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9 Attorneys for Plaintiff
10 Oakley, Inc.

2013 JUN 25 PM 7:55
 OFFICE OF THE CLERK
 U.S. DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA
 SOUTHERN DIVISION

FILED

11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE CENTRAL DISTRICT OF CALIFORNIA
13 SOUTHERN DIVISION

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 law corporation

14 OAKLEY, INC., a Washington
15 corporation,
16 Plaintiff,
17 v.
18 KOHL'S DEPARTMENT STORES, INC.,
19 a Delaware corporation; and
20 ACCUTIME WATCH CORP., a New
21 York corporation,
22 Defendants.

Case No. SACV 13 - 00963 CJC (RZx)

COMPLAINT FOR PATENT
 INFRINGEMENT

DEMAND FOR JURY TRIAL

BY FAX

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law corporation

1 Plaintiff Oakley, Inc. ("Oakley") alleges as follows:

2 JURISDICTION AND VENUE

3 1. This is an action for patent infringement in violation of the patent
4 laws of the United States, 35 U.S.C. § 1, et seq. This Court has jurisdiction over
5 this action under 28 U.S.C. §§ 1331 (federal question) and 1338(a) (arising
6 under the patent laws of the United States).

7 2. Venue is proper in this judicial district under 28 U.S.C. §§ 1391(b)
8 and 1400(b) because defendants have committed acts of patent infringement in
9 this judicial district and because defendants are subject to personal jurisdiction in
10 this judicial district.

11 3. This Court has personal jurisdiction over the defendants because
12 defendants have a continuous, systematic, and substantial presence within this
13 judicial district, including by selling and offering for sale infringing watches in this
14 judicial district, and by committing acts of patent infringement in this judicial
15 district, including, but not limited to, selling infringing watches directly to
16 consumers and/or retailers in this district and selling into the stream of commerce
17 knowing such products would be sold in California and this district, which acts
18 form a substantial part of the events or omissions giving rise to Oakley's claim.

19 THE PARTIES

20 4. Oakley is a corporation organized and existing under the laws of the
21 State of Washington and has a principal place of business at One Icon, Foothill
22 Ranch, California 92610.

23 5. Oakley is informed and believes, and based thereon alleges, that
24 defendant Kohl's Department Stores, Inc. ("Kohl's") is a corporation organized
25 under the laws of Delaware and has a principal place of business at N56
26 W17000 Ridgewood Drive, Menomonee Falls, Wisconsin 53051. Oakley is
27 informed and believes, and based thereon alleges, that Kohl's is a retail
28 department store that manufacturers, uses, sells, offers to sell, and imports into

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1 the United States clothing and other products, including watches, in this district
2 and elsewhere in the United States.

3 6. Oakley is informed and believes, and based thereon alleges, that
4 defendant Accutime Watch Corp. ("Accutime") is a corporation organized under
5 the laws of New York and has a principal place of business at 1001 Avenue of
6 the Americas, New York, NY 10018. Oakley is informed and believes, and
7 based thereon alleges, that Accutime manufactures, uses, sells, offers to sell, and
8 imports into the United States watches in this district and elsewhere in the United
9 States.

10 GENERAL ALLEGATIONS

11 7. Oakley has been actively engaged in the manufacture and sale of
12 high quality products, including, but not limited to, eyewear, apparel, footwear,
13 watches and accessories for over 20 years. Oakley is a manufacturer and
14 retailer of watches, that have enjoyed substantial success and are protected by
15 various intellectual property rights owned by Oakley.

16 8. On March 9, 2012, the United States Patent and Trademark Office
17 duly and lawfully issued United States Design Patent No. D611,359 S ("the
18 D'359 patent") entitled "Watch," designing and claiming the design and
19 ornamentation disclosed therein. Oakley is the owner by assignment of all right,
20 title, and interest in the D'359 patent. A true and correct copy of the D'359
21 patent is attached hereto as Exhibit "A".

22 9. Oakley has provided constructive notice to the public of its rights in
23 the D'359 patent by, among other things, causing patent information and/or the
24 patent number to be placed on Oakley's patented products or packaging and/or
25 by listing the patented products and patent numbers on its website,
26 www.oakley.com.

27 ///

28 ///

FIRST CLAIM FOR RELIEF

(Infringement of the D'359 Patent)

10. Oakley repeats and incorporates by reference the allegations of paragraphs 1 through 9 above as if fully set forth herein.

11. Oakley is informed and believes, and based thereon alleges, that Kohl's and Accutime (collectively "Defendants") have manufactured, used, offered for sale, sold, and imported into the United States, and continue to manufacture, use, offer to sell, sell, and import, watches covered by the D'359 patent ("the Infringing Products") without permission or license from Oakley. The Infringing Products include, but are not limited to, the "Viviani Gunmetal Watch" sold by Kohl's through its website www.kohls.com and elsewhere. Defendants have infringed, contributorily infringed, and/or induced infringement of the D'359 patent by making, using, selling, offering to sell, or importing into the United States the Infringing Products and/or inducing others to make, use, sell, offer to sell, or import the Infringing Products. Defendants continue to infringe, contributorily infringe, and/or induce infringement of the D'359 patent.

12. As a result of Defendants' acts of infringement, Oakley has sustained and will continue to sustain economic damages. Oakley is entitled to recover its damages from Defendants pursuant to 35 U.S.C. §§ 284 and 289.

13. As a result of Defendants' conduct, Oakley has suffered damage to its reputation and goodwill, which has caused Oakley irreparable harm and for which Oakley cannot be compensated by monetary relief. Defendants will continue to infringe the D'359 patent unless enjoined by this Court. Pursuant to 35 U.S.C. § 283, Oakley is entitled to a permanent injunction to prevent Defendants' further infringement.

14. Defendants have knowledge of the D'359 patent, and Oakley is informed and believes, and based thereon alleges, that Defendants' infringement has been and is willful. Because this is an exceptional case, pursuant to 35

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1 U.S.C. §§ 284 and 285, Oakley is entitled to recover treble damages and
2 attorneys' fees.

3 WHEREFORE, Oakley prays for judgment as follows:

4 1. For judgment that Defendants have infringed, contributorily infringed,
5 and/or induced infringement of the D'359 patent pursuant to 35 U.S.C. § 271;

6 2. For an order preliminarily and permanently enjoining Defendants
7 and all of their representatives, agents, servants, employees, related companies,
8 successors and assigns, and all others in privity or acting in concert with them,
9 from infringing the D'359 patent pursuant to 35 U.S.C. § 283;

10 3. For an award of all damages suffered by Oakley pursuant to 35
11 U.S.C. § 284;

12 4. For an order that Defendants account for all gains, profits, and
13 advantages derived from Defendants' infringement of the D'359 patent and that
14 Defendants pay to Oakley all such gains and profits pursuant to 35 U.S.C. §
15 289;

16 5. For trebling of Oakley's damages pursuant to 35 U.S.C. § 284;

17 6. For reasonable attorneys' fees pursuant to 35 U.S.C. § 285;

18 7. For interest and costs of suit; and

19 8. For such other and further relief as the Court deems just and proper.

20

21 Dated: June 25, 2013.

Respectfully submitted,

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Law Corporation

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24

By: Audrey A. Millemann
Audrey A. Millemann
State Bar No. 124954
Attorneys for Plaintiff
Oakley, Inc.

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DEMAND FOR JURY TRIAL

Plaintiff Oakley hereby demands a trial by jury.

Dated: June 25, 2013

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By: 
Audrey A. Millemann
State Bar No. 124954

Attorneys for Plaintiff
Oakley, Inc.

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EXHIBIT A



US00D611359S

(12) **United States Design Patent**
Moritz

(10) **Patent No.:** US D611,359 S
(45) **Date of Patent:** ** Mar. 9, 2010

(54) **WATCH**

(75) **Inventor:** Hans Karsten Moritz, Foothill Ranch, CA (US)

(73) **Assignee:** Oakley, Inc., Foothill Ranch, CA (US)

(**) **Term:** 14 Years

(21) **Appl. No.:** 29/315,955

(22) **Filed:** Aug. 10, 2009

Related U.S. Application Data

(63) Continuation-in-part of application No. 29/314,134, filed on Mar. 4, 2009, now Pat. No. Des. 598,302.

(51) **LOC (9) Cl.** 10-02

(52) **U.S. Cl.** D10/38

(58) **Field of Classification Search** D10/30-39;
368/276, 281, 282, 308, 319, 288-290
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

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(Continued)

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(Continued)

Primary Examiner—Lucy Lieberman
(74) *Attorney, Agent, or Firm*—Gregory K. Nelson

(57) **CLAIM**

The ornamental design for a watch, as shown and described.

DESCRIPTION

FIG. 1 is a front perspective view of the watch of the present invention;

FIG. 2 is a front elevational view thereof;

FIG. 3 is a rear elevational view thereof;

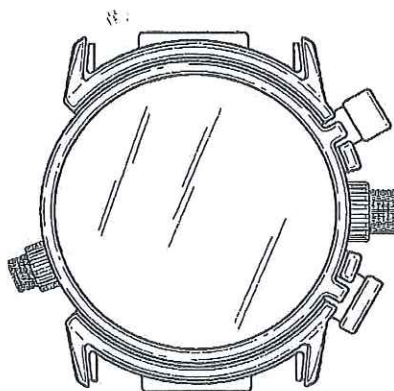
FIG. 4 is a right-side elevational view thereof;

FIG. 5 is a left-side elevational view thereof;

FIG. 6 is a bottom view thereof; and,

FIG. 7 is a top plan view thereof.

1 Claim, 4 Drawing Sheets



US D611,359 S

Page 2

U.S. PATENT DOCUMENTS

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U.S. Appl. No. 29/314,126, filed Mar. 4, 2009.
* cited by examiner

U.S. Patent

Mar. 9, 2010

Sheet 1 of 4

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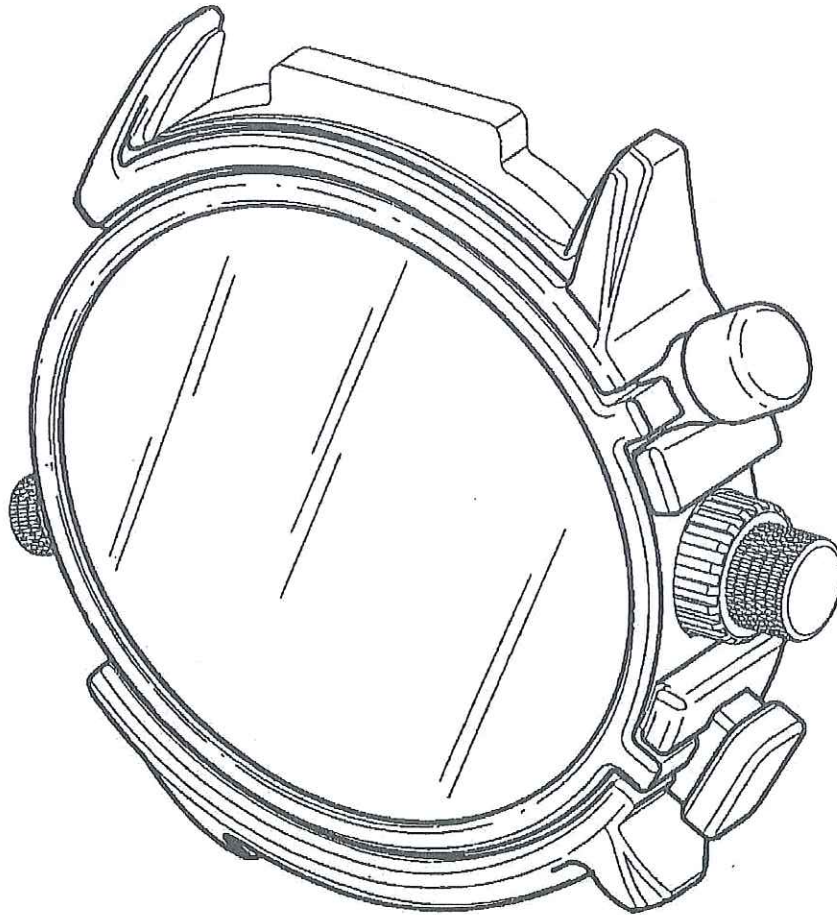


FIG. 1

U.S. Patent

Mar. 9, 2010

Sheet 2 of 4

US D611,359 S

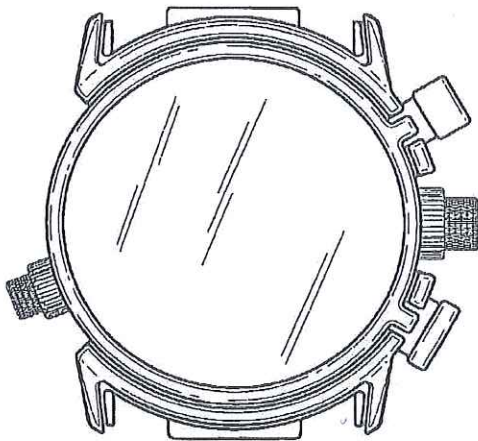


FIG. 2

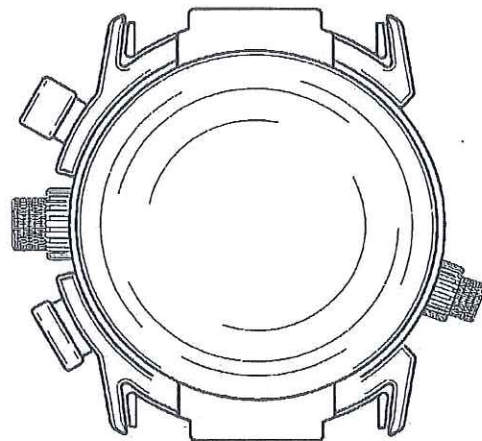


FIG. 3

U.S. Patent

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FIG. 4

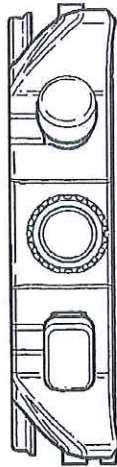
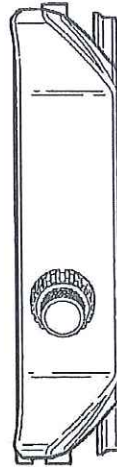


FIG. 5



U.S. Patent

Mar. 9, 2010

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FIG. 6

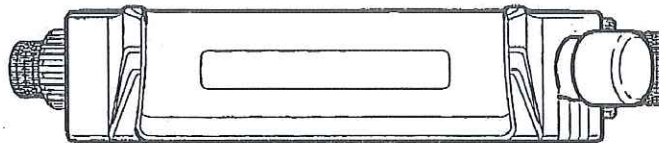
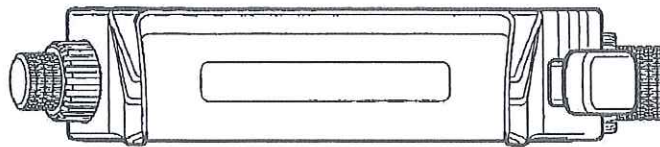


FIG. 7

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

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Cormac J. Carney and the assigned discovery Magistrate Judge is Ralph Zarefsky.

The case number on all documents filed with the Court should read as follows:

SACV13- 963 CJC (RZx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

Western Division
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

Southern Division
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

Eastern Division
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

Name & Address:

David R. Gabor (SBN 145729)
 Audrey A. Millemann (SBN 124954)
 Weintraub Tobin, 9665 Wilshire Blvd., Ninth Floor
 Beverly Hills, California 90212 Tel: 310-858-7888
 Attorneys for Oakley, Inc. Fax: 310-550-7191

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

Oakley, Inc. a Washington corporation, <p style="text-align: right;">PLAINTIFF(S)</p>	CASE NUMBER <p style="text-align: center;">SACV 13 - 00963 CJC (RZx)</p>
<p style="text-align: center;">v.</p> Kohl's Department Stores, Inc., a Delaware corporation; and Accutime Watch Corp., a New York corporation, <p style="text-align: right;">DEFENDANT(S).</p>	<p style="text-align: center;">SUMMONS</p>


TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint _____ amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, David Gabor and Audrey Millemann, whose address is Weintraub Tobin, 9665 Wilshire Blvd., Ninth Floor, Beverly Hills, CA 90212. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: 6/25/2013

By: Denise VO
 Deputy Clerk

 (Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

I. (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) Oakley, Inc. a Washington Corporation	DEFENDANTS (Check box if you are representing yourself <input type="checkbox"/>) Kohl's Department Stores, Inc., a Delaware corporation and Accutime Watch Corp., a New York corporation
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Weintraub Tobin Chedlak Coleman Grodin 9665 Wilshire Boulevard, Ninth Floor Beverly Hills, CA 90212 Telephone: 310-858-7888 Facsimile: 310-550-7191	(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) David R. Gabor Audrey A. Millemann

II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1. U.S. Government Plaintiff <input type="checkbox"/> 2. U.S. Government Defendant <input checked="" type="checkbox"/> 3. Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 4. Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES—For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant) <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%;">Citizen of This State</td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> <td style="width:10%; text-align: center;">1</td> <td style="width:33%;">Incorporated or Principal Place of Business In this State</td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> <td style="width:10%; text-align: center;">4</td> </tr> <tr> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">6</td> </tr> </table>	Citizen of This State	PTF	DEF	1	Incorporated or Principal Place of Business In this State	PTF	DEF	4		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Citizen of Another State	<input type="checkbox"/>	<input type="checkbox"/>	2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/>	<input type="checkbox"/>	5	Citizen or Subject of a Foreign Country	<input type="checkbox"/>	<input type="checkbox"/>	3	Foreign Nation	<input type="checkbox"/>	<input type="checkbox"/>	6
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IV. ORIGIN (Place an X in one box only.)

<input checked="" type="checkbox"/> 1. Original Proceeding	<input type="checkbox"/> 2. Removed from State Court	<input type="checkbox"/> 3. Remanded from Appellate Court	<input type="checkbox"/> 4. Reinstated or Reopened	<input type="checkbox"/> 5. Transferred from Another District (Specify)	<input type="checkbox"/> 6. Multi-District Litigation
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V. REQUESTED IN COMPLAINT: JURY DEMAND: Yes No (Check "Yes" only if demanded in complaint.)

CLASS ACTION under F.R.Cv.P. 23: Yes No **MONEY DEMANDED IN COMPLAINT:** \$ _____

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
 Patent Infringement, 35 U.S.C. §271

VII. NATURE OF SUIT (Place an X in one box only).

OTHER STATUTES	CONTRACT	REAL PROPERTY CONT.	IMMIGRATION	PRISONER PETITIONS	PROPERTY RIGHTS	
<input type="checkbox"/> 375 False Claims Act	<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 462 Naturalization Application	<input type="checkbox"/> 463 Allen Detainee	<input type="checkbox"/> 820 Copyrights	
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input checked="" type="checkbox"/> 830 Patent	
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 290 All Other Real Property	TORTS		<input type="checkbox"/> 840 Trademark	
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 140 Negotiable Instrument	PERSONAL INJURY		<input type="checkbox"/> 530 General	SOCIAL SECURITY	
<input type="checkbox"/> 450 Commerce/ICC Rates/Etc.	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 861 HIA (1395(f))	
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 862 Black Lung (923)	
<input type="checkbox"/> 470 Racketeer Influenced & Corrupt Org.	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Vet.)	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 863 DIWC/DIWW (405 (g))	
<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 153 Recovery of Overpayment of Vet. Benefits	<input type="checkbox"/> 330 Fed. Employers' Liability	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 864 SSID Title XVI	
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 340 Marine	BANKRUPTCY		<input type="checkbox"/> 865 RSI (405 (g))	
<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 560 Civil Detainee Conditions of Confinement	FEDERAL TAX SUITS	
<input type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)	
<input type="checkbox"/> 891 Agricultural Acts	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 355 Motor Vehicle Product Liability	CIVIL RIGHTS		<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609	
<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 690 Other		
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 441 Voting	LABOR		
<input type="checkbox"/> 896 Arbitration	<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 710 Fair Labor Standards Act		
<input type="checkbox"/> 899 Admin. Procedures Act/Review of Appeal of Agency Decision		<input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 720 Labor/Mgmt. Relations		
<input type="checkbox"/> 950 Constitutionality of State Statutes		<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 445 American with Disabilities-Employment	<input type="checkbox"/> 740 Railway Labor Act		
			<input type="checkbox"/> 446 American with Disabilities-Other	<input type="checkbox"/> 751 Family and Medical Leave Act		
			<input type="checkbox"/> 448 Education	<input type="checkbox"/> 790 Other Labor Litigation		
				<input type="checkbox"/> 791 Employee Ret. Inc. Security Act		

FOR OFFICE USE ONLY: Case Number: SACV 13 - 00963 CJC (RZx)

AFTER COMPLETING PAGE 1 OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED ON PAGE 2.

BY FAX COPY

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? NO YES

If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? NO YES

If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) A. Arise from the same or closely related transactions, happenings, or events; or
 B. Call for determination of the same or substantially related or similar questions of law and fact; or
 C. For other reasons would entail substantial duplication of labor if heard by different judges; or
 D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.

Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Orange	

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.

Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Orange	

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.
NOTE: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Orange	

*Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR SELF-REPRESENTED LITIGANT): *Audrey Martin* DATE: June 25, 2013

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet).

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405 (g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))