

**THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**REMOTE LIGHT INTELLECTUAL
PROPERTY, LLC,**

Plaintiff,

v.

**AQUAFINE CORPORATION;
TROJAN TECHNOLOGIES; AND
DANAHER CORPORATION**

Defendants.

Civil Action No. 2:15-cv-1042

JURY TRIAL DEMANDED

COMPLAINT FOR PATENT INFRINGEMENT

This is an action for patent infringement in which Remote Light Intellectual Property, LLC (“Remote Light” or “Plaintiff”) makes the following allegations against Aquafine Corporation, Trojan Technologies Inc., and Danaher Corporation (collectively “Defendants”):

PARTIES

1. Plaintiff Remote Light Intellectual Property, LLC is a Texas limited liability company, having a principal place of business of 800 Brazos, Suite 400, Austin, Texas 78701.

2. Defendant Aquafine Corporation is a corporation organized and existing under the laws of the State of California, with its principal place of business located at 29010 Avenue Paine, Valencia, California, 91355. Aquafine Corporation may be served via its registered agent for service of process: C T Corporation System, 818 W. Seventh St. Ste. 930, Los Angeles, California 90017.

3. Defendant Trojan Technologies Inc. is a corporation organized and existing under the laws of Canada, with its principal place of business located at 3020 Gore Road, London, Ontario, Canada, N5V 4T7.

4. Defendant Danaher Corporation is a corporation organized and existing under the laws of the State of Delaware, with its principal place of business located at 2200 Pennsylvania Avenue, NW, Suite 800W, Washington, D.C. 20037. Danaher Corporation may be served via its registered agent for service of process: Corporation Service Company, 2711 Centerville Rd. Suite 400, Wilmington, Delaware 19808.

JURISDICTION AND VENUE

5. This action arises under the patent laws of the United States, Title 35 of the United States Code. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331 and 1338(a).

6. Venue is proper in this district under 28 U.S.C. §§ 1391(c) and 1400(b). On information and belief, Defendants have transacted business in this district, and has committed and/or induced acts of patent infringement in this district.

7. On information and belief, Defendants are subject to this Court's specific and general personal jurisdiction pursuant to due process and/or the Texas Long Arm Statute, due at least to its substantial business in this forum, including: (i) at least a portion of the infringements alleged herein; and (ii) regularly doing or soliciting business, engaging in other persistent courses of conduct, and/or deriving substantial revenue from goods and services provided to individuals in Texas and in this Judicial District.

COUNT I **INFRINGEMENT OF U.S. PATENT NO. 6,403,030**

8. Plaintiff is the owner by assignment of United States Patent No. 6,403,030 ("the '030 Patent") titled "Ultraviolet Wastewater Disinfection System and Method." The '030 Patent issued on June 11, 2002. A true and correct copy of the '030 Patent is attached as Exhibit A.

9. Upon information and belief, Defendants have been and is now infringing the '030 Patent in the State of Texas, in this judicial district, and elsewhere in the United States, by, among other things, directly or through intermediaries, making, using, importing, providing, supplying, distributing, selling, and/or offering for sale UV systems for treating drinking water (including, without limitation, Trojan UV Fit, Trojan UV Signa, Trojan UV Swift, Trojan UV Swift ECT, Trojan UV Swift SC, Trojan UV Telos, Trojan UV Torrent, Trojan UV Torrent ECT, and Trojan UV Phox) Defendants are directly infringing, literally infringing, and/or infringing the '030 Patent under the doctrine of equivalents. Defendants are thus liable for infringement of the '030 Patent pursuant to 35 U.S.C. § 271.

10. On information and belief, to the extent any marking was required by 35 U.S.C. § 287, all predecessors in interest to the '030 Patent complied with any such requirements.

11. As a result of Defendants' infringement of the '030 Patent, Plaintiff has suffered monetary damages and is entitled to a money judgment in an amount adequate to compensate for Defendants' infringement, but in no event less than a reasonable royalty for the use made of the invention by Defendants, together with interest and costs as fixed by the court, and Plaintiff will continue to suffer damages in the future unless Defendants' infringing activities are enjoined by this Court.

12. Unless a permanent injunction is issued enjoining Defendants and their agents, servants, employees, representatives, affiliates, and all others acting on in active concert therewith from infringing the '030 Patent, Plaintiff will be greatly and irreparably harmed.

COUNT 2
INFRINGEMENT OF U.S. PATENT NO. 6,447,721

13. Plaintiff is the owner by assignment of United States Patent No. 6,447,721 ("the '721 Patent") titled "Drinking Water UV Disinfection System and Method." The '721 Patent

issued on September 10, 2002. A true and correct copy of the '721 Patent is attached as Exhibit B.

14. Upon information and belief, Defendants have been and is now infringing the '721 Patent in the State of Texas, in this judicial district, and elsewhere in the United States, by, among other things, directly or through intermediaries, making, using, importing, providing, supplying, distributing, selling, and/or offering for sale UV systems for treating drinking water (including, without limitation, Trojan UV Fit, Trojan UV Signa, Trojan UV Swift, Trojan UV Swift ECT, Trojan UV Swift SC, Trojan UV Telos, Trojan UV Torrent, Trojan UV Torrent ECT, and Trojan UV Phox) Defendants are directly infringing, literally infringing, and/or infringing the '721 Patent under the doctrine of equivalents. Defendants are thus liable for infringement of the '721 Patent pursuant to 35 U.S.C. § 271.

15. On information and belief, to the extent any marking was required by 35 U.S.C. § 287, all predecessors in interest to the '721 Patent complied with any such requirements.

16. As a result of Defendants' infringement of the '721 Patent, Plaintiff has suffered monetary damages and is entitled to a money judgment in an amount adequate to compensate for Defendants' infringement, but in no event less than a reasonable royalty for the use made of the invention by Defendants, together with interest and costs as fixed by the court, and Plaintiff will continue to suffer damages in the future unless Defendants' infringing activities are enjoined by this Court.

17. Unless a permanent injunction is issued enjoining Defendants and their agents, servants, employees, representatives, affiliates, and all others acting on in active concert therewith from infringing the '721 Patent, Plaintiff will be greatly and irreparably harmed.

COUNT III
INFRINGEMENT OF U.S. PATENT NO. 6,737,020

18. Plaintiff is the owner by assignment of United States Patent No. 6,737,020 (“the ’020 Patent”) titled “Microorganism Neutralization Device and Method.” The ’020 Patent issued on May 18, 2004. A true and correct copy of the ’020 Patent is attached as Exhibit C.

19. Upon information and belief, Defendants have been and is now infringing the ’020 Patent in the State of Texas, in this judicial district, and elsewhere in the United States, by, among other things, directly or through intermediaries, making, using, importing, providing, supplying, distributing, selling, and/or offering for sale UV systems for treating drinking water (including, without limitation, Trojan UV Fit, Trojan UV Signa, Trojan UV Swift, Trojan UV Swift ECT, Trojan UV Swift SC, Trojan UV Telos, Trojan UV Torrent, Trojan UV Torrent ECT, and Trojan UV Phox) Defendants are directly infringing, literally infringing, and/or infringing the ’020 Patent under the doctrine of equivalents. Defendants are thus liable for infringement of the ’020 Patent pursuant to 35 U.S.C. § 271.

20. On information and belief, to the extent any marking was required by 35 U.S.C. § 287, all predecessors in interest to the ’020 Patent complied with any such requirements.

21. As a result of Defendants’ infringement of the ’020 Patent, Plaintiff has suffered monetary damages and is entitled to a money judgment in an amount adequate to compensate for Defendants’ infringement, but in no event less than a reasonable royalty for the use made of the invention by Defendants, together with interest and costs as fixed by the court, and Plaintiff will continue to suffer damages in the future unless Defendants’ infringing activities are enjoined by this Court.

22. Unless a permanent injunction is issued enjoining Defendants and their agents, servants, employees, representatives, affiliates, and all others acting on in active concert therewith from infringing the '020 Patent, Plaintiff will be greatly and irreparably harmed.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests that this Court enter:

1. A judgment in favor of Plaintiff that Defendants have infringed the '030, '721 and '020 Patents;

2. A permanent injunction enjoining Defendants and their officers, directors, agents servants, affiliates, employees, divisions, branches, subsidiaries, parents, and all others acting in active concert therewith from infringement, inducing the infringement of, or contributing to the infringement of the '030, '721 and '020 Patents, or such other equitable relief the Court determines is warranted;

3. A judgment and order requiring Defendants pay to Plaintiff its damages, costs, expenses, and prejudgment and post-judgment interest for Defendants' infringement of the '030, '721 and '020 Patents as provided under 35 U.S.C. § 284, and an accounting of ongoing post-judgment infringement; and

4. Any and all other relief, at law or equity, to which Plaintiff may show itself to be entitled.

DEMAND FOR JURY TRIAL

Plaintiff, under Rule 38 of the Federal Rules of Civil Procedure, requests a trial by jury of any issues so triable by right.

DATED June 15, 2015.

Respectfully submitted,

By: /s/ Hao Ni

Hao Ni

Texas Bar No. 24047205

hni@nilawfirm.com

Timothy T. Wang

Texas Bar No. 24067927

twang@nilawfirm.com

Neal G. Massand

Texas Bar No. 24039038

nmassand@nilawfirm.com

Stevenson Moore V

Texas Bar No. 24076573

smoore@nilawfirm.com

Ni, Wang & Massand, PLLC

8140 Walnut Hill Ln., Ste. 500

Dallas, TX 75231

Tel: (972) 331-4600

Fax: (972) 314-0900

ATTORNEYS FOR PLAINTIFF

REMOTE LIGHT INTELLECTUAL

PROPERTY, LLC