UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION

Case No. 11-81404-CIV-SEITZ/SIMONTON

COUPLING SOLUTIONS, LLC, a business entity organized under the Laws of the State of Florida,

Plaintiff,

vs.

PAUL ANTHONY DAVIDSON,

Defendant.

OPPOSITION TO DEFENDANT'S MOTION TO DISMISS (DKT. NO. 88)

Plaintiff Coupling Solutions, LLC ("Plaintiff"), through counsel, hereby files its opposition to Defendant Paul Anthony Davidson's ("Defendant") Motion to Dismiss Complaint (Dkt. No. 88), and in support thereof states as follows:

Defendant's Motion appears to be premised on the theory argument that the U.S. Constitution provides exclusive jurisdiction for patent disputes "in the patent courts." This case is more than a dispute concerning assignment of patents, it involves several claims relating to the damages caused by Defendant, all of which are properly brought in this court. What is more, the U.S. Constitution does not provide for "patent courts." The U.S. District Court has exclusive jurisdiction over patent matters. *See* 28 U.S.C. §§1331, 1338.

WHEREFORE, Defendant respectfully requests Plaintiff's Motion be denied, and for other relief as this Court deems just and proper.

Dated: October 5, 2012 .

/s/Allison R. Imber

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on October 5, 2012, pursuant to the Court's Order concerning electronic service of discovery, a true and correct copy has been sent by e-mail transmission as indicated below.

/s/Allison R. Imber
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