

California Court Dismisses Fuhu's Lawsuit against Personal Audio

Court rules that California has no jurisdiction over Personal Audio

Beaumont, Texas – December 10, 2013 - Personal Audio, the pioneer in personalized media solutions, has prevailed in a lawsuit filed against it by tablet manufacturer Fuhu, Inc., of El Segundo, CA.

In August, 2013, Fuhu, Inc. filed a declaratory judgment lawsuit against Personal Audio in U.S. District Court of Los Angeles, CA, claiming that their Fuhu Nabi 2 tablet computers did not infringe Personal Audio's U.S. Patent Nos. 6,199,076 and 7,509,178, as well as requesting the patents be declared invalid. Days later, Personal Audio responded by countersuing Fuhu for Patent Infringement in the U.S. District Court in Beaumont, Texas. Additionally, Personal Audio filed a motion to dismiss with the Los Angeles Court, noting that Personal Audio does not have a presence in California. After a hearing on November 25, 2013, U.S. District Judge Beverly Reid O'Connell ruled in favor of Personal Audio's motion to dismiss for lack of personal jurisdiction.

Richard Baker, a consultant to Personal Audio, commented, "This is an important ruling because it affirms that the courts in eastern Texas are the proper venue for deciding issues related to Personal Audio."

The Texas lawsuit, *Personal Audio LLC v. Fuhu, Inc.*, Case No. 9:13-cv-513, pending in the U.S. District Court in Beaumont, Texas, is scheduled for trial in July 2015.

About Personal Audio:

Personal Audio LLC was founded in 1996 by James Logan, a serial inventor and entrepreneur, with a mission of offering personalized media to listeners over the Internet. The company worked to develop an audio player that could download, store and manipulate audio files to fulfill this mission. This system, along with related ideas, was described in several patent applications filed in October 1996.

Personal Audio's pioneering playlist technologies are commonly used today in smartphones, tablets and other devices that store and play audio and video files and work with downloaded playlists.

In 2009, Personal Audio was issued a patent covering its groundbreaking innovations in the distribution of serialized online media, the "Episodic Content Patent." These techniques are commonly used today in the distribution of podcasts and serialized television shows. Learn more at www.personalaudio.net.

About Fuhu, Inc.

Fuhu, Inc., is a fast-growing distributor of computer tablets manufactured in the Far East. Fuhu is headquartered in El Segundo, Calif., with additional offices in Denver and San Jose. For more information, visit <http://www.fuhu.com> and www.nabitablet.com.

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