

Swarmify Files Lawsuit against Cloudflare Alleging Misappropriation of Trade Secrets and Breach of Contract

SAN FRANCISCO, Dec. 7, 2017 -- Swarmify, Inc. has filed a lawsuit against Cloudflare, Inc. alleging misappropriation of trade secrets, breach of contract, and six other claims with the United States District Court in the Northern District of California (CASE NO. 3:17-cv-06957). The lawsuit was filed by Skiermont Derby LLP who is representing Swarmify in this matter.

In 2013, Swarmify was founded to solve the persistent problems of video buffering and streaming failures. Court documents allege a new streaming product, Cloudflare Stream, contains trade secrets, intellectual property, and proprietary techniques disclosed under NDA to Cloudflare during the course of acquisition and partnership discussions in 2016 and 2017.

CEO and Co-Founder of Swarmify, Nathan Barnett, says his team developed the video acceleration solution to offer audiences an 80 percent reduction in buffering and instant load speed. He says their unique approach and intellectual property for video delivery makes Swarmify the most effective product for streaming the highest quality video on the market.

“Everyone at Swarmify has an incredibly high regard for the team and proprietary solutions that Cloudflare has brought to bear on web security,” Barnett said. “It is important that we ensure our innovations and intellectual property for video acceleration receive that same respect in return. When someone infringes on our IP, we have a responsibility to our customers, investors, and employees to protect the fruits of their time, energy, and resources.”

Swarmify has accelerated more than 500 million streams in the past two years. The solution was recently utilized to ensure news of fast-moving wildfires in the State of California was delivered seamlessly to residents and stakeholders across the globe.

Following the launch of Cloudflare’s streaming solution on Sept. 27 of this year, Swarmify retained Skiermont Derby LLP, a boutique firm representing plaintiffs in high stakes intellectual property disputes. The court filing alleges that Cloudflare disclosed proprietary techniques on the Cloudflare blog as well as implementing these techniques in the Cloudflare Stream product. The lawsuit also requests a preliminary and permanent injunction to prevent continued use of Swarmify Technology and Confidential Information by Cloudflare.

“It takes a tremendous amount of time and money to develop something like this,” Barnett said. “It is important that in the course of another company’s growth and success, that it doesn’t come at the expense of the rights of the next generation technology companies. I know our teams share many similar values and beliefs about the importance of the Internet to enabling innovation. My hope is that we will be able to find common ground on this issue as well so that we can all move forward with the important work both of our companies are doing.”

About Swarmify, Inc.:

Swarmify is based in Florida, and was founded to solve the complicated issue of making streaming video fail-proof. Their goal is simple: provide world class video streaming on par with the likes of Netflix and Amazon in a way that is effortless and affordable, so that any person or company using video to tell a story, share a message, or explain an idea can do so. Swarmify counts a number of the video industry's leading experts among its advisors and investors. To learn more about Swarmify, visit <https://swarmify.com/our-why/>

About Skiermont Derby LLP:

Skiermont Derby LLP is a trial boutique founded in 2011 with offices in Dallas and Los Angeles. The national legal publication Law360 recently recognized Skiermont Derby as one of the top 10 boutique practices in the U.S. that are "on par with the biggest firms." The firm represents plaintiffs and defendants in high stakes intellectual property and commercial litigation. To learn more about Skiermont Derby LLP, visit <http://skiermontderby.com>.

CONTACT: Jenna Buehler, Trench Media, 321.405.5008, jenna@trenchmedia.co

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