was entered into during Adams’  
17 tenure as OTC’s CEO. Additionally, the Durable Power of Attorney provided the  
18 following address for Optima Technology Inc.: 2222 Michelson, Suite 1830, Irvine,  
19 California 92612 -- the registered address for Defendant OTC.

20 33. Upon information and belief, on or about December 5, 2007, Defendant  
21 OTC filed a notice of recordation of assignment with the PTO, indicating that Margolin  
22 had assigned four patents, including the ‘073 and ‘724 patents, to OTC. (Attached as  
23 Exhibit 1 to the First Amended Complaint).

24 34. Upon information and belief, on or about December 19, 2007, Margolin  
25

26 <sup>1</sup> Despite repeatedly identifying himself as OTG’s outside counsel, Mr. Oliverio has subsequently advised Universal’s outside counsel that he no longer represents OTG, Adams or Margolin.

1 terminated the Durable Power of Attorney -- two weeks after OTC had filed the notice of  
2 recordation of assignment with the PTO.

3 35. Upon information and belief, at some point between September 21, 2007  
4 and October 5, 2007, Margolin created a Patent Assignment which he knowingly and  
5 fraudulently back-dated to July 20, 2004, whereby he attempted to assign the entire right,  
6 title and interest in the '073 and '724 patents to OTG. (Attached as Exhibit 2 to the First  
7 Amended Complaint).

8 **CLAIMS FOR RELIEF**

9 **COUNT ONE**

10 **Declaratory Judgment of Non-Infringement**  
11 **of the '073 Patent against OTG and/or Margolin**

12 36. Universal repeats and realleges the allegations above as if fully set forth  
13 herein.

14 37. As set forth in Paragraph 29 above, on November 6, 2007, OTG, through its  
15 outside counsel, sent a threatening letter to Universal's outside counsel, accusing  
16 Universal of infringing the '073 and '724 patents with respect to Universal's Vision-1,  
17 UNS-1 and TAWS products. Furthermore, as indicated in Paragraph 29 above, OTG  
18 suggested that it was likely to file a litigation if Universal was unwilling to accede to  
19 unreasonable licensing demands by November 11, 2007. Accordingly, an actual and  
20 continuing controversy has arisen and continues to exist between OTG, on the one hand,  
21 and Universal, on the other hand, as to whether or not Universal has directly infringed,  
22 contributed to the infringement of, or induced the infringement of, any valid and/or  
23 enforceable claim of the '073 patent.

24 38. Universal has not infringed and is not now infringing, contributorily  
25 infringing or inducing infringement of any valid and/or enforceable claim of the '073  
26 patent, either literally or under the doctrine of equivalents.

1 39. Accordingly, Universal requests a declaration from this Court that Universal  
2 has not infringed and is not now infringing, contributorily infringing or inducing  
3 infringement of any valid and/or enforceable claim of the '073 patent, either literally or  
4 under the doctrine of equivalents.

5 **COUNT TWO**

6 **Declaratory Judgment of Invalidity of the '073 Patent against OTG and/or Margolin**

7 40. Universal repeats and realleges the allegations above as if fully set forth  
8 herein.

9 41. As set forth in Paragraph 29 above, on November 6, 2007, OTG contacted  
10 Universal's outside counsel and accused Universal of infringing the '073 patent.  
11 Furthermore, as indicated in Paragraph 29 above, OTG suggested that it was likely to file  
12 a litigation if Universal was unwilling to accede to unreasonable licensing demands by  
13 November 11, 2007. Accordingly, an actual and continuing controversy has arisen and  
14 continues to exist between OTG and Universal as to the validity of each of the claims of  
15 the '073 patent.

16 42. Upon information and belief, the '073 patent, and each of the claims  
17 thereof, are invalid and void for failure to meet the conditions of patentability as set forth  
18 in the provisions of the Patent Laws, 35 U.S.C. §§ 100 et. seq., including but not limited  
19 to, one or more of 35 U.S.C. §§ 101, 102, 103 and/or 112.

20 43. Accordingly, Universal requests a declaration from this Court that each of  
21 the claims of the '073 patent is invalid for failure to comply with the provisions of the  
22 Patent Laws, 35 U.S.C. §§ 100 et. seq., including but not limited to, one or more of 35  
23 U.S.C. §§ 101, 102, 103 and/or 112.  
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**COUNT THREE**

**Declaratory Judgment of Non-Infringement  
of the '724 Patent against OTG and/or Margolin**

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4 44. Universal repeats and realleges the allegations above as if fully set forth  
5 herein.

6 45. As set forth in Paragraph 29 above, on November 6, 2007, OTG, through its  
7 outside counsel, sent a threatening letter to Universal's outside counsel, accusing  
8 Universal of infringing the '073 and '724 patents with respect to Universal's Vision-1,  
9 UNS-1 and TAWS products. Furthermore, as indicated in Paragraph 29 above, OTG  
10 suggested that it was likely to file a litigation if Universal was unwilling to accede to  
11 unreasonable licensing demands by November 11, 2007. Accordingly, an actual and  
12 continuing controversy has arisen and continues to exist between OTG, on the one hand,  
13 and Universal, on the other hand, as to whether or not Universal has directly infringed,  
14 contributed to the infringement of, or induced the infringement of, any valid and/or  
15 enforceable claim of the '724 patent.

16 46. Universal has not infringed and is not now infringing, contributorily  
17 infringing or inducing infringement of any valid and/or enforceable claim of the '724  
18 patent, either literally or under the doctrine of equivalents.

19 47. Accordingly, Universal requests a declaration from this Court that Universal  
20 has not infringed and is not now infringing, contributorily infringing or inducing  
21 infringement of any valid and/or enforceable claim of the '724 patent, either literally or  
22 under the doctrine of equivalents.

**COUNT FOUR**

**Declaratory Judgment of Invalidity of the '724 Patent against OTG and/or Margolin**

23  
24 48. Universal repeats and realleges the allegations above as if fully set forth  
25 herein.  
26

1           49. As set forth in Paragraph 29 above, on November 6, 2007, OTG contacted  
2 Universal’s outside counsel and accused Universal of infringing the ‘724 patent.  
3 Furthermore, as indicated in Paragraph 29 above, OTG suggested that it was likely to file  
4 a litigation if Universal was unwilling to accede to unreasonable licensing demands by  
5 November 11, 2007. Accordingly, an actual and continuing controversy has arisen and  
6 continues to exist between OTG and Universal as to the validity of each of the claims of  
7 the ‘724 patent.

8           50. Upon information and belief, the ‘724 patent, and each of the claims  
9 thereof, are invalid and void for failure to meet the conditions of patentability as set forth  
10 in the provisions of the Patent Laws, 35 U.S.C. §§ 100 et. seq., including but not limited  
11 to, one or more of 35 U.S.C. §§ 101, 102, 103 and/or 112.

12           51. Accordingly, Universal requests a declaration from this Court that each of  
13 the claims of the ‘724 patent is invalid for failure to comply with the provisions of the  
14 Patent Laws, 35 U.S.C. §§ 100 et. seq., including but not limited to, one or more of 35  
15 U.S.C. §§ 101, 102, 103 and/or 112.

16   **COUNT FIVE**

17                           **Declaratory Judgment of Non-Infringement of the ‘073 Patent against OTC**

18           52. Universal repeats and realleges the allegations above as if fully set forth  
19 herein.

20           53. Universal has not infringed and is not now infringing, contributorily  
21 infringing or inducing infringement of any valid and/or enforceable claim of the ‘073  
22 patent, either literally or under the doctrine of equivalents.

23           54. Accordingly, Universal requests a declaration from this Court that Universal  
24 has not infringed and is not now infringing, contributorily infringing or inducing  
25 infringement of any valid and/or enforceable claim of the ‘073 patent, either literally or  
26 under the doctrine of equivalents.

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**COUNT SIX**

**Declaratory Judgment of Invalidity of the '073 Patent against OTC**

55. Universal repeats and realleges the allegations above as if fully set forth herein.

56. Upon information and belief, the '073 patent, and each of the claims thereof, are invalid and void for failure to meet the conditions of patentability as set forth in the provisions of the Patent Laws, 35 U.S.C. §§ 100 et. seq., including but not limited to, one or more of 35 U.S.C. §§ 101, 102, 103 and/or 112.

57. Accordingly, Universal requests a declaration from this Court that each of the claims of the '073 patent is invalid for failure to comply with the provisions of the Patent Laws, 35 U.S.C. §§ 100 et. seq., including but not limited to, one or more of 35 U.S.C. §§ 101, 102, 103 and/or 112.

**COUNT SEVEN**

**Declaratory Judgment of Non-Infringement of the '724 Patent against OTC**

58. Universal repeats and realleges the allegations above as if fully set forth herein.

59. Universal has not infringed and is not now infringing, contributorily infringing or inducing infringement of any valid and/or enforceable claim of the '724 patent, either literally or under the doctrine of equivalents.

60. Accordingly, Universal requests a declaration from this Court that Universal has not infringed and is not now infringing, contributorily infringing or inducing infringement of any valid and/or enforceable claim of the '724 patent, either literally or under the doctrine of equivalents.

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**COUNT EIGHT**

**Declaratory Judgment of Invalidity of the '724 Patent against OTC**

61. Universal repeats and realleges the allegations above as if fully set forth herein.

62. Upon information and belief, the '724 patent, and each of the claims thereof, are invalid and void for failure to meet the conditions of patentability as set forth in the provisions of the Patent Laws, 35 U.S.C. §§ 100 et. seq., including but not limited to, one or more of 35 U.S.C. §§ 101, 102, 103 and/or 112.

63. Accordingly, Universal requests a declaration from this Court that each of the claims of the '724 patent is invalid for failure to comply with the provisions of the Patent Laws, 35 U.S.C. §§ 100 et. seq., including but not limited to, one or more of 35 U.S.C. §§ 101, 102, 103 and/or 112.

**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff respectfully requests that this Court enter judgment in its favor and grant the following relief:

- A. An order and judgment declaring that Universal does not infringe any valid and enforceable claim of the '073 patent;
- B. An order and judgment declaring that the claims of the '073 patent are invalid and/or unenforceable;
- C. An order and judgment declaring that Universal does not infringe any valid and enforceable claim of the '724 patent;
- D. An order and judgment declaring that the claims of the '724 patent are invalid and/or unenforceable;

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E. An order and judgment that this is an exceptional case, pursuant to 35 U.S.C. § 285, and awarding reasonable attorneys' fees and costs.

DATED this 15<sup>th</sup> day of July 2008.

GREENBERG TRAUIG, LLP

By:           /s/ Scott J. Bornstein            
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GREENBERG TRAUIG, LLP  
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*Attorneys for Plaintiff*

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**CERTIFICATE OF SERVICE**

I hereby certify that on July 15, 2008, a copy of the foregoing was caused to the following by the methods indicated below:

Jeffrey Willis, Esq. (**Email and First Class Mail**)  
Snell & Wilmer  
One South Church Avenue  
Suite 1500  
Tucson, Arizona 85701-1630

Optima Technology Corporation (**Hand Delivery**)  
c/o Reza Zandian  
8775 Costa Verde Blvd., #501  
San Diego, California 92122

\_\_\_\_\_/s/Marian R. Mackey

# Exhibit 29

# Exhibit 29

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7 Edward Moomjian II, PCC # 65050, SBN 016667  
8 Jeanna Chandler Nash, PCC # 65674, SBN 022384  
9 Attorneys for Defendants Adams, Margolin and Optima Technology Inc. a/k/a Optima  
10 Technology Group, Inc.

11 **UNITED STATES DISTRICT COURT**  
12 **DISTRICT OF ARIZONA**

13 UNIVERSAL AVIONICS SYSTEMS  
14 CORPORATION,

15 Plaintiff,

16 vs.

17 OPTIMA TECHNOLOGY GROUP, INC.,  
18 OPTIMA TECHNOLOGY CORPORATION,  
19 ROBERT ADAMS and JED MARGOLIN,

20 Defendants

NO. CV-00588-RC

**AMENDED ANSWER,  
COUNTERCLAIMS, CROSS-  
CLAIMS AND THIRD-PARTY  
CLAIMS OF OPTIMA  
TECHNOLOGY INC. A/K/A  
OPTIMA TECHNOLOGY  
GROUP, INC.**

21 OPTIMA TECHNOLOGY INC. a/k/a  
22 OPTIMA TECHNOLOGY GROUP, INC., a  
23 corporation,

24 Counterclaimant,

25 vs.

26 UNIVERSAL AVIONICS SYSTEMS  
CORPORATION, an Arizona corporation,

Counterdefendant

**JURY TRIAL DEMANDED**

*Assigned to: Hon. Raner C. Collins*

OPTIMA TECHNOLOGY INC. a/k/a  
OPTIMA TECHNOLOGY GROUP, INC., a  
corporation,

Cross-Claimant,

vs.

OPTIMA TECHNOLOGY CORPORATION,  
a corporation,

Cross-Defendant



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OPTIMA TECHNOLOGY INC. a/k/a  
OPTIMA TECHNOLOGY GROUP, INC., a  
corporation,  
Third-Party Plaintiff,  
vs.  
JOACHIM L. NAIMER and JANE DOE  
NAIMER, husband and wife; and FRANK E.  
HUMMEL and JANE DOE HUMMEL,  
Third-Party Defendants.

Defendant/Counterclaimant/Cross-Claimant/Third-Party Plaintiff Optima Technology Inc. a/k/a Optima Technology Group Inc. (hereinafter "Optima"), by and through undersigned counsel, hereby submits its *Amended Answer* to the Plaintiff's *Complaint* herein, including its *Counterclaims*, *Cross-Claims* and *Third-Party Claims* herein.

As stated in Optima's original *Answer*, due to its contemporaneously-filed *Motion to Dismiss* asserting that Counts V, VI and VII fail to state a claim against Optima, Optima answers herein the general allegations of the *Complaint*, and those of Counts I-IV, and will amend this *Answer* to answer Counts V, VI and/or VII at such time, and to the extent that, the Court herein denies that *Motion* in whole or in part. *See* Rule 12(a)(4), Fed.R.Civ.P.<sup>1</sup>

The following paragraphs are in response to the allegations of the correspondingly numbered paragraphs of the *Complaint*:

**INTRODUCTORY PARAGRAPH**

Deny the allegations of Plaintiff's Introductory Paragraph (page 1 line 19 through page

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<sup>1</sup> The District of Arizona has adopted the majority view "that even though a pending motion to dismiss may only address some of the claims alleged, the motion to dismiss tolls the time to respond to all claims." *Pestube Systems, Inc. v. Hometeam Pest Defense, LLC.*, 2006 WL 1441014 \*7 (D.Ariz. 2006). However, because this is an unpublished decision, and only to avoid any potential dispute with Plaintiff whether a failure to answer the allegations of Counts I-IV of the *Complaint* (i.e., those claims that are not the subject of the *Motion to Dismiss*) could be deemed a failure to defend those allegations for purposes of a default, Optima proceeds to answer those allegations and claims herein.

1 2 line 3 of the *Complaint*).

2 **NATURE OF THE ACTION**

3 1. Admit that the *Complaint* seeks declarations of invalidity and non-infringement  
4 of U.S. Patent Nos. 5,566,073 (the “‘073 patent”) and 5,904,724 (the “‘724 patent”).<sup>2</sup> Admit  
5 that the *Complaint* asserts claims for breach of contract, unfair competition and negligent  
6 interference. Deny validity of all such assertions and claims. Deny all remaining allegations.

7 **THE PARTIES**

8 2. Deny for lack of knowledge.

9 3. Admit. Affirmatively allege that Optima Technology Group Inc. is also known  
10 and has been and does business as Optima Technology Inc.

11 4. Denied. Affirmatively allege that Optima Technology Corporation (hereinafter  
12 “OTC”) has no relationship whatsoever to Optima.

13 5. Denied. Affirmatively alleged that Defendant Robert Adams (“Adams”) is the  
14 Chief Executive Officer of Optima.

15 6. Denied.

16 7. Denied.

17 **JURISDICTION AND VENUE**

18 8. Admit that the *Complaint* seeks declarations of invalidity and non-infringement  
19 of the ‘073 patent and the ‘724 patent, and asserts claims for breach of contract, unfair  
20 competition and negligent interference. Deny validity of all such assertions and claims. Deny  
21 all remaining allegations.

22 9. Admit that the Court has original jurisdiction over Counts I-IV of the *Complaint*  
23 asserting non-infringement and invalidity of the Patents (although Optima denies the assertions  
24 and validity of those claims) as to Defendant Optima. Affirmatively allege that co-Defendant  
25

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<sup>2</sup> The ‘073 patent and the ‘724 patent are collectively referred to herein as the “Patents.”

1 OTC, to the extent that it purportedly exists, does not own or have any other interest in the  
2 Patents. Deny that the Court has jurisdiction over Counts V, VI and VII of the *Complaint*, and  
3 affirmatively allege that Plaintiff lacks Article III standing with respect thereto. Affirmatively  
4 allege that Counts V, VI and VII fail to state a claim against Optima as asserted in Optima's  
5 *Motion to Dismiss*. Deny that the Court has supplemental jurisdiction over Counts V, VI and  
6 VII of the *Complaint*. Deny all remaining allegations.

7 10. Deny.

8 **THE PATENTS-IN-SUIT**

9 11. Admit that the '073 patent is duly and legally issued and is valid. Admit that a  
10 copy of the '073 patent is attached as Exhibit 1 to the *Complaint*. Admit the '073 patent was  
11 assigned to Optima which is the current owner of the '073 patent. Deny that OTC has any right  
12 or interest in the '073 patent. Deny all remaining allegations.

13 12. Admit that the '724 patent is duly and legally issued and is valid. Admit that a  
14 copy of the '724 patent is attached as Exhibit 2 to the *Complaint*. Admit the '724 patent was  
15 assigned to Optima which is the current owner of the '724 patent. Deny that OTC has any right  
16 or interest in the '724 patent. Deny all remaining allegations.

17 13. Admit that Defendant Jed Margolin at one time granted a Power of Attorney to  
18 Optima. Admit that a copy of the Power of Attorney is attached as Exhibit 3 to the *Complaint*.  
19 Admit that the Power of Attorney appointed "Optima Technology Inc. - Robert Adams, CEO"  
20 as Margolin's agent with respect to the Patents. Affirmatively allege that OTC has and had no  
21 right or interest under the Power of Attorney. Affirmatively allege that the Power of Attorney  
22 was superseded by an assignment of the Patents to Optima prior to the filing of the *Complaint*  
23 herein. Affirmatively allege that the Power of Attorney was subsequently revoked and is no  
24 longer valid or in force. Deny all remaining allegations.

25 **FACTS**

26 14. Admit that Adams communicated (as CEO of Optima) with Plaintiff's counsel.

1 Affirmatively allege that the text of Exhibit 4 to the *Complaint* speaks for itself. Deny all  
2 remaining allegations.

3 15. Admit that Jed Margolin communicated with Adams (as CEO of Optima), and  
4 that Adams (as CEO of Optima) communicated with Plaintiff's counsel. Affirmatively allege  
5 that the text of Exhibit 5 to the *Complaint* speaks for itself. Deny all remaining allegations.

6 16. Admit. Affirmatively allege that Adams' alleged actions as described in  
7 Paragraph 16 of the *Complaint* were in his capacity as CEO of Optima.

8 17. Admit that Plaintiff is/was infringing on the Patents. Admit that Adams (as CEO  
9 of Optima) communicated with Plaintiff's counsel. Affirmatively allege that the text of  
10 Exhibit 5 to the *Complaint* speaks for itself. Deny all remaining allegations.

11 18. Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
12 counsel. Admit that Plaintiff is/was infringing on the Patents. Affirmatively allege that the text  
13 of Exhibit 5 to the *Complaint* speaks for itself. Deny all remaining allegations.

14 19. Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
15 counsel. Admit that Plaintiff is/was infringing on the Patents. Deny all remaining allegations.

16 20. Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
17 counsel. Affirmatively allege that the text of Exhibit 6 to the *Complaint* speaks for itself.  
18 Deny all remaining allegations.

19 21. Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
20 counsel. Affirmatively allege that the text of Exhibit 7 to the *Complaint* speaks for itself.  
21 Deny all remaining allegations.

22 22. Admit. Affirmatively allege that Adams' alleged actions as described in  
23 Paragraph 22 of the *Complaint* were in his capacity as CEO of Optima.

24 23. Admit. Affirmatively allege that the text of Exhibit 8 to the *Complaint* speaks  
25 for itself. Affirmatively allege that Plaintiff, through its actions, has waived its rights under  
26 Exhibit 8 to the *Complaint*.

1           24.     Affirmatively allege that the text of Exhibit 9 to the *Complaint* speaks for itself.  
2 Deny all remaining allegations.

3           25.     Admit second sentence of Paragraph 25 of the *Complaint* to the extent it asserts  
4 that the following persons attended the meeting on behalf of Plaintiff: Donald Berlin, Andria  
5 Poe, Paul DeHerrera, Frank Hummel, Michael P. Delgado, and Scott Bornstein. Deny all  
6 remaining allegations.

7           26.     Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
8 counsel. Deny all remaining allegations.

9           27.     Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
10 counsel. Deny all remaining allegations.

11           28.     Deny.

12           29.     Admit that Jed Margolin communicated with Plaintiff. Deny all remaining  
13 allegations.

14           30.     Admit that OTC, which is upon information and belief owned and controlled by  
15 Reza Zandian a/k/a Gholamreza Zandianjazi, may have been involved in filing numerous  
16 and/or frivolous state court lawsuits. Deny all remaining allegations. Affirmatively allege that  
17 OTC, and any such lawsuits, are completely unrelated to Optima.

18           31.     Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
19 counsel. Affirmatively allege that the text of Exhibit 10 to the *Complaint* speaks for itself.  
20 Deny all remaining allegations.

21           32.     Deny for lack of knowledge.

22           33.     Deny Plaintiff's "conclusion" for lack of knowledge. Deny all remaining  
23 allegations.

24           34.     Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
25 counsel. Affirmatively allege that the text of Exhibits 11 and 12 to the *Complaint* speak for  
26 themselves. Deny all remaining allegations.

1           35. Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
2 counsel. Affirmatively allege that the text of Exhibit 13 to the *Complaint* speaks for itself.  
3 Deny all remaining allegations.

4           36. Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
5 counsel. Deny allegations regarding communications to which Optima was not a party for lack  
6 of knowledge. Deny all remaining allegations.

7           37. Deny for lack of knowledge.

8           38. Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
9 counsel. Affirmatively allege that the text of Exhibit 14 to the *Complaint* speaks for itself.  
10 Deny all remaining allegations.

11           39. Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
12 counsel. Affirmatively allege that the text of Exhibit 15 to the *Complaint* speaks for itself.  
13 Deny all remaining allegations.

14           40. Admit that Adams communicated (as CEO of Optima) with Plaintiff and its  
15 counsel. Affirmatively allege that the text of Exhibit 16 to the *Complaint* speaks for itself.  
16 Deny all remaining allegations.

17           41. Admit. Affirmatively allege that the text of Exhibit 17 to the *Complaint* speaks  
18 for itself.

19           42. Admit. Affirmatively allege that the text of Exhibit 17 to the *Complaint* speaks  
20 for itself.

21           43. Admit.

22                               **CLAIMS FOR RELIEF**

23                               **COUNT ONE**

24                       **Declaratory Judgment of Non-Infringement of the '073 Patent**

25           44. Optima repeats and restates the statements of paragraphs 1-43 above as if fully  
26 set forth herein.

1           45. Deny that Optima made an "unreasonable" licensing demand of Plaintiff.  
2 Otherwise admit with respect to Optima. Deny that OTC has any right or interest in the  
3 Patents. Deny all remaining allegations.

4           46. Deny.

5           47. Admit that Plaintiff seeks a declaration as described in Paragraph 47 of the  
6 *Complaint*. Deny that Plaintiff is entitled to such a declaration. Deny all remaining allegations.

7 **COUNT TWO**

8 **Declaratory Judgment of Invalidity of the '073 Patent**

9           48. Optima repeats and restates the statements of paragraphs 1-47 above as if fully  
10 set forth herein.

11           49. Deny that Optima made an "unreasonable" licensing demand of Plaintiff. Admit  
12 with respect to Optima. Deny that OTC has any right or interest in the Patents. Deny all  
13 remaining allegations.

14           50. Deny.

15           51. Admit that Plaintiff seeks a declaration as described in Paragraph 51 of the  
16 *Complaint*. Deny that Plaintiff is entitled to such a declaration. Deny all remaining allegations.

17 **COUNT THREE**

18 **Declaratory Judgment of Non-Infringement of the '724 Patent**

19           52. Optima repeats and restates the statements of paragraphs 1-51 above as if fully  
20 set forth herein.

21           53. Deny that Optima made an "unreasonable" licensing demand of Plaintiff.  
22 Otherwise admit with respect to Optima. Deny that OTC has any right or interest in the  
23 Patents. Deny all remaining allegations.

24           54. Deny.

25           55. Admit that Plaintiff seeks a declaration as described in Paragraph 55 of the  
26 *Complaint*. Deny that Plaintiff is entitled to such a declaration. Deny all remaining allegations.

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**COUNT FOUR**

**Declaratory Judgment of Invalidity of the '724 Patent**

56. Optima repeats and restates the statements of paragraphs 1-55 above as if fully set forth herein.

57. Deny that Optima made an "unreasonable" licensing demand of Plaintiff. Admit with respect to Optima. Deny that OTC has any right or interest in the Patents. Deny all remaining allegations.

58. Deny.

59. Admit that Plaintiff seeks a declaration as described in Paragraph 59 of the *Complaint*. Deny that Plaintiff is entitled to such a declaration. Deny all remaining allegations.

**COUNTS FIVE THROUGH SEVEN**

Defendant Optima has contemporaneously filed a *Motion to Dismiss* seeking to dismiss Counts Five through Seven of the *Complaint* against it for failure to state a claim. As such, Defendant Optima will amend this *Answer* and respond to Counts V, VI and/or VII of the *Complaint* at such time, and to the extent that, the Court herein denies that *Motion* in whole or in part. *See* Rule 12(a)(4), Fed.R.Civ.P.

**GENERAL DENIAL**

Defendant Optima denies each allegation of Plaintiff's *Complaint* not specifically admitted herein.

**EXCEPTIONAL CASE**

This is an exceptional case under 35 U.S.C. § 285 in which Defendant Optima is entitled to its attorneys' fees and costs incurred in connection Plaintiff's stated claims in bringing this action.

**AFFIRMATIVE DEFENSES**

Defendant Optima asserts all available affirmative defenses under Rule 8(c), Fed.R.Civ.P., including but not limited to those specifically designated as follows (Defendant



1 Optima hereby reserves the right to amend this *Answer* at any time that discovery, disclosure  
2 or additional events reveal the existence of additional affirmative defenses):

3 1. With respect to Counts V, VI and VII of the *Complaint*, Defendant Optima  
4 asserts those Rule 12(b)(6) defenses raised in its contemporaneously filed *Motion to Dismiss*  
5 including but not limited to: waiver; failure to plead in accordance with the standards  
6 expressed under *Bell Atlantic Corp. v. Twombly*, \_\_\_ U.S. \_\_\_, 127 S.Ct. 1955 (2007); failure  
7 to establish Article III standing; lack of jurisdiction; inapplicability of California law to  
8 Optima; and failure to establish "unlawful" or "fraudulent" conduct as a predicate act to a claim  
9 of California statutory Unfair Competition (California Business and Professions code § 17200  
10 *et seq*);

11 2. Laches;

12 3. Waiver; and,

13 4. Estoppel.

14 **JURY TRIAL DEMAND**

15 Defendant Optima demands a jury trial on all claims and issues to be litigated in this  
16 matter.

17 **PRAYER FOR RELIEF**

18 WHEREFORE Defendant Optima requests that the Court enter judgment in its favor on  
19 Plaintiff's claims, deny Plaintiff any relief herein, grant Optima its attorneys' fees and costs  
20 pursuant to applicable law, including but not limited to 35 U.S.C. § 285, and grant Optima such  
21 other and further relief as the Court deems reasonable and just.

22 **COUNTERCLAIMS, CROSS-CLAIMS & THIRD-PARTY CLAIMS<sup>3</sup>**

23 Counterclaimant/Cross-Claimant/Third-Party Plaintiff Optima brings this civil action  
24 against Counterdefendant Universal Avionics Systems Corporation ("UAS"), against

25 \_\_\_\_\_  
26 <sup>3</sup> Except where otherwise noted, all capitalized terms herein are as defined in the  
foregoing *Amended Answer*.

1 Cross-Defendant Optima Technology Corporation, a corporation (“OTC”), and against  
2 Third-Party Defendants Joachim L. Naimer and Jane Doe Naimer, husband and wife, and Frank  
3 E. Hummel and Jane Doe Hummel.

4 **THE PARTIES**

- 5 1. Counterclaimant Optima is, and at all times relevant hereto has been, a Delaware  
6 corporation engaged in the business of the design, conception and invention of synthetic  
7 vision systems. Optima is the owner of the '073 patent and '724 patent.
- 8 2. Counterdefendant UAS is, upon information and belief, an Arizona corporation who is  
9 headquartered and does business in Arizona.
- 10 3. Cross-Defendant Optima Technology Corporation (“OTC”) is, upon information and  
11 belief, a California corporation.
- 12 4. Third-Party Defendants Joachim L. Naimer and Jane Doe Naimer (individually and  
13 collectively "Naimer") are, upon information and belief, husband and wife who reside  
14 in California. At all times relevant hereto, Naimer was acting for the benefit of his  
15 marital community, and was acting as an agent, employee, servant and/or authorized  
16 representative of UAS, and within the course and scope of such agency, employment,  
17 service and/or representation. Upon information and belief Naimer is the President and  
18 Chief Executive Officer of UAS.
- 19 5. Third-Party Defendants Frank E. Hummel and Jane Doe Hummel (individually and  
20 collectively "Hummel") are, upon information and belief, husband and wife who reside  
21 in Washington. At all times relevant hereto, Hummel was acting for the benefit of his  
22 marital community, and was acting as an agent, employee, servant and/or authorized  
23 representative of UAS, and within the course and scope of such agency, employment,  
24 service and/or representation. Upon information and belief, Hummel is an officer or  
25 managing agent of UAS. Upon information and belief, Hummel is the Vice  
26 President/General Manager of Engineering Research and Development for UAS.

1 6. Upon information and belief, UAS, Naimer, and Hummel have transacted business in  
2 and/or committed one or more acts in Arizona which give rise to the claims herein.

3 **JURISDICTION AND VENUE**

4 7. The statements of all of the foregoing paragraphs are incorporated herein by reference  
5 as if fully set forth herein.

6 8. The Counterclaim, Cross-Claim and Third-Party Claim include claims for patent  
7 infringement and for declaratory judgment relating to ownership/rights in patents, which  
8 arise under the United States Patent Laws, 35 U.S.C. §101 et seq. The amount in  
9 controversy is in excess of \$1,000,000.

10 9. Jurisdiction of this Court is pursuant to 28 U.S.C. §§ 1331, 1367, 1338(a) and (b), and  
11 2201 *et seq.*

12 **FACTS**

13 10. The statements of all of the foregoing paragraphs are incorporated herein by reference  
14 as if fully set forth herein.

15 11. Upon information and belief, with actual and/or constructive knowledge of the Patents  
16 UAS has sold and/or manufactured and/or used and/or advertised/promoted one or more  
17 products including those products designated by UAS as the Vision-1, UNS-1 and  
18 TAWS Terrain and Awareness & Warning systems all of which infringe one or the  
19 other of the Patents in suit ("Infringing Products").

20 12. Optima informed UAS that the Infringing Products infringed upon the Patents prior to  
21 the filing of the *Complaint* herein. Upon information and belief, despite such  
22 notification UAS has continued to sell and/or manufacture and/or use and/or  
23 advertise/promote the Infringing Products.

24 13. Upon information and belief:

- 25 a. Naimer was the moving force who originated UAS's concept of the Infringing  
26 Products; and/or

- 1           b.     Naimer was and is the Chief Executive Officer of UAS, thereby controlling UAS  
2                     and its actions, including UAS's decision to create, develop, manufacture,  
3                     market and sell the Infringing Products; and/or  
4           c.     Naimer knew and/or should have known of the Patents prior to this lawsuit;  
5                     and/or  
6           d.     Naimer knew of Optima's allegations that UAS infringed upon the Patents prior  
7                     to this lawsuit; and/or  
8           e.     Naimer knew of UAS's actions in the nature of those described in Paragraphs 25,  
9                     31 and 33 of the *Complaint* and participated in and/or directed those UAS  
10                    actions/efforts; and/or  
11          f.     It was at all times within Naimer's authority and/or ability to stop UAS's  
12                    continued design, development, manufacturing, marketing and selling of the  
13                    Infringing Products but, after Naimer knew of the Patents, the allegations that  
14                    UAS infringed on the Patents and/or UAS's actions in the nature of those  
15                    described in Paragraphs 25, 31 and 33 of the *Complaint*, he did not stop UAS's  
16                    continued design, development, manufacturing, marketing and selling of the  
17                    Infringing Products; and/or  
18          g.     It was at all times within Naimer's authority and/or ability to direct UAS to  
19                    redesign, revise and/or redevelop the Infringing Products such that they would  
20                    no longer infringe on the Patents but, after Naimer knew of the Patents, the  
21                    allegations that UAS infringed on the Patents and/or UAS's actions in the nature  
22                    of those described in Paragraphs 25, 31 and 33 of the *Complaint*, he did not  
23                    direct UAS to redesign, revise and/or redevelop the Infringing Products such that  
24                    they would no longer infringe on the Patents; and/or  
25          h.     Naimer has continued to direct UAS's design, development, manufacturing,  
26                    marketing and selling of the Infringing Products while knowing and/or intending

1 for UAS to infringe on the Patents.

2 14. Upon information and belief:

- 3 a. Hummel was and is the Vice President/General Manager of Engineering  
4 Research and Development of UAS, thereby controlling UAS's design,  
5 development and/or manufacture of the Infringing Products; and/or  
6 b. Hummel was intimately involved in UAS's design and/or development of the  
7 Infringing Products; and/or  
8 c. Hummel knew and/or should have known of the Patents prior to this lawsuit;  
9 and/or  
10 d. Hummel knew of Optima's allegations that UAS infringed upon the Patents prior  
11 to this lawsuit; and/or  
12 e. Hummel knew of UAS's actions in the nature of those described in Paragraphs  
13 25, 31 and 33 of the *Complaint* and participated in and/or directed those UAS  
14 actions/efforts; and/or  
15 f. It was at all times within Hummel's authority and/or ability to stop UAS's  
16 continued design, development and/or manufacturing of the Infringing Products  
17 but, after Hummel knew of the Patents, the allegations that UAS infringed on the  
18 Patents and/or UAS's actions in the nature of those described in Paragraphs 25,  
19 31 and 33 of the *Complaint*, he did not stop UAS's continued design,  
20 development and/or manufacturing of the Infringing Products; and/or  
21 g. It was at all times within Hummel's authority and/or ability to direct UAS to  
22 redesign, revise and/or redevelop the Infringing Products such that they would  
23 no longer infringe on the Patents but, after Naimer knew of the Patents, the  
24 allegations that UAS infringed on the Patents and/or UAS's actions in the nature  
25 of those described in Paragraphs 25, 31 and 33 of the *Complaint*, he did not  
26 direct UAS to redesign, revise and/or redevelop the Infringing Products such that

1 they would no longer infringe on the Patents; and/or

2 h. Hummel has continued to direct UAS's design, development and/or  
3 manufacturing of the Infringing Products while knowing and/or intending for  
4 UAS to infringe on the Patents.

5 15. UAS and Optima entered into the contract attached as Exhibit 8 to the *Complaint* herein  
6 (hereinafter the "Contract"). Pursuant to and under the terms of the Contract, Optima  
7 provided to UAS a confidential power of attorney (hereinafter the "Power of Attorney")  
8 that Jed Margolin ("Margolin"), as the inventor and then-owner of the Patents, had  
9 previously executed. The Power of Attorney provided, *inter alia*, that Margolin  
10 appointed "Optima Technology Inc. - Robert Adams CEO" as his attorney-in-fact with  
11 respect to (*inter alia*) the Patents. Under its express terms, the Power of Attorney could  
12 only be exercised by "Optima Technology Inc. - Robert Adams CEO" and could only  
13 be exercised by a signature in the following form: "Jed Margolin by Optima  
14 Technology, Inc., c/o Robert Adams, CEO his attorney in fact." Optima had not and has  
15 not at any time placed the Power of Attorney in the public domain or otherwise provided  
16 a copy of it, or made it available, to OTC.

17 16. UAS, through its duly authorized agents, employees and/or attorneys, provided the  
18 Power of Attorney (or a copy thereof) to OTC principal, director, officer and/or agent  
19 Gholamreza Zandianjazi a/k/a Reza Zandian ("Zandian"). As of that time, neither  
20 Zandian nor OTC had ever received, been privy to, obtained or had knowledge of the  
21 Power of Attorney.

22 17. OTC does not have, and has never had, any right, interest or valid claim to any right,  
23 title or interest in or to either the Patents or the Power of Attorney.

24 18. UAS, by and through its authorized agents and attorneys Scott Bornstein ("Bornstein")  
25 and/or Greenberg Traurig, LLP ("GT"), informed, directed, advised, assisted,  
26 associated, agreed, conspired and/or engaged in a mutual undertaking with

- 1 Zandian/OTC to record the Power of Attorney with the U.S. Patent and Trademark  
2 Office (“PTO”) in the name of OTC.
- 3 19. UAS knew or should have known that the Power of Attorney could not be rightfully  
4 exercised by OTC/Zandian and/or recorded with the PTO as:
- 5 a. UAS had been advised and/or knew that OTC was a different corporate entity  
6 than “Optima Technology, Inc” as listed in the Power of Attorney; and/or  
7 b. UAS had been advised and/or knew that “Robert Adams” was not an agent or  
8 employee of OTC and, thus, the Power of Attorney could not be rightfully  
9 exercised by Zandian on behalf of OTC; and/or  
10 c. UAS had been advised and/or knew that OTC had no right or interest whatsoever  
11 in the Patents or the Power of Attorney.
- 12 20. Based upon the information, direction, advice and assistance of UAS, Zandian/OTC  
13 proceeded to publish and record the Power of Attorney to and with the PTO (in  
14 Virginia) as a document in support of a claim of assignment of the Patents to OTC (the  
15 “Assignment”). As a result thereof, the Assignment/Power of Attorney have become  
16 part of the public PTO record on which the U.S. Patent Office, the public and third  
17 parties rely for information regarding title to the Patents.
- 18 21. Robert Adams and Optima did not execute, record or authorize the execution or  
19 recording of any documents purporting to assign or transfer title and/or any interest in  
20 the Patents to OTC with the PTO.
- 21 22. Upon information and belief, Zandian executed such documents by (*inter alia*) utilizing  
22 his signature on behalf of OTC and mis-stating that Zandian/OTC was exercising the  
23 Power of Attorney as the “attorney in fact” of Margolin.
- 24 23. Had UAS not provided the Power of Attorney to Zandian/OTC, OTC would not have  
25 been able to record it as a purported Assignment with the PTO.
- 26 24. The recording of the Assignment and Power of Attorney with the PTO:

- 1 a. Are circumstances under which reliance upon such recordings by a third person  
2 is reasonably foreseeable as the open public records of the PTO are regularly and  
3 normally referred to and/or relied upon by persons in determining legal rights  
4 with respect to patents (including assignments, transfers of rights and licenses  
5 relating thereto), and evaluating such rights with respect to valuation, negotiation  
6 and purchase of rights with respect to patents (including assignments, transfers  
7 of rights and licenses relating thereto); and/or  
8 b. Create a cloud of title, an impairment of vendibility, and/or an appearance of  
9 lessened desirability for purchase, lease, license or other dealings with respect  
10 to the Patents and/or Power of Attorney; and/or  
11 c. Prevent and/or impair sale and/or licensing of the Patents; and/or  
12 d. Otherwise impair and/or lessen the value of the Patents and/or any licenses to be  
13 issued with respect to them; and/or  
14 e. Cast doubt upon the extent of Optima's interests in the Patents and/or under the  
15 Power of Attorney relating thereto and/or upon Optima's power to make an  
16 effective sale, assignment, license or other transfer of rights relating thereto;  
17 and/or  
18 f. Caused damage and harm to Optima; and/or  
19 g. Reasonably necessitated and/or forced Optima to prepare and record documents  
20 with the PTO attempting to correct the public record regarding Optima's rights  
21 with respect to the Patents and/or the Power of Attorney for which Optima  
22 incurred substantial expenses (attorneys' fees and costs) in the preparation and  
23 recording thereof; and/or  
24 h. Irrespective of Optima's filings with the PTO, created a continuing cloud of title,  
25 impairment of vendibility, etc. (as discussed in the foregoing paragraphs) and  
26 continuing harm to Optima reasonably necessitating and forcing Optima to bring



1 its declaratory judgment cross-claim against OTC herein to declare and establish  
2 true and proper title to the Patents, for which Optima has incurred and will incur  
3 substantial expenses (attorneys' fees and costs) in the prosecution thereof.

4 25. Upon information and belief, UAS provided additional information to Zandian/OTC  
5 regarding, or of the same nature as that discussed in, Paragraph 33 of and Exhibits 14,  
6 15 and 17 to the *Complaint* herein.

7 26. UAS made the disclosures (*inter alia*) as acknowledged in its *Complaint* herein.

8 27. Upon information and belief, UAS also made the disclosures alleged in Paragraph 34  
9 of, and in Exhibit 12 attached to, the *Complaint*.

10 28. By filing its *Complaint* as part of the open public record in this case, UAS disclosed the  
11 content thereof and the Exhibits attached thereto.

12 29. The actions of UAS and OTC herein were motivated by spite, malice and/or ill-will  
13 toward Optima and were for the purpose of and/or were intended to intermeddle with,  
14 interfere with, trespass upon and/or cause harm to Optima's rights in the Patents and/or  
15 under the Power of Attorney, and/or with knowledge that such intermeddling,  
16 interference, trespass and/or harm was substantially certain to occur.

17 30. Upon information and belief, OTC intends to continue to compete, interfere, and/or  
18 attempt to compete and/or interfere with Optima regarding the Patents and/or the Power  
19 of Attorney. At this time, however, Optima is unaware of any actual attempts yet made  
20 by OTC to purportedly license, sell or otherwise transfer rights regarding the Patents  
21 under its purported Assignment/Power of Attorney (as recorded with the PTO). If and  
22 when Optima becomes aware of such actions, it will timely seek to amend and  
23 supplement the Counterclaims, Cross-Claims, Third-Party Claims and/or remedies  
24 herein as necessary and applicable.

25 . . . .

26 . . . .

**COUNT 1**

**PATENT INFRINGEMENT**

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2  
3 31. The statements of all of the foregoing paragraphs are incorporated herein by reference  
4 as if fully set forth herein.

5 32. This is a cause of action for patent infringement under 35 U.S.C. § 271 *et seq.* At all  
6 relevant times, UAS had actual and constructive knowledge of the Patents in suit  
7 including the scope and claim coverage thereof.

8 33. UAS's aforesaid activities constitute a direct, contributory and/or inducement of  
9 infringement of the aforesaid patents in violation of 35 U.S.C. § 271 *et seq.* UAS's  
10 aforesaid infringement is and has, at all relevant times, been willful and knowing.

11 34. Naimer and Hummel, through their forgoing actions, actively aided and abetted and  
12 knowingly and/or intentionally induced, and specifically intended to induce, UAS's  
13 direct infringement despite their knowledge of the Patents.

14 35. Optima has suffered and will continue to suffer immediate and ongoing irreparable and  
15 actual harm and monetary damage as a result of UAS's, Naimer's and Hummel's willful  
16 patent infringement in an amount to be proven at trial.

**COUNT 2**

**BREACH OF CONTRACT**

17  
18  
19 36. The statements of all of the foregoing paragraphs are incorporated herein by reference  
20 as if fully set forth herein.

21 37. This is a cause of action for breach of contract against UAS pursuant to Arizona law.

22 38. UAS's actions constitute one or more breaches of the contract attached as Exhibit 8 to  
23 the *Complaint* herein.

24 39. As a result thereof, Optima has suffered and will continue to suffer immediate and  
25 ongoing harm and monetary damage in an amount to be proven at trial.

26 . . . .

**COUNT 3**

**BREACH OF THE IMPLIED COVENANT  
OF GOOD FAITH AND FAIR DEALING**

1  
2  
3 40. The statements of all of the foregoing paragraphs are incorporated herein by reference  
4 as if fully set forth herein.

5 41. This is a cause of action for breach of the implied covenant of good faith and fair  
6 dealing against UAS pursuant to Arizona law.

7 42. Under Arizona law, every contract contains an implied covenant of good faith and fair  
8 dealing.

9 43. UAS's actions constitute one or more breaches of covenant of good faith and fair  
10 dealing present and implied in the contract attached as Exhibit 8 to the *Complaint*  
11 herein.

12 44. As a result thereof, Optima has suffered and will continue to suffer immediate and  
13 ongoing harm and monetary damage in an amount to be proven at trial.

**COUNT 4**

**NEGLIGENCE**

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15  
16 45. The statements of all of the foregoing paragraphs are incorporated herein by reference  
17 as if fully set forth herein.

18 46. This is an cause of action for negligence against UAS pursuant to the law of New York,  
19 Delaware, California, Virginia or Arizona.

20 47. UAS owed a duty of care to Optima as a result of Exhibit 8 to the *Complaint* herein, and  
21 the obligations created therein and/or relating thereto.

22 48. UAS breached these duties through its foregoing actions as alleged herein, including but  
23 not limited to:

- 24 a. UAS's inclusion in an openly-accessible public record the allegations of its  
25 *Complaint*; and/or  
26

- 1           b.     UAS's inclusion in an openly-accessible public record the exhibits attached to  
2           the *Complaint*; and/or  
3           c.     UAS's provision of a copy of the Power of Attorney prior to and/or as a result  
4           of UAS's service of the *Complaint* (with Exhibit 3 thereto) upon OTC; and/or  
5           d.     UAS's informing, directing, advising, assisting and conspiring of/with  
6           Zandian/OTC to record the Power of Attorney with the U.S. Patent and  
7           Trademark Office ("PTO").

8   49.   As a result thereof, Optima has suffered and will continue to suffer immediate and  
9   ongoing harm and monetary damage in an amount to be proven at trial.

10                               **COUNT 5**

11                               **DECLARATORY JUDGMENT**

12   50.   The statements of all of the foregoing paragraphs are incorporated herein by reference  
13   as if fully set forth herein.

14   51.   This is a cause of action for declaratory judgment under 28 U.S.C. § 2201 *et seq* against  
15   OTC.

16   52.   Optima was at all times relevant hereto the rightful holder of the Power of Attorney and  
17   the rightful owner of the Patents.

18   53.   By virtue of OTC's recording of the Assignment and Power of Attorney with the PTO,  
19   a cloud of title, impairment of vendibility, etc. (as otherwise alleged above) exists with  
20   respect to Optima's exclusive ownership rights relating to the Patents and the exclusive  
21   rights under the Power of Attorney.

22   54.   An actual and live controversy exists between OTC and Optima.

23   55.   As a result thereof, Optima requests a declaration of rights with respect to the foregoing,  
24   including but not limited to a declaration that OTC has no interest or right in either the  
25   Power of Attorney or the Patents, that OTC's filing/recording of documents with the  
26   PTO asserting any interest or right in either the Power of Attorney or the Patents was

1 invalid and void, and ordering the PTO to correct and expunge its records with respect  
2 to any such claim made by OTC.

3 **COUNT 6**

4 **INJURIOUS FALSEHOOD/SLANDER OF TITLE**

5 56. The statements of all of the foregoing paragraphs are incorporated herein by reference  
6 as if fully set forth herein.

7 57. This is a cause of action for injurious falsehood and/or slander of title against OTC and  
8 UAS pursuant to the law of New York, Delaware, California, Virginia or Arizona.

9 58. The actions of OTC and/or UAS, as alleged above:

10 a. Are/were false and/or disparaging statement(s) and/or publication(s) resulting in  
11 an impairment of vendibility, cloud of title and/or a casting of doubt on the  
12 validity of Optima's right of ownership in the Patents and/or rights under the  
13 Power of Attorney; and/or

14 b. Are/were an effort to persuade third parties from dealing with Optima, and/or to  
15 harm to interests of Optima, regarding the Patents and/or the Power of Attorney;  
16 and/or

17 c. Are/were actions for which OTC and UAS foresaw and/or should have  
18 reasonably foreseen that the false and/or disparaging statement(s) and/or  
19 publication(s) would likely determine the conduct of a third party with respect  
20 to, or would otherwise cause harm to Optima's pecuniary interests with respect  
21 to, the purchase, license or other business dealings regarding Optima's right in  
22 the Patents and/or rights under the Power of Attorney; and/or

23 d. Are/were with knowledge that the statement(s) and/or publication(s) was/were  
24 false; and/or

25 e. Are/were with knowledge of the disparaging nature of the statements; and/or

26 f. Are/were in reckless disregard of the truth or falsity of the statement(s) and/or

- 1 publication(s); and/or  
2 g. Are/were in reckless disregard with being in the nature of disparagement(s);  
3 and/or  
4 h. Are/were motivated by ill will toward Optima; and/or  
5 i. Are/were motivated by an intent to injure Optima; and/or  
6 j. Are/were committed with an intent to interfere in an unprivileged manner with  
7 Optima's interests; and/or  
8 k. Are/were committed with negligence regarding the truth or falsity of the  
9 statement and/or publication and/or with being in the nature of a disparagement.  
10 59. As a result thereof, Optima has suffered and will continue to suffer immediate and  
11 ongoing harm and monetary damage in an amount to be proven at trial.

12 **COUNT 7**

13 **TRESPASS TO CHATTELS**

- 14 60. The statements of all of the foregoing paragraphs are incorporated herein by reference  
15 as if fully set forth herein.  
16 61. This is a cause of action for trespass to chattels against OTC and UAS pursuant to the  
17 law of New York, Delaware, California, Virginia or Arizona.  
18 62. The actions of OTC and/or UAS, as alleged above:  
19 a. Are/were intentional physical, forcible and/or unlawful interference with the use  
20 and enjoyment of rights to the Patents and/or Power of Attorney possessed by  
21 Optima without justification or consent; and/or  
22 b. Are/were possession of and/or the exercise of dominion over rights to the Patents  
23 and/or Power of Attorney possessed by Optima without justification or consent;  
24 and/or  
25 c. Are/were intentional use and/or intermeddling with rights to the Patents and/or  
26 Power of Attorney possessed by Optima without authorization; and/or

- 1 d. Resulted in deprivation of Optima's use of and/or rights in the Patents and/or  
2 Power of Attorney for a substantial time; and/or  
3 e. Resulted in impairment of the condition, quality and/or value of Optima's use of  
4 and/or rights in the Patents and/or Power of Attorney; and/or  
5 f. Resulted in harm to the legally protected interests of Optima.  
6 63. As a result thereof, Optima has suffered and will continue to suffer immediate and  
7 ongoing harm and monetary damage in an amount to be proven at trial.

8 **COUNT 8**

9 **UNFAIR COMPETITION**

- 10 64. The statements of all of the foregoing paragraphs are incorporated herein by reference  
11 as if fully set forth herein.  
12 65. This is a cause of action for unfair competition against OTC and UAS pursuant to the  
13 common law of New York, Delaware, California, Virginia or Arizona.  
14 66. The actions of OTC and/or UAS, as alleged above:  
15 a. Are/were an unfair invasion and/or infringement of Optima's property rights of  
16 commercial value with respect to the Patents and/or the Power of Attorney;  
17 and/or  
18 b. Are/were a misappropriation of a benefit and/or property right belonging to  
19 Optima with respect to the Patents and/or the Power of Attorney; and/or  
20 c. Are/were a deceit and/or fraud upon the public with respect to the true ownership  
21 and other rights of Optima relating to the Patents and/or the Power of Attorney;  
22 and/or  
23 d. Are/were likely to cause confusion of the public with respect to the true  
24 ownership and other rights of Optima relating to the Patents and/or the Power of  
25 Attorney; and/or  
26 e. Will cause and/or are likely to cause an unfair diversion of trade whereby any

- 1 potential purchaser of a license or other rights from OTC with respect to the  
2 Patents and/or Power of Attorney will be cheated into the purchase of something  
3 which it is not in fact getting; and/or  
4 f. Are likely to divert the trade of Optima; and/or  
5 g. Are likely to cause substantial and irreparable harm to Optima.  
6 67. As a result thereof, Optima has suffered and will continue to suffer immediate and  
7 ongoing harm and monetary damage in an amount to be proven at trial.

8 **COUNT 9**

9 **UNFAIR AND DECEPTIVE COMPETITION/BUSINESS PRACTICES**

- 10 68. The statements of all of the foregoing paragraphs are incorporated herein by reference  
11 as if fully set forth herein.  
12 69. This is a cause of action for unfair and deceptive competition/business practices against  
13 OTC and UAS pursuant to the statutory law of Delaware, 6 Del.C. §2531 *et seq.* to the  
14 extent such statutory scheme applies in this matter.  
15 70. The actions of OTC and/or UAS, as alleged above:  
16 a. Are/were those of a person engaged in a course of a business, vocation, or  
17 occupation; and/or  
18 b. Constitute a deceptive trade practice; and/or  
19 c. Cause a likelihood of confusion or of misunderstanding as to affiliation,  
20 connection, or association with, or certification by, another; and/or  
21 d. Represent that goods or services have sponsorship, approval, characteristics,  
22 ingredients, uses, benefits, or quantities that they do not have, or that a person  
23 has a sponsorship, approval, status, affiliation, or connection that the person does  
24 not have; and/or  
25 e. Represent that goods or services are of a particular standard, quality, or grade,  
26 or that goods are of a particular style or model, if they are of another; and/or



- 1 f. Disparage the goods, services, or business of another by false or misleading  
2 representation of fact; and/or  
3 g. Were conduct which similarly creates a likelihood of confusion or of  
4 misunderstanding.
- 5 71. As a result thereof, Optima has suffered and will continue to suffer immediate and  
6 ongoing harm and monetary damage in an amount to be proven at trial.
- 7 72. To the extent Optima is entitled to damages under Delaware common-law it is further  
8 entitled to treble damages pursuant to 6 Del.C. §2533(c).
- 9 73. Optima is entitled to injunctive relief pursuant to 6 Del.C. §2533(a).
- 10 74. The acts were a willful deceptive trade practice entitling Optima to its attorneys' fees  
11 and costs pursuant to 6 Del.C. §2533(b).
- 12 75. This matter is an "exceptional" case also entitling Optima to its attorneys fees pursuant  
13 to 6 Del.C. §2533(b).

14 **COUNT 10**

15 **UNLAWFUL CONSPIRACY TO INJURE TRADE OR BUSINESS**

- 16 76. The statements of all of the foregoing paragraphs are incorporated herein by reference  
17 as if fully set forth herein.
- 18 77. This is a cause of action for unlawful conspiracy to injure trade or business against OTC  
19 and UAS pursuant to the statutory law of Virginia, Va. Code Ann. § 18.2-499 and  
20 § 18.2-500, to the extent such statutory scheme applies in this matter.
- 21 78. The actions of OTC and UAS, as alleged above, were those of two or more persons who  
22 combined, associated, agreed, mutually undertook and/or acted in concert together for  
23 the purpose of willfully and maliciously injuring Optima and its trade and/or business.
- 24 79. As a result thereof, Optima has suffered and will continue to suffer immediate and  
25 ongoing harm and monetary damage in an amount to be proven at trial.
- 26 80. Optima is entitled to treble damages plus attorneys' fees and costs under Va. Code

1 Ann.§ 18.2-500,

2 **COUNT 11**

3 **UNFAIR AND DECEPTIVE COMPETITION/BUSINESS PRACTICES**

4 81. The statements of all of the foregoing paragraphs are incorporated herein by reference  
5 as if fully set forth herein.

6 82. This is a cause of action for unfair and deceptive competition/business practices against  
7 OTC and UAS pursuant to the statutory law of California, California Business and  
8 Professions Code § 17200 *et. seq.*, to the extent such statutory scheme applies in this  
9 matter.

10 83. The actions of OTC and/or UAS, as alleged above, constitute one or more unlawful,  
11 unfair or fraudulent business acts or practices including but not limited to the following:

12 a. The acts/practices are/were “fraudulent” as they are/were untrue and/or are/were  
13 likely to deceive the public; and/or

14 b. The acts/practices are/were “unfair” as they constituted conduct that significantly  
15 threatens or harms competition; and/or

16 c. The acts/practices are/were “unfair” as they constitute conduct that offends an  
17 established public policy or when the practice is immoral, unethical, oppressive,  
18 unscrupulous or substantially injurious to consumers; and/or

19 d. The acts/practices are/were “unlawful” as they are/were in violation of the  
20 common-law duties that were owed to Optima; and/or

21 e. The acts/practices are/were “unlawful” as they are/were in violation of the legal  
22 principles expressed in the other Counts herein; and/or

23 f. The acts/practices are/were “unlawful” as they are/were in committed violation  
24 of Va. Code Ann. § 18.2-172 (a class 5 felony); and/or

25 g. The acts/practices are/were “unlawful” as they are/were in committed violation  
26 of Va. Code Ann. § 18.2-499 (a class 1 misdemeanor).

1 84. As a result thereof, Optima has suffered and will continue to suffer immediate and  
2 ongoing harm and monetary damage.

3 85. Optima is without an adequate remedy at law.

4 86. Unless enjoined the acts of OTC and UAS will continue to cause further, great,  
5 immediate and irreparable injury to Optima.

6 87. Optima is entitled to injunctive relief and restitutionary disgorgement pursuant to  
7 California Business and Professions Code § 17203.

8 **COUNT 12**

9 **UAS LIABILITY**

10 88. The statements of all of the foregoing paragraphs are incorporated herein by reference  
11 as if fully set forth herein.

12 89. In addition to any other liability existing as to the acts of UAS described herein UAS  
13 is additionally liable under Counts 6-11 herein because:

14 a. OTC acted as the agent and/or servant of UAS; and/or

15 b. UAS aided and abetted the wrongful conduct of OTC through one or more of the  
16 following:

17 i. UAS provided aid to OTC in its commission of a wrongful act that caused  
18 injury to Optima; and/or

19 ii. UAS substantially assisted and/or encouraged OTC in the principal  
20 violation/wrongful act; and/or

21 iii. UAS was aware of its role as part of overall illegal and/or tortious activity  
22 at the time it provided the assistance; and/or

23 iv. UAS reached a conscious decision to participate in tortious activity for  
24 the purpose of assisting OTC in performing a wrongful act; and/or

25 c. UAS engaged in a civil conspiracy with OTC through an agreement to  
26 accomplish an unlawful purpose and/or to accomplish a lawful object by

- 1 unlawful means, one of whom committed an act in furtherance thereof, thereby  
2 causing damages to Optima; and/or  
3 d. UAS and OTC acted in concert; and/or  
4 e. UAS provided affirmative aid and/or encouragement to the wrongful conduct of  
5 OTC; and/or  
6 f. UAS directed, ordered and/or induced the wrongful conduct of OTC while  
7 knowing (or should having known) of circumstances that would have made the  
8 conduct tortious if it were UAS's; and/or  
9 g. UAS advised OTC to commit the wrongful conduct which resulted in a legal  
10 wrong and/or harm to Optima; and/or  
11 h. UAS acted together with OTC to commit the wrongful conduct pursuant to a  
12 common design; and/or  
13 i. UAS knew that the OTC's conduct would constitute a breach of duty and gave  
14 substantial assistance or encouragement to OTC so to conduct itself; and/or  
15 j. UAS gave substantial assistance to OTC in accomplishing a tortious result and  
16 UAS's own conduct, separately considered, constitutes a breach of duty to  
17 Optima; and/or  
18 k. UAS knowingly participated in the wrongful action of OTC.  
19 90. As a result thereof, UAS is jointly and severally liable for any such damages awarded  
20 to Optima under Counts 6-11 herein.

21 **COUNT 13**

22 **PUNITIVE DAMAGES**

- 23 91. The statements of all of the foregoing paragraphs are incorporated herein by reference  
24 as if fully set forth herein.  
25 92. This is a claim for punitive damages against OTC and UAS pursuant to the common law  
26 and/or statutory law of New York, Delaware, California, Virginia or Arizona.

- 1 93. Through their actions referenced herein, OTC and UAS:
- 2 a. Acted with an intent to injure Optima and/or consciously pursued a course of
- 3 conduct knowing that it created a substantial risk of significant harm to Optima;
- 4 and/or
- 5 b. Acted with an "evil hand" guided by an "evil mind"; and/or
- 6 c. Engaged in intentional and deliberate wrongdoing and with character of outrage
- 7 frequently associated with crime; and/or
- 8 d. Engaged in conduct that may be characterized as gross and morally reprehensible
- 9 and of such wanton dishonesty as to imply criminal indifference to civil
- 10 obligations; and/or
- 11 e. Acted with conduct so reckless and wantonly negligent as to be the equivalent
- 12 of a conscious disregard of the rights of others; and/or
- 13 f. Acted with a fraudulent and/or evil motive; and/or
- 14 g. Acted with aggravation and outrage; and/or
- 15 h. Acted with outrageous conduct with evil motive and/or reckless indifference to
- 16 rights of others; and/or
- 17 i. Acted with wilful and/or wanton disregard for the rights of others; and/or
- 18 j. Were aware of probable dangerous consequences of their conduct and willfully
- 19 and deliberately failed to avoid those consequences; and/or
- 20 k. Acted with the intent to vex, injury or annoy, or with a conscious disregard of the
- 21 right of others; and/or
- 22 l. Engaged in reprehensible and/or fraudulent conduct; and/or
- 23 m. Acted in blatant violation of law or policy; and/or
- 24 n. Acted with extreme indifference to the rights of others; and/or
- 25 o. Are guilty of oppression, fraud and/or malice, as defined by and pursuant to
- 26 Cal.Civ.Code § 3294; and/or

- 1 p. Acted with wilful and wanton conduct so as to evince a conscious disregard of  
2 the rights of others; and/or  
3 q. Acted with recklessness and/or negligence so as to evince a conscious disregard  
4 of the rights of others; and/or  
5 r. Engaged in malicious conduct; and/or  
6 s. Engaged in misconduct and/or actual malice.  
7 94. As a result thereof, Optima is entitled to an award of punitive damages against OTC and  
8 UAS herein in an amount to be determined by a jury.

9 **EXCEPTIONAL CASE**

10 This is an exceptional case under 35 U.S.C. § 285 in which Counterclaimant and  
11 Cross-Claimant Optima is entitled to its attorneys' fees and costs incurred in connection with  
12 this action.

13 **JURY TRIAL DEMAND**

14 Counterclaimant Optima demands a jury trial on all claims and issues to be litigated in  
15 this matter.

16 **PRAYER FOR RELIEF**

17 WHEREFORE Optima requests that the Court enter judgment in favor of Optima, and  
18 against UAS, OTC, Naimer, and Hummel, on the Counterclaims, Cross-Claims and Third-Party  
19 Claims, as follows:

- 20 1. Declaring that the Infringing Products, and all other of UAS's products shown to be  
21 encompassed by one or more claims of the asserted Patents infringe said Patents;  
22 2. Awarding Optima its monetary damages, and a doubling or trebling thereof, incurred  
23 as a result of Defendants' willful infringement and unlawful conduct, as provided under  
24 35 U.S.C. § 284;  
25 3. Declaring that this is an exceptional case pursuant to 35 U.S.C. § 285 and awarding  
26 Optima its attorneys fees incurred in having to prosecute this action;

- 1 4. Ordering that all of the Counterdefendants, Crossdefendants and Third-Party  
2 Defendants and all those in active concert or privity with them be temporarily,  
3 preliminarily and permanently enjoined from further infringement of U.S. Patent No.  
4 5,566,073 (the '073 patent) and U.S. Patent No. 5,904,724 (the '724 patent);
- 5 5. Awarding Optima its actual, special, compensatory, economic, punitive and other  
6 damages, including but not limited to:
  - 7 a. A reasonable royalty and/or lost profits attributable to defendants' past, present  
8 and ongoing infringement of the Patents;
  - 9 b. The reduced value of the Patents and/or licenses with respect thereto;
  - 10 c. Optima's attorneys' fees and costs incurred in preparing and recording filings  
11 with the PTO; and
  - 12 d. Optima's ongoing attorneys' fees and costs incurred in filing and prosecuting the  
13 cross-claims against OTC herein to establish the invalidity, void nature, etc., of  
14 its filing of the Assignment with the PTO and claim of any right or interest in the  
15 Power of Attorney and/or the Patents, and to otherwise remove the cloud of title,  
16 impairment of vendibility, etc., with respect to Optima's rights in the Patents  
17 and/or the Power of Attorney;
- 18 6. Declaring that OTC has no interest or right in the Patents or the Power of Attorney;
- 19 7. Declaring that the Assignment OTC filed with the PTO is forged, invalid, void, of no  
20 force and effect, should be struck from the records of the PTO, and that the PTO correct  
21 its records with respect to any such claim made by OTC with respect to the Patents  
22 and/or the Power of Attorney;
- 23 8. Enjoining OTC from asserting further rights or interests in the Patents and/or Power of  
24 Attorney;
- 25 9. Enjoining UAS and OTC from further acts of unfair competition;
- 26 10. Granting Optima its attorneys' fees and costs pursuant to applicable law, including but

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not limited to A.R.S. §12-341.01 and § 12-340 and/or the laws of one or more of New York, Virginia, Delaware and/or California;

- 11. Granting Optima prejudgment and post-judgment interest at the legal rate; and
- 12. Granting Optima such other and further relief as the Court deems just and proper.

RESPECTFULLY SUBMITTED this 24th day of January, 2008.

CHANDLER & UDALL, LLP

By           /s Edward Moomjian II            
 Edward Moomjian II  
 Jeanna Chandler Nash  
 Attorneys for Defendants Adams, Margolin  
 and Optima Technology Inc. a/k/a Optima  
 Technology Group, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on January 24, 2008, I electronically transmitted the attached document to the Clerk's office using the EM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/DCF registrants:

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1 **REPY**  
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11 Attorneys for Defendant Reza Zandian

12 **IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**  
13 **IN AND FOR CARSON CITY**

14 JED MARGOLIN, an individual; 15 16 Plaintiff, 17 18 vs. 19 OPTIMA TECHNOLOGY CORPORATION, 20 a California corporation, OPTIMA 21 TECHNOLOGY CORPORATION, a Nevada 22 coporation, REZA ZANDIAN aka 23 GOLAMREZA ZANDIANJAZI aka 24 GHOLAM REZA ZANDIAN aka REZA 25 JAZI aka J. REZA JAZI AKA G. REZA JAZI 26 aka GHONONREZA ZANDIAN JAZI, an 27 individual, DOE Companies 1-10; DOE 28 Corporations 11-20, and DOE Individuals 21-30, 29 30 Defendants.	Case No.: 090C00579 Dept. No.: I
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1334.023382-td

31 **REPLY TO OPPOSITION TO MOTION TO DISMISS**

32 COMES NOW Defendant Reza Zandian by and through his counsel John Peter Lee, Ltd.,  
33 and hereby files his REPLY TO OPPOSITION TO MOTION TO DISMISS.

34 This Reply is made and based upon all of the pleadings and papers on file herein, exhibits  
35 attached hereto, the attached Memorandum of Points and Authorities, and oral argument, if required  
36 by the Court.

37 ...  
38 ...  
39 ...  
40 ...

12/22/11  
[Signature]

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