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6 Attorneys for Plaintiff,
 7 BRAGEL INTERNATIONAL, INC.

8 UNITED STATES DISTRICT COURT
 9 CENTRAL DISTRICT OF CALIFORNIA

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 12 BRAGEL INTERNATIONAL, INC.,
 13 Plaintiff,
 14 vs.
 15 REMI COLLECTIONS LLC DBA
 16 BUNDLEMONSTER,
 17 Defendant.

Case No. CV 14-2946

**COMPLAINT FOR PATENT
 INFRINGEMENT**

DEMAND FOR JURY TRIAL

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 19 For its complaint against Defendant Remi Collections LLC doing business
 20 as Bundlemonster (“Defendant”), Plaintiff Bragel International, Inc. (“Plaintiff”)
 21 alleges as follows:

22 **JURISDICTION**

- 23 1. This is an action for patent infringement pursuant to 35 U.S.C.
 24 Section 271. This Court has jurisdiction pursuant to 28 U.S.C. Section 1338(a).
 25 2. Venue is proper under 28 U.S.C. Sections 1391(b)(2) and/or (b)(3).
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PARTIES

3. Plaintiff is a corporation organized and existing under the laws of the State of California, having a principal place of business at 3383 Pomona Blvd., Pomona, California.

4. Plaintiff is informed and believes, and thereon alleges that Defendant is a Hawaii corporation having a principal place of business at 819 Moowaa St., Suite 101A, Honolulu, HI 96817.

5. This Court has personal jurisdiction over Defendant because it has conducted systematic and continuous business within California and has directed its unlawful business activities towards California.

FACTUAL BACKGROUND

6. Plaintiff has been engaged and is presently engaged in the design and distribution of strapless bras and attachable breast forms. Plaintiff’s products are sold throughout the United States and in many foreign countries including the People’s Republic of China, Hong Kong, Europe and Canada.

7. On February 7, 2005, Plaintiff filed a U.S. patent application directed to its attachable breast form enhancement system. It issued as U.S. Patent 7,144,296 (the “‘296 Patent”) on December 5, 2006 and is titled “Attachable Breast Form Enhancement System.” A copy of the ‘296 Patent is attached as Exhibit A.

8. On July 11, 2005, Plaintiff filed a U.S. patent application directed to its backless, strapless bra. It issued as U.S. Patent 7,052,359 (the “‘359 Patent”) on May 30, 2006 and is titled “Backless, Strapless Bra.” A copy of the ‘359 Patent is attached as Exhibit B.

9. On March 15, 2004, Plaintiff filed a U.S. patent application directed to its attachable breast form enhancement system. It issued as U.S. Patent 6,852,001 (the “‘001 Patent”) on February 8, 2005 and is titled: “Attachable

1 Breast Form Enhancement System.” A copy of the ‘001 Patent is attached as
2 Exhibit C.

3 10. On March 15, 2004, Plaintiff filed a U.S. patent application directed
4 to its backless, strapless bra. It issued as U.S. Patent 6,916,224 (the “‘224
5 Patent”) on July 12, 2005 and is titled: “Backless, Strapless Bra.” A copy of the
6 ‘224 Patent is attached as Exhibit D.

7 11. Defendant has sold and offered for sale in this District and
8 elsewhere, and continues to sell and offer for sale in this District and elsewhere,
9 without the consent or authorization of Plaintiff, “freebra” products that are
10 covered by one or more claims of the ‘296 Patent, one or more claims of the ‘359
11 Patent, one or more claims of the ‘001 Patent, and one or more claims of the ‘224
12 Patent (the “Infringing Products”).

13 **FIRST CLAIM FOR RELIEF**

14 **Patent Infringement**

15 12. Plaintiff realleges paragraphs 1 through 11 as though fully set forth
16 herein.

17 13. Defendant, by itself or in concert with others, has made, used, sold or
18 offered to sell, and continues to make, use, sell or offer to sell, in this District and
19 elsewhere in the United States, the Infringing Products which infringe the ‘296
20 Patent, the ‘359 Patent, the ‘001 Patent and the ‘224 Patent (collectively the
21 “Asserted Patents”). In addition, Defendant actively induces its customers to
22 directly infringe one or more claims of the Asserted Patents. Defendant also
23 contributes to the direct infringement of one or more claims of the Asserted
24 Patents by Defendant’s customers and/or end users of the Infringing Product. The
25 Infringing Product has no substantial, noninfringing use.

26 14. The alleged infringing acts of Defendant are without right, license, or
27 authorization from Plaintiff.

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1 15. By its aforesaid acts, Defendant has infringed the Asserted Patents
2 entitling Plaintiff to relief pursuant to 35 U.S.C. Section 271.

3 16. Defendant has had actual or constructive notice of the existence of
4 the Asserted Patents and despite such notice has continued to engage in acts of
5 infringement.

6 17. As a direct result of Defendant's acts complained of herein, Plaintiff
7 has been actually damaged and irreparably harmed and Defendant has been
8 unjustly enriched, to an extent not presently ascertained, which damage, harm and
9 enrichment will continue until enjoined by order of this Court.

10 18. Defendant's infringement is and has been willful and Plaintiff is
11 entitled to enhanced damages against Defendant.

12 19. This is an exceptional case and Plaintiff is entitled to an award of its
13 attorneys' fees.

14 **PRAYER**

15 Plaintiff demands judgment against Defendant as follows:

16 1. Adjudging and decreeing that Defendant has committed acts of
17 patent infringement by their manufacture, use, sale, and offer for sale of the
18 infringing products and for contributory patent infringement and inducing patent
19 infringement;

20 2. For a temporary and permanent injunction prohibiting Defendant and
21 their officers, agents, servants, employees and attorneys, and other persons in
22 active concert or participation with them, from further infringing the '296 Patent,
23 the '359 Patent, the '001 Patent, and the '224 Patent and requiring Defendant to
24 deliver up to Plaintiff for destruction any and all Infringing Products in any
25 Defendant's possession, custody or control, along with any items of manufacture,
26 the sole purpose of which is to manufacture such Infringing Products, as well as
27 any promotional literature and packaging which displays or promotes such
28 Infringing Products.

1 3. For patent infringement damages in an amount not less than a
2 reasonable royalty, and for those damages to be trebled, pursuant to 35 U.S.C.
3 Section 284 and/or lost profits;

4 4. For prejudgment interest;

5 5. For all of Plaintiff's costs of this Action, including attorneys' fees;
6 and

7 6. For such other or further relief as the Court may deem just and
8 proper.

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10 DATED: April 16, 2014

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

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12
13 By /s/G. Warren Bleeker
 G. Warren Bleeker

14 Attorneys for Plaintiff,
15 BRAGEL INTERNATIONAL, INC.

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DEMAND FOR JURY TRIAL

Plaintiff, Bragel International, Inc. (“Plaintiff”), hereby demands a trial by jury to decide all issues so triable in this case.

DATED: April 16, 2014

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By /s/G. Warren Bleeker
G. Warren Bleeker

Attorneys for Plaintiff,
BRAGEL INTERNATIONAL, INC.

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