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19 Attorneys for Plaintiff,
 20 Targus Group International, Inc.

21 **UNITED STATES DISTRICT COURT**
 22 **CENTRAL DISTRICT OF CALIFORNIA**
 23 **SOUTHERN DIVISION**

24 TARGUS GROUP INTERNATIONAL,
 25 INC., a Delaware corporation,
 26
 27 Plaintiff,
 28
 v.
 LOGITECH, INC., a California corporation,
 and DOES 1-10,
 Defendant.

Case No.
**COMPLAINT FOR PATENT
 INFRINGEMENT**
DEMAND FOR JURY TRIAL

1 Plaintiff Targus Group International, Inc. (“Targus”) hereby complains and alleges
2 against Defendant Logitech, Inc. (“Logitech” or “Defendant”) as follows:

3 **PARTIES**

4 1. Plaintiff Targus is a Delaware corporation with its principal offices located at
5 1211 N. Miller Street, Anaheim, California 92806.

6 2. On information and belief, Defendant Logitech is a California corporation
7 with a principal place of business at 7600 Gateway Blvd., Newark, California 94560.

8 3. Does 1 through 10, inclusive, are unknown to Targus, who therefore sues said
9 Defendants by such fictitious names. Targus will ask leave of Court to amend this
10 Complaint and insert the true names and capacities of said Defendants when the same have
11 been ascertained. Plaintiff is informed and believes and, upon such, alleges that each of the
12 Defendants designated herein as “DOE” is legally responsible in some manner for the
13 events and happenings herein alleged, and that plaintiff’s damages as alleged herein were
14 proximately caused by such Defendants.

15 **NATURE OF THE ACTION**

16 4. This is an action for patent infringement arising under the Patent Laws of the
17 United States 35 U.S.C. §§ 1 *et seq.*, including 35 U.S.C. § 271.

18 5. On information and belief, Defendant has infringed and continues to infringe,
19 contribute to the infringement of, and/or actively induce others to infringe Plaintiff’s U.S.
20 Patent Nos. 8,746,449 (the “449 patent”) and 8,783,458 (the “458 patent”).

21 **JURISDICTION AND VENUE**

22 6. This Court has subject matter jurisdiction over this action pursuant to 28
23 U.S.C. §§ 1331 and 1338.

24 7. This Court has personal jurisdiction over Defendant because, on information
25 and belief, Defendant does and has done substantial business in this judicial District,
26 including: (i) committing acts of patent infringement and/or contributing to or inducing acts
27 of patent infringement by others in this judicial District and elsewhere in this State; (ii)
28 regularly conducting business in this State and judicial District; (iii) directing advertising to

1 or soliciting business from persons residing in this State and judicial District through at
2 least in-person sales efforts; and (iv) engaging in other persistent courses of conduct, and/or
3 deriving substantial revenue from products and/or services provided to persons in this
4 District and State.

5 8. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1391 and 1400(b).

6 **FACTUAL BACKGROUND**

7 9. For more than two decades, the Targus group of companies has been
8 recognized worldwide as an innovative creator and distributor of quality mobile computing
9 bags, cases, and accessories. Targus has developed and introduced a highly successful line
10 of cases and accessories for use with the popular mobile computing devices offered by
11 Apple, Inc. under the iPad® brand.

12 10. Targus has sought protection for its technological innovations, which has
13 resulted in the issuance of the asserted ‘449 and ‘458 patents.

14 11. The ‘449 Patent issued on June 10, 2014, and is titled “Portable Electronic
15 Device Case Accessories and Related Systems and Methods.” Targus is the owner by
16 assignment of the ‘449 Patent. A true and correct copy of the ‘449 Patent is attached hereto
17 as Exhibit A.

18 12. The ‘458 Patent issued on July 22, 2014, and is titled “Portable Electronic
19 Device Case Accessories and Related Systems and Methods.” Targus is the owner by
20 assignment of the ‘458 Patent. A true and correct copy of the ‘458 Patent is attached hereto
21 as Exhibit B.

22 13. According to Defendant’s website, Defendant “is a world leader in products
23 that connect people to the digital experiences they care about.” In 2014, it touted the release
24 of its new tablet case product-line that was “designed to make iPad adjust to you.”

25 14. One of these products is described and marketed as the “Logitech Turnaround”
26 which is a “stylish, versatile case that rotates to give you the optimal screen position,
27 landscape or portrait, while protecting your tablet from everyday bumps, scratches and
28 spills.” The Logitech Turnaround comes in specific models for different size tablets,

1 specifically, iPad Air and iPad mini. The Logitech Turnaround is an exemplary product
2 that infringes on both the '449 and '458 Patents.

3 **FIRST CLAIM FOR RELIEF**

4 **(Infringement of the '449 Patent against Logitech – 35 U.S.C. §§ 271 *et seq.*)**

5 15. Plaintiff realleges and incorporates by reference the foregoing paragraphs, as
6 though fully set forth herein.

7 16. On information and belief, Defendant has had actual knowledge of the '449
8 Patent. On information and belief, Defendant acquired various of Targus commercial
9 embodiments of the '449 Patent, and because these commercial embodiments are marked
10 by Targus in accordance with the requirements of 35 U.S.C. § 287, Defendant thus had not
11 only constructive knowledge of the '449 Patent, but also actual knowledge of that patent.

12 17. Despite having full knowledge of the '449 patent, Defendant has directly
13 infringed and continues to directly infringe one or more claims of the '449 Patent by
14 developing, making, using, offering to sell, selling and/or importing, in this District,
15 elsewhere in the United States, and internationally, the Logitech Turnaround and other
16 similar products that infringe the '449 patent.

17 18. Defendant has contributed to the infringement of and continues to
18 contributorily infringe one or more claims of the '449 Patent by developing, making, using,
19 offering to sell, selling and/or importing, in this District, elsewhere in the United States,
20 and internationally the Logitech Turnaround. In particular, Defendant developed, made,
21 used, offered to sell, sold and/or imported the Logitech Turnaround case with full
22 knowledge of the '449 patent and its applicability to at least the Logitech Turnaround case.
23 In addition, the Logitech Turnaround case has no substantial use other than in a manner that
24 infringes the '449 patent.

25 19. On information and belief, Defendant has induced infringement of and
26 continues to induce infringement one or more claims of the '449 Patent by developing,
27 making, using, offering to sell, selling and/or importing, in this District and elsewhere in
28 the United States, the Logitech Turnaround case. Among other things, Defendant has –

1 with full knowledge of the ‘449 patent and its applicability to its products – specifically
2 designed the Logitech Turnaround case in a manner that infringes the ‘449 patent and has
3 also specifically instructed purchasers of these products – via instructional packaging
4 and/or online instructional materials – to configure and/or use the Logitech Turnaround
5 case in a manner that infringes one or more claims of the ‘449 patent.

6 20. Defendant’s actions constitute direct infringement, contributory infringement,
7 and/or active inducement of infringement of one or more claims of the ‘449 Patent in
8 violation of 35 U.S.C. § 271.

9 21. Plaintiff has sustained damages and will continue to sustain damages as a
10 result of Defendant’s aforesaid acts of infringement.

11 22. Plaintiff is entitled to recover damages sustained as a result of Defendant’s
12 wrongful acts in an amount to be proven at trial.

13 23. Defendant’s infringement of Targus’s rights under the ‘449 Patent will
14 continue to damage Plaintiff’s business, causing irreparable harm, for which there is no
15 adequate remedy at law, unless it is enjoined by this Court.

16 24. In addition, Defendant has infringed the ‘449 patent – directly, contributorily,
17 and by inducement – with full knowledge of the ‘449 patent and despite having full
18 knowledge that its actions constituted infringement of that patent. For at least this reason,
19 Defendant has willfully infringed the ‘449 Patent, entitling Plaintiff to increased damages
20 under 35 U.S.C. § 284 and to attorney fees and costs incurred in prosecuting this action
21 under 35 U.S.C. § 285.

22 **SECOND CLAIM FOR RELIEF**

23 **(Infringement of the ‘458 Patent against Logitech – 35 U.S.C. §§ 271 *et seq.*)**

24 25. Plaintiff realleges and incorporates by reference the foregoing paragraphs, as
25 though fully set forth herein.

26 26. On information and belief, Defendant has had actual knowledge of the ‘458
27 Patent. On information and belief, Defendant acquired various of Targus commercial
28 embodiments of the ‘458 Patent, and because these commercial embodiments are marked

1 by Targus in accordance with the requirements of 35 U.S.C. Sec. 287, Defendant thus had
2 not only constructive knowledge of the '458 Patent, but also actual knowledge of that
3 patent.

4 27. Despite having full knowledge of the '458 patent, Defendant has directly
5 infringed and continues to directly infringe one or more claims of the '458 Patent by
6 developing, making, using, offering to sell, selling and/or importing, in this District,
7 elsewhere in the United States, and internationally, the Logitech Turnaround case and other
8 similar products that infringe the '458 patent.

9 28. Defendant has contributed to the infringement of and continues to
10 contributorily infringe one or more claims of the '458 Patent by developing, making, using,
11 offering to sell, selling and/or importing, in this District, elsewhere in the United States,
12 and internationally the Logitech Turnaround case. In particular, Defendant developed,
13 made, used, offered to sell, sold and/or imported, the Logitech Turnaround case with full
14 knowledge of the '458 patent and its applicability to the Logitech Turnaround case. In
15 addition, the Logitech Turnaround case has no substantial use other than in a manner that
16 infringes the '458 patent.

17 29. On information and belief, Defendant has induced infringement of and
18 continues to induce infringement one or more claims of the '458 Patent by developing,
19 making, using, offering to sell, selling and/or importing, in this District and elsewhere in
20 the United States, the Logitech Turnaround case. Among other things, Defendant has –
21 with full knowledge of the '458 patent and its applicability to its products – specifically
22 designed the Logitech Turnaround case in a manner that infringes the '458 patent and has
23 also specifically instructed purchasers of these products – via instructional packaging
24 and/or online instructional materials – to configure and/or use the Logitech Turnaround
25 case in a manner that infringes one or more claims of the '458 patent.

26 30. Defendant's actions constitute direct infringement, contributory infringement,
27 and/or active inducement of infringement of one or more claims of the '458 Patent in
28 violation of 35 U.S.C. § 271.

1 31. Plaintiff has sustained damages and will continue to sustain damages as a
2 result of Defendant's aforesaid acts of infringement.

3 32. Plaintiff is entitled to recover damages sustained as a result of Defendant's
4 wrongful acts in an amount to be proven at trial.

5 33. Defendant's infringement of Targus's rights under the '458 Patent will
6 continue to damage Plaintiff's business, causing irreparable harm, for which there is no
7 adequate remedy at law, unless it is enjoined by this Court.

8 34. In addition, Defendant has infringed the '458 patent – directly, contributorily,
9 and by inducement – with full knowledge of the '458 patent and despite having full
10 knowledge that its actions constituted infringement of that patent. For at least this reason,
11 Defendant has willfully infringed the '458 Patent, entitling Plaintiff to increased damages
12 under 35 U.S.C. § 284 and to attorney fees and costs incurred in prosecuting this action
13 under 35 U.S.C. § 285.

14
15 **PRAYER FOR RELIEF**

16 WHEREFORE, Plaintiff asks this Court to enter judgment in their favor and against
17 Defendant and grant the following relief:

18 A. An adjudication that Defendant has willfully infringed and continues to
19 infringe the '449 and '458 patents.

20 B. Orders of this Court temporarily, preliminarily, and permanently enjoining
21 Defendant, its agents, servants, and any and all parties acting in concert with them, from
22 directly or indirectly infringing in any manner any of the claims of the '449 and '458
23 patents pursuant to at least 35 U.S.C. § 283;

24 C. An award of damages adequate to compensate Plaintiff for Defendant's
25 infringement of the '449 and '458 patents in an amount to be proven at trial;

26 D. A finding that this is an exceptional case and an award of Plaintiff's costs and
27 attorney fees;

28 E. A trebling of the damage award to Plaintiff;

1 F. An assessment and award of pre- and post-judgment interest on all damages
2 awarded; and

3 I. Any further relief that this Court deems just and proper.
4

5 Dated: September 2, 2015

ONE LLP

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7 By: /s/ Joanna Ardalan

8 Peter R. Afrasiabi

9 Nathaniel L. Dilger

10 Joanna Ardalan

11 *Attorneys for Plaintiff,*

12 *Targus Group International, Inc.*
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DEMAND FOR JURY TRIAL

Plaintiff hereby demands a trial by jury as to all claims and all issues properly triable
thereby.

Dated: September 2, 2015

ONE LLP

By: /s/ Joanna Ardalan

Peter R. Afrasiabi

Nathaniel L. Dilger

Joanna Ardalan

Attorneys for Plaintiff,

Targus Group International, Inc.