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Attorneys for Plaintiff,  
Eagle Eyes Traffic Industry USA Holding LLC

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**

<p><b>EAGLE EYES TRAFFIC INDUSTRY USA HOLDING, a Nevada Limited Liability Corporation,</b></p> <p style="padding-left: 40px;">Plaintiff,</p> <p style="padding-left: 40px;">vs.</p> <p><b>AJP DISTRIBUTORS Inc., a California Corporation</b></p> <p style="padding-left: 40px;">Defendant.</p>	<p>) Case No.:</p> <p>)</p> <p>) <b>COMPLAINT FOR PATENT</b></p> <p>) <b>INFRINGEMENT</b></p> <p>) <b>DEMAND FOR JURY TRIAL</b></p> <p>)</p> <p>)</p> <p>)</p>
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1 Plaintiff Eagle Eyes Traffic Industry USA Holding LLC (“Eagle Eyes”) presents the following  
2 allegations and facts in support of this Complaint and demands a jury trial on all causes of action stated  
3 herein against the named Defendant as follows:

4 **JURISDICTION AND VENUE**

5 1. This is a civil action for infringement of a patent, arising under the laws of the United  
6 States relating to patents, including, without limitation, 35 U.S.C. § 101, et seq., 35 U.S.C. § 271 and §  
7 281. Plaintiffs seek preliminary and permanent injunctions and monetary damages for patent  
8 infringement.

9 2. This Court has subject matter jurisdiction over this case for patent infringement under 28  
10 U.S.C. §§ 1331 and 1338(a) and pursuant to the patent laws of the United States of America, 35 U.S.C.  
11 § 101, et seq.

12 3. Venue properly lies within the Central District of California pursuant to 28 U.S.C.  
13 sections 1391(b) and (c); 28 U.S.C. section 1400(a); and 18 U.S.C. section 1965. On information and  
14 belief, Defendant conducts substantial business directly and through third parties or agents in this  
15 judicial district by selling and offering to sell the infringing products and by conducting other business  
16 in this judicial district. Furthermore, Plaintiffs have been harmed by Defendant’s conduct, business  
17 transactions and sales in this district.

18 4. This Court has personal jurisdiction over Defendant because, on information and belief,  
19 Defendant transacts continuous and systematic business within the State of California and the Central  
20 District of California. In addition, this Court has personal jurisdiction over the Defendant because, on  
21 information and belief, this lawsuit arises out of Defendant’s infringing activities, including, without  
22 limitation, the making, using, selling and/or offering to sell infringing products in the State of California  
23 and the Central District of California. Finally, this Court has personal jurisdiction over Defendant  
24 because, on information and belief, Defendant has made, used, sold and/or offered for sale its infringing  
25 products and placed such infringing products in the stream of interstate commerce with the expectation  
26 that such infringing products would be made, used, sold and/or offered for sale within the State of  
27 California and the Central District of California.



1 owner of the entire right, title, and interest in and to the '967 Patent and vested with the right to bring  
2 this suit for damages and other relief. A true and correct copy of the '967 Patent is attached hereto as  
3 Exhibit "C".

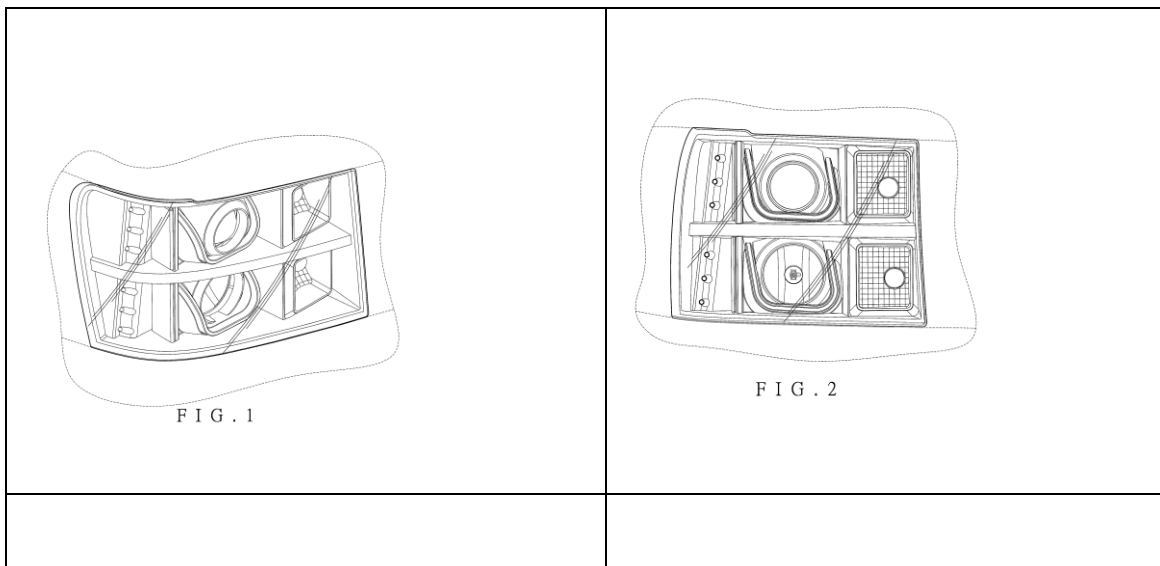
4 **COUNT ONE**

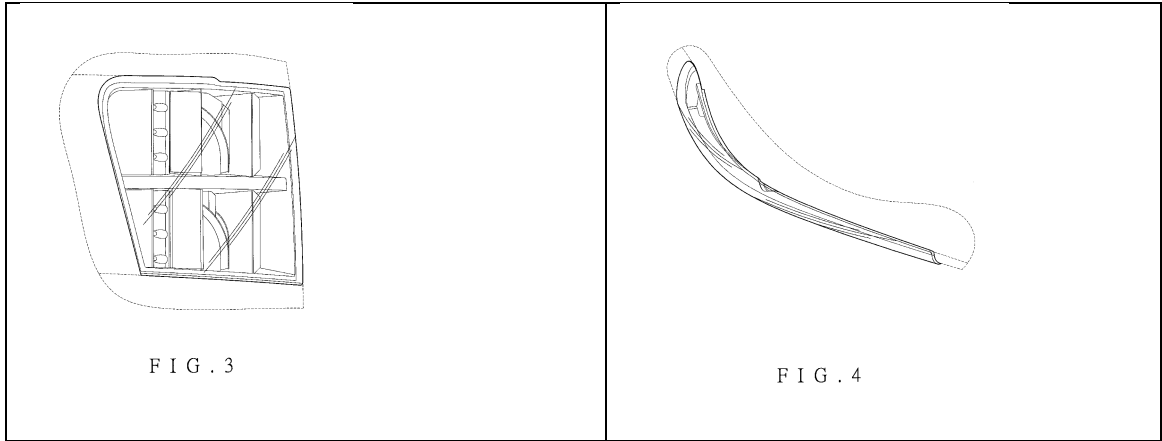
5 **INFRINGEMENT OF THE '040 PATENT BY DEFENDANT**

6 12. Plaintiff re-alleges and incorporates by reference each of the allegations set forth in  
7 paragraphs 1 through 11 above.

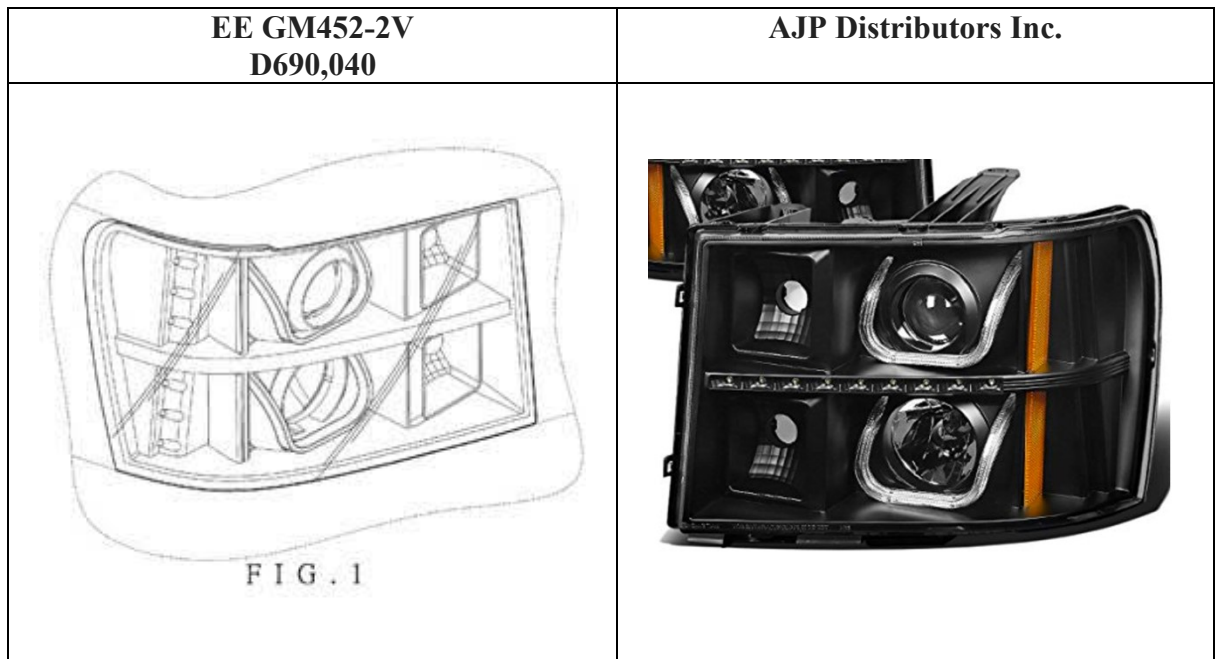
8 13. Defendant has knowledge of infringement of the '040 Patent since at least the filing of  
9 this complaint.

10 14. Design Patent '040 has one single claim directed to the ornamental design for an exterior  
11 surface configuration of a vehicular headlight as shown below:  
12





15. Defendant AJP Distributors Inc. copied the design for its GMC Sierra U-Bar Halo Projector Headlights from the headlight design of the '040 Patent. A side-by-side comparison of the '040 Patented design and an exemplary specimen of Defendant AJP Distributors Inc.'s U-Bar Halo Projector Headlight is shown below, with the photograph of the exemplary Defendant AJP Distributors Inc. headlight being taken from its Amazon product listing:



16. As depicted above, the headlight design of the Defendant's GMC Sierra U-Bar Halo Projector Headlight is the same or substantially the same as the headlight design of the Plaintiff's '040

1 Patent. The headlight designs are so similar as to be nearly identical such that an ordinary observer,  
2 giving such attention as a purchaser usually gives, would be so deceived by the substantial similarity  
3 between the designs so as to be induced to purchase Defendant AJP Distributors Inc.'s products  
4 believing them to be substantially the same as the headlight design protected by the '040 Patent.

5 17. Plaintiff has not granted a license or any other authorization to Defendant AJP  
6 Distributors Inc. to make use, offer for sale, sell or import headlights that embody the headlight design  
7 patented in the '040 Patent and which is proprietary to Plaintiff.

8 18. Plaintiff alleges upon information and belief that, without authority, Defendant has  
9 infringed and continues to infringe the '040 patent by, *inter alia*, making, using, offering to sell, or  
10 selling in the United States, including in the State of California and within this District, products  
11 infringing the ornamental design covered by the '040 patent in violation of 35 U.S.C. § 271, including  
12 but not limited to Defendant AJP Distributors Inc.'s GMC Sierra U-Bar Halo Projector headlights.

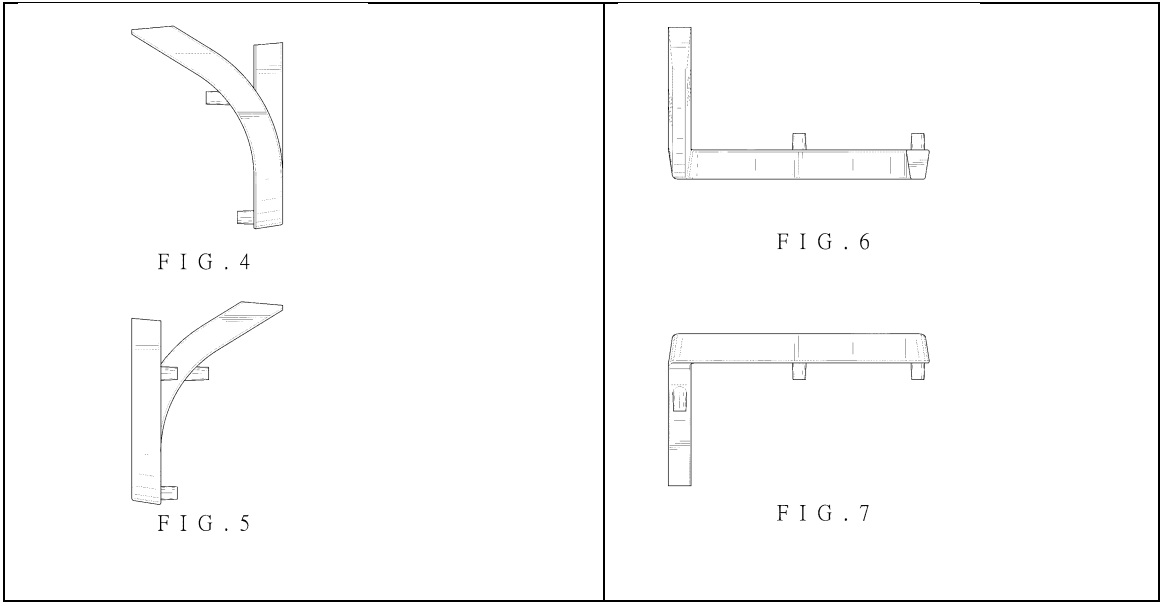
13 19. Defendant AJP Distributors Inc. infringes the '040 patent because, *inter alia*, in the eye  
14 of an ordinary observer, giving such attention as a purchaser usually gives, the headlight design of the  
15 '040 patent and the headlight designs of Defendant AJP Distributors Inc.'s products including without  
16 limitation the headlight designs of the GMC Sierra U-Bar Halo Projector products are substantially the  
17 same, the resemblance being such as to deceive such an ordinary observer, inducing him to purchase one  
18 supposing it to be the other.

19 20. Defendant AJP Distributors Inc.'s acts of infringement of the '040 patent were  
20 undertaken without authority, permission or license from Plaintiff. Defendant AJP Distributors Inc.'s  
21 infringing activities violate 35 U.S.C. § 271.


22 21. Plaintiff is informed and believes that Defendant intentionally sells, ships or otherwise  
23 delivers the accused products in the United States, with knowledge that are designed to and do practice  
24 the infringing features of the '040 Patent.



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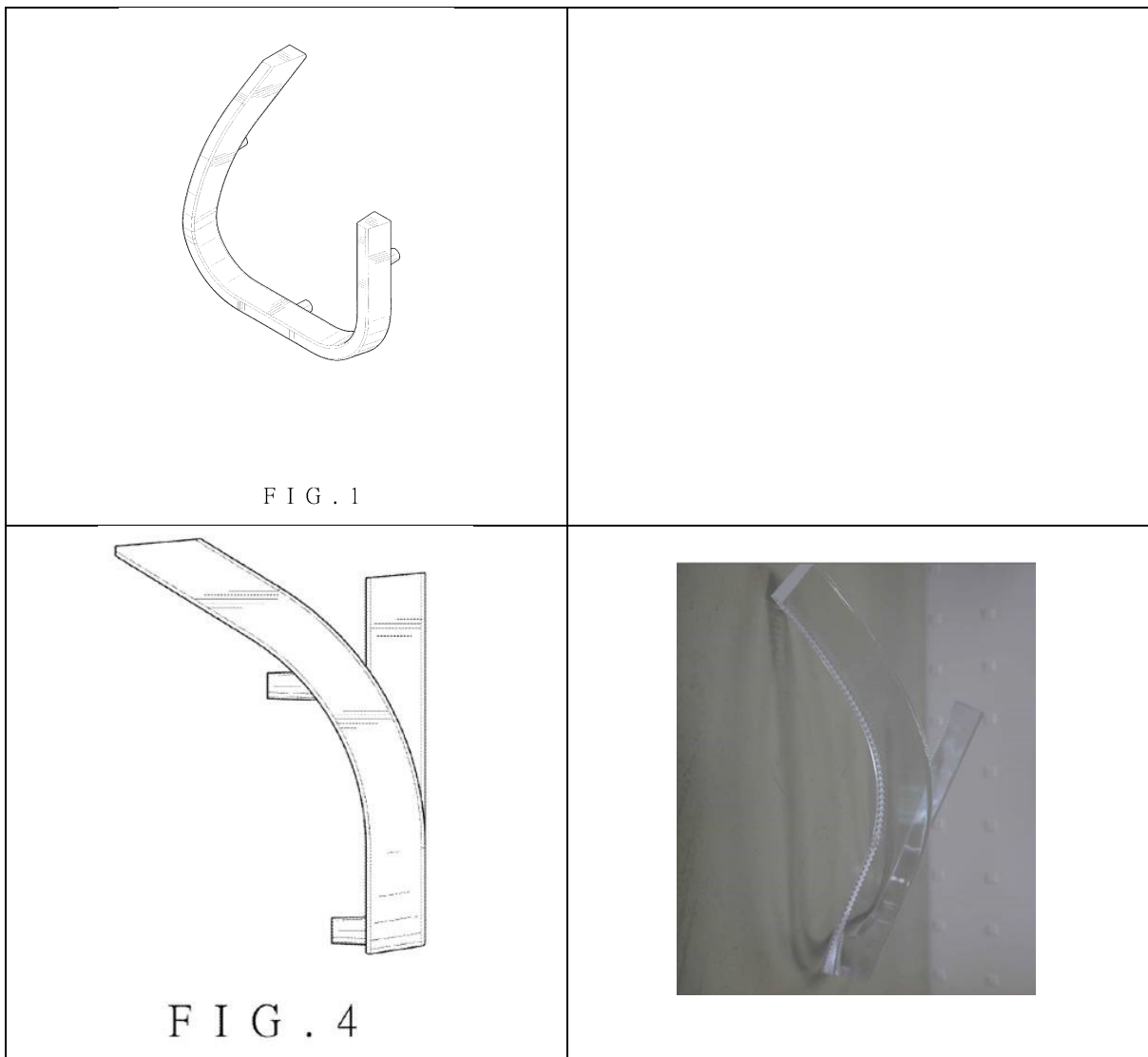


26. Defendant AJP Distributors Inc. copied the design of the U-Bar Light Guide Bar from the design of the '967 Patent. A side-by-side comparison of the '967 patented design and an exemplary specimen of Defendant AJP Distributors Inc.'s U-Bar Light Guide Bar is shown below, the photograph of the exemplary Defendant AJP Distributors Inc. headlight being taken from its Amazon product listing:

<b>EE D706,967</b>	<b>AJP Distributors Inc.</b>
	



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27. As shown in the pictures, the Light Guide Bar of Defendant is the same or substantially the same as the design of the '967 patent. The Light Guide Bar designs are so similar as to be nearly identical such that an ordinary observer, giving such attention as a purchaser usually gives, would be so deceived by the substantial similarity between the designs so as to be induced to purchase Defendant AJP Distributors Inc.'s products believing them to be substantially the same as the Light Guide Bar protected by the '967 Patent.

28. Plaintiff has not granted a license or any other authorization to Defendant AJP Distributors Inc. to make use of, offer for sale, sell or import headlights that embody the Light Guide Bar design patented in the '967 Patent and which is proprietary to Plaintiff.

1           29.     Plaintiff alleges upon information and belief that, without authority, Defendant has  
2 infringed and continues to infringe the '967 patent by, *inter alia*, making, using, offering to sell, or  
3 selling in the United States, including in the State of California and within this District, products  
4 infringing the ornamental design covered by the '967 Patent in violation of 35 U.S.C. § 271, including  
5 but not limited to Defendant AJP Distributors Inc.'s Light Guide Bar incorporated in its F-150 3D Halo  
6 Projector Headlights.

7           30.     Defendant AJP Distributors Inc. infringes the '967 Patent because, *inter alia*, in the eye  
8 of an ordinary observer, giving such attention as a purchaser usually gives, the headlight design of the  
9 '967 Patent and the headlight designs of Defendant AJP Distributors Inc.'s products including without  
10 limitation the headlight designs of the GMC Sierra U-Bar Halo Projector products are substantially the  
11 same, the resemblance being such as to deceive such an ordinary observer, inducing him to purchase one  
12 supposing it to be the other

13           31.     Defendant AJP Distributors Inc.'s acts of infringement of the '967 Patent were  
14 undertaken without authority, permission or license from Plaintiff. Defendant AJP Distributors Inc.'s  
15 infringing activities violate 35 U.S.C. § 271.

16           32.     Plaintiff is informed and believes that Defendant intentionally sells, ships or otherwise  
17 delivers the accused products in the United States, which products which imitate and in fact infringe  
18 upon the features of the '967 Patent.

19           33.     Plaintiff is without an adequate remedy at law and has thus been irreparably harmed by  
20 these acts of infringement. Plaintiff asserts upon information and belief that infringement of the asserted  
21 claims of the '967 Patent is continuous and ongoing, and will continue to harm Plaintiff unless and until  
22 Defendant is enjoined from further infringement by the Court.

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**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff pray for relief and judgment as follows:

1. The determination that Defendant has infringed the Patents-in-Suit;
2. That Defendant, Defendant’s officers, agents, servants, employees, and attorneys, and those persons in active concert or participation with them, be preliminarily and permanently enjoined from infringement of the Patents-in-Suit, including but not limited to any making, using, offering for sale, selling, or importing of unlicensed infringing products within and without the United States;
3. Compensation for all damages caused by Defendant’s infringement of the Patents-in-Suit to be determined at trial;
4. A finding that this case is exceptional and an award of reasonable attorney’s fees pursuant to 35 U.S.C. § 285;
5. Granting Plaintiff’s pre-and post-judgment interest on its damages, together with all costs and expenses; and,
6. Granting Plaintiff such other and further relief as the Court may deem just and proper.

**DATED:** February 25th, 2018

**INHOUSE CO. LAW FIRM**



By: \_\_\_\_\_

Alexander Chen, Esq.  
William Walz, Esq.  
Theodore Lee, Esq.  
Elliot Landreth, Esq.  
Attorneys for Plaintiff  
Eagle Eyes Traffic Industry USA Holding LLC

**DEMAND FOR JURY TRIAL**

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Plaintiff hereby demands a trial by jury on all claims.

**DATED:** February 25th, 2018

**INHOUSE CO. LAW FIRM**



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