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6 Attorneys for Plaintiff  
7 EDCO PLASTICS, INC.

8  
9 IN THE UNITED STATE DISTRICT COURT  
10 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 EDCO PLASTICS, INC., A California  
Corporation,

13 Plaintiff,

14 vs.

15 E-Z LETTERING SERVICE, dba E-Z  
16 LINE, an unknown California entity;  
EUROMA INTERNATIONAL, INC., a  
17 Georgia Corporation; and DOES 1-10,  
inclusive,

18 Defendants.  
19 \_\_\_\_\_

Case No. 8:17-cv-00456

**COMPLAINT FOR DAMAGES AND  
INJUNCTIVE RELIEF FOR:**

**(1) INFRINGEMENT OF UNITED  
STATES PATENT NO. 6,962,013;  
AND, (2) INFRINGEMENT UNDER  
DOCTRINE OF EQUIVALENTS**

**DEMAND FOR JURY TRIAL**

20  
21 Plaintiff EDCO PLASTICS, INC., (“EDCO”), by and through its attorneys,  
22 alleges and avers as follows:

23 **THE PARTIES**

24 1. At all times relevant, EDCO was, and is, a corporation duly organized  
25 under the laws of the State of California and having its principal place of business in the  
26 County of Orange, California.

27 2. EDCO is informed and believes and thereon alleges that at all times  
28 mentioned herein Defendant E-Z LETTERING SERVICE, dba E-Z LINE, an unknown

1 California entity (“E-Z LETTERING”) had and has its principal place of business in the  
2 County of Orange, California, and is doing business in the County of Orange, California.

3 3. Defendant EUROMA INTERNATIONAL, INC., (hereafter “EUROMA”) was,  
4 and is, a Georgia corporation, and doing business with E-Z LETTERING, among others,  
5 by supplying them with manufactured products, in the County of Orange, California.

6 4. The true names and capacities of the Defendants named herein as DOES  
7 1 through 10, whether individual, corporate, associate, or otherwise, are unknown to  
8 Plaintiff, who therefore sues said Defendants by said fictitious names, Plaintiff is  
9 informed and believes, and thereon alleges, that each of the Defendants designated  
10 herein as DOES is legally responsible for the events and happenings hereinafter  
11 alleged and legally caused injury and damages proximately thereby to Plaintiff as  
12 alleged herein. Plaintiff will seek leave to amend the Complaint when the true names  
13 and capacities of said DOE Defendants have been ascertained.

14 5. Plaintiff is informed and believes, and on that basis alleges, that each of  
15 the Defendants participated in and is in some manner responsible for the acts described  
16 in this Complaint and any damages resulting therefrom.

### 17 JURISDICTION AND VENUE

18 6. EDCO asserts against Defendants E-Z LETTERING and EUROMA and  
19 DOES 1-10, claims for patent infringement arising under the patent laws of the United  
20 States, *35 U.S.C. §§100 et seq.* This Court, therefore, has subject matter jurisdiction  
21 under *28 U.S.C. §§1331 and 1338(a)*.

22 7. Venue is proper in this judicial district under *28 U.S.C. §§1391(c) and*  
23 *1400(a)-(b)*, because all Defendants may be found within this judicial district, and  
24 because a substantial part of the events giving rise to this claim, as to each Defendant,  
25 occurred within this judicial district.

### 26 THE PATENT IN SUIT

27 8. Plaintiff is the owner of all right, title and interest in and to United States  
28 Patent No. 6,962,013 (the “013 Patent”), entitled “License Plate Frame,” that was duly

1 and legally issued on November 8, 2005. A true and correct copy of the '013 Patent is  
2 attached hereto as Exhibit "A." Plaintiff became owner of the '013 Patent by assignment  
3 executed on July 22, 2009. A true and correct assignment of the '013 Patent is  
4 attached hereto as Exhibit "B."

5 9. The method claimed in the '013 Patent is a method of forming a vehicle  
6 license plate frame. Claim 1 teaches the steps of the method which include forming a  
7 frame body having a first color, wherein the frame body comprises a substantially planar  
8 surface and at least one character formed by a recessed surface in the frame body, and  
9 adhering a contrast layer comprising an adhesive substance and a coloring agent  
10 having a second color to the substantially planar surface of the frame body and not to  
11 the recessed surface, wherein the second color contrasts with the first color.

12 10. Claims 2, with the restriction of at least one recessed surface forming a  
13 complete character, and 3, with the restriction of the recessed surface and substantially  
14 planar surface meeting at a non-radiused edge, are dependent on Claim 1.

15 11. Claim 4 describes a method of forming a vehicle license plate frame by  
16 forming a frame body having a first color, wherein the frame body comprises a  
17 substantially planar surface and at least one character formed by a recessed surface  
18 in the frame body. The steps include adhering a contrast layer comprising an adhesive  
19 substance and a coloring agent having a second color to the substantially planar  
20 surface of the frame body and not to the recessed surface, wherein the second color  
21 contrasts with the first color, by: providing a hot stamp foil having a transfer surface and  
22 a working surface, the transfer surface comprising a layer of colored material; placing  
23 the transfer surface of the hot stamp foil onto the substantially planar surface; and  
24 applying heat and pressure to the working surface of the hot stamp foil, thereby forming  
25 the layer of colored material on the substantially planar surface of the frame body.

26 12. Claim 5, with the restriction of the hot stamp foil having a surface area  
27 sufficient to cover the substantially planar surface of the frame body, is dependent on  
28 Claim 4.

1 13. Claim 6 teaches a method of forming a vehicle license plate frame,  
2 comprising the steps of: (a) forming a frame body having a first color, wherein the frame  
3 body comprises: a substantially planar surface; and a character formed in a recessed  
4 surface in the frame body, and wherein the character comprises an upper surface; and  
5 (b) adhering a contrast layer comprising an adhesive substance and a coloring agent  
6 having a second color to the substantially planar surface of the frame body and to the  
7 upper surface of the character but not to the recessed surface, wherein the second  
8 color contrasts with the first color.

9 14. Claim 7, with the restriction of the recessed surface joining the substantially  
10 planar surface at a non-radiused edge, is dependent on Claim 6.

11 15. Claim 8 teaches a method of forming a vehicle license plate frame,  
12 comprising the steps of: forming a frame body having a first color, wherein the frame  
13 body comprises: (i) a substantially planar surface; and a character formed in a recessed  
14 surface in the frame body, wherein the character comprises an upper surface; and  
15 adhering a contrast layer comprising an adhesive substance and a coloring agent  
16 having a second color to the substantially planar surface of the frame body and to the  
17 upper surface of the character but not to the recessed surface, wherein the second  
18 color contrasts with the first color, by: providing a hot stamp foil having a transfer  
19 surface and a working surface, the transfer surface comprising a layer of colored  
20 material; (ii) placing the transfer surface of the hot stamp foil onto the substantially  
21 planar surface; and (iii) applying heat and pressure to the working surface of the hot  
22 stamp foil, thereby forming the layer of colored material on the substantially planar  
23 surface of the frame body.

24 **CLAIMS FOR RELIEF**

25 **FIRST CLAIM FOR PATENT INFRINGEMENT**

26 (Against E-Z LETTERING, EUROMA and DOES 1-10)

27 16. EDCO restates and incorporates by reference the allegations of  
28 paragraphs 1-15, inclusive, as if set forth fully herein.

1 17. Upon information and belief, Defendants E-Z LETTERING and DOES 1-3  
2 have used and/or have, without authorization, offered for sale and sold license plates  
3 frames (the "Accused Products," identified at Exhibit "C"), that were made using the  
4 method of the '013 Patent which infringes the Patent.

5 18. Upon information and belief, Defendants EUROMA and DOES 4-6 have  
6 used and/or have, without authorization, manufactured, distributed and sold the  
7 "Accused Products," that were made using the method of the '013 Patent which  
8 infringes the Patent, to Defendants E-Z LETTERING and DOES 1-3, within Orange  
9 County, California.

10 19. Upon information and belief, one or more of the Defendants were, and are  
11 aware of the '013 Patent and continue to sell or offer to sell products that infringe the  
12 '013 Patent.

13 20. Upon information and belief, the above named Defendants have provided  
14 their customers, DOES 7-10, with the Accused Products. The said customers are,  
15 therefore, direct infringers of the '013 Patent.

16 21. As a result of the aforementioned acts, Defendants have infringed, actively  
17 induced infringement and/or contributed to infringement by others of Claims 1-8 of the  
18 '013 Patent.

19 22. Plaintiff informed at least one representative of the above named  
20 Defendants of the '013 Patent in March 2017. On information and belief, Defendants  
21 have nevertheless continued infringement, inducement of infringement and contributory  
22 infringement of the '013 Patent without seeking the permission or authorization of  
23 Plaintiff.

24 23. Upon information and belief, by the acts of patent infringement herein  
25 complained of, Defendants have made substantial profits to which they are not equitably  
26 entitled.

27 24. Plaintiff is entitled to recover from Defendants all damages it has sustained  
28 as a result of Defendants' infringement, inducement of infringement and contributory

1 infringement of the '013 Patent.

2 25. Upon information and belief, Defendants' infringement, induced  
3 infringement and/or contributory infringement of the '013 Patent will continue and will  
4 cause Plaintiff irreparable harm unless enjoined by this Court, since Plaintiff has no  
5 adequate remedy at law.

6 26. Upon information and belief, this is an exceptional case as to Defendants  
7 under 35 U.S.C. §285, entitling Plaintiff to reasonable attorney's fees.

8 **SECOND CLAIM FOR INFRINGEMENT BY DOCTRINE OF EQUIVALENTS**

9 (Against E-Z LETTERING, EUROMA and DOES 1-10)

10 27. EDCO restates and incorporates by reference the allegations of  
11 paragraphs 1-26, inclusive, as if set forth fully herein.

12 28. Upon information and belief, Defendants E-Z LETTERING and DOES 1-3  
13 have used and/or have, without authorization, offered for sale and sold license plates  
14 frames (the "Accused Products," identified at Exhibit "C"), that at the time of  
15 infringement, performed substantially the same functions, in substantially the same way  
16 and achieved substantially the same results as the '013 Patent, thereby infringing the  
17 Patent.

18 29. Upon information and belief, Defendants EUROMA and DOES 4-6 have  
19 used and/or have, without authorization, manufactured, distributed and sold the  
20 "Accused Products," that at the time of infringement, performed substantially the same  
21 functions, in substantially the same way and achieved substantially the same results as  
22 the '013 Patent, thereby infringing the Patent.

23 30. Upon information and belief, the above named Defendants have provided  
24 their customers, DOES 7-10, with the Accused Products. The said customers are,  
25 therefore, infringers under the doctrine of equivalents, of the '013 Patent.

26 31. Plaintiff informed at least one representative of the above named  
27 Defendants of the '013 Patent in March 2017. On information and belief, Defendants  
28 have nevertheless continued infringement, inducement of infringement and contributory

1 infringement under the doctrine of equivalents, of the '013 Patent without seeking the  
2 permission or authorization of Plaintiff.

3 32. Upon information and belief, by the acts of patent infringement herein  
4 complained of, Defendants have made substantial profits to which they are not equitably  
5 entitled.

6 33. Plaintiff is entitled to recover from Defendants all damages it has sustained  
7 as a result of Defendants' infringement, inducement of infringement and contributory  
8 infringement of the '013 Patent.

9 34. Upon information and belief, Defendants' infringement, induced  
10 infringement and/or contributory infringement of the '013 Patent will continue and will  
11 cause Plaintiff irreparable harm unless enjoined by this Court, since Plaintiff has no  
12 adequate remedy at law.

13 35. Upon information and belief, this is an exceptional case as to Defendants  
14 under *35 U.S.C. §285*.

15 **PRAYER FOR RELIEF**

16 Wherefore, Plaintiff prays for judgment as against Defendants as follows:

17 1. For preliminary and permanent injunctions against further infringement,  
18 inducement of infringement or contributory infringement of the '013 Patent against  
19 Defendants E-Z LETTERING SERVICE, dba E-Z LINE, EUROMA INTERNATIONAL,  
20 INC., and DOES 1-10.

21 2. For an award in Plaintiff's favor of three times the damages it has sustained  
22 as a consequence of infringement, inducement of infringement and contributory  
23 infringement of the '013 Patent by Defendants E-Z LETTERING SERVICE, dba E-Z  
24 LINE, EUROMA INTERNATIONAL, INC., and DOES 1-10, pursuant to *35 U.S.C. §284*.

25 3. For an award to Plaintiff of attorney's fees, as provided by *35 U.S.C. §285*,  
26 against Defendants E-Z LETTERING SERVICE, dba E-Z LINE, EUROMA  
27 INTERNATIONAL, INC., and DOES 1-10.

28 4. For an award to Plaintiff of interest and costs against Defendants E-Z

1 LETTERING SERVICE, dba E-Z LINE, EUROMA INTERNATIONAL, INC., and DOES  
2 1-10.

3 5. For an award to Plaintiff of such other and further relief as this Court deems  
4 just and proper.

5 **PLAINTIFF EDCO PLASTICS, INC., DEMANDS A TRIAL BY JURY ON ALL**  
6 **ISSUES SO TRIABLE.**

7 Respectfully submitted,  
8 FLYER & FLYER, A PROFESSIONAL  
9 LAW CORPORATION

10 Dated: March 14, 2017

By:           /s/ Raquel Flyer            
David R. Flyer, Raquel Flyer  
Attorneys for Plaintiff  
EDCO PLASTICS, INC.

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