

**UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF MINNESOTA**

RAAND Enterprises of San Jose, LLC	)	
	)	
Plaintiff,	)	Civil Action No. 17-cv-5173
	)	
v.	)	<b><u>COMPLAINT FOR PATENT</u></b>
	)	<b><u>INFRINGEMENT</u></b>
One Ink Seven LLC, and	)	(JURY TRIAL DEMANDED)
Electrum Supply	)	
Defendants.	)	

Plaintiff, RANDD Enterprises of San Jose, LLC, for its complaint against Defendants, One Ink Seven LLC and Electrum Supply, states and alleges as follows:

**THE PARTIES**

1. Plaintiff RANDD Enterprises of San Jose, LLC (hereinafter “**Plaintiff**” or “**RANDD**”) is a Minnesota Limited Liability Company with its registered office located at 6339 St. Croix Trail South, Hastings, Minnesota, 55033.

2. Upon information and belief, Defendant One Ink Seven LLC is an Indiana Limited Liability Company with its principal place of business located at 203 Hawthorne, Goshen, Indiana, 46526. Upon information and belief, Defendant One Ink Seven LLC makes and sells stencil ink cartridges for use with tattoo transfer patterns printed by an ink jet printer.

3. Upon information and belief, Defendant Electrum Supply is a wholly owned division or subsidiary of Defendant One Ink Seven LLC, having its principal place of business located at 24266 County Road 45, Elkhart, Indiana, 46516. Upon information and belief, Defendant Electrum Supply makes and sells stencil ink cartridges for use with tattoo transfer patterns printed by an ink jet printer.

#### **JURISDICTION AND VENU**

4. This is an action for patent infringement under the patent laws of the United States of America, specifically 35 U.S.C. §1 *et seq.*, and particularly 35 U.S.C. § 271.

5. This Court has subject matter jurisdiction under 28 U.S.C. §1331 and 28 U.S.C. §1338(a).

6. The court has personal jurisdiction over Defendants One Ink Seven LLC and Electrum Supply (hereinafter collectively “Defendants”) under the Minnesota Long Arm Statute, Minn. Stat. §543.19, because Defendants transact business within Minnesota, have committed acts within Minnesota that caused injury to Plaintiff, and have committed acts outside of Minnesota that have caused injury within Minnesota.

7. Venue is proper in this district under 28 U.S.C. §1391(c) because Defendants are subject to personal jurisdiction in this district.

**COUNT I**

**DIRECT INFRINGEMENT OF U.S. PAT. NO. 8,545,613**

8. On October 1, 2013, U.S. Patent No. 8,545,613 entitled “Tattoo Transfer Pattern Printed by an Ink Jet Printer” (hereinafter “the ’613 patent”) was duly and legally issued in the name of the inventor, Russell E. Blette. A copy of the ’613 patent is attached herewith as Exhibit A to the Complaint.

9. Plaintiff RANDD is the owner by assignment of the entire right, title, and interest in and to the ’613 patent.

10. Upon information and belief, Defendants have been and are infringing the ’613 patent under 35 U.S.C. §271(a) by making, using or selling, without license or authority from RANDD, in this district and elsewhere in the United States, stencil ink cartridges for use with tattoo transfer patterns printed by an ink jet printer, wherein a composition contained within said stencil ink cartridges embody the inventions claimed in the ’613 patent.

11. Upon information and belief, Defendants will continue to infringe the ’613 patent unless enjoined by the Court.

12. RANDD has been damaged by Defendants’ infringement of the ’613 patent, and will continue to be damaged by that infringement, unless Defendants’ infringement is enjoined by this Court.

13. Upon information and belief, Defendants have long had actual knowledge of the ’613 patent, and their prior and continuing infringement of the ’613 patent was and continues to be willful and deliberate.

**COUNT II**

**ACTIVE INDUCEMENT OF INFRINGEMENT OF**

**U.S. PAT. NO. 8,545,613**

14. RANDD incorporates the allegations of the preceding paragraphs as though fully restated herein in their entirety.

15. Upon information and belief, Defendants have been and are actively inducing the infringement of the '613 patent under 35 U.S.C. §271(b) by knowingly calculating to induce third parties to directly infringe the '613 patent.

16. Upon information and belief, Defendants will continue to actively induce infringement of the '613 patent unless enjoined by the Court.

17. RANDD has been damaged by Defendants' actively inducing infringement of the '613 patent, and will continue to be damaged by that active inducement of infringement, unless Defendants' active inducement of infringement is enjoined by this Court.

**COUNT III**

**CONTRIBUTORY INFRINGEMENT OF U.S. PAT. NO. 8,545,613**

18. RANDD incorporates the allegations of the preceding paragraphs as though fully restated herein in their entirety.

19. Upon information and belief, Defendants have been and are actively contributorily infringing the '613 patent under 35 U.S.C. §271(c) by selling components of the patented device and/or apparatus for practicing the method of the invention of the '613 patent.

20. Upon information and belief, Defendants will continue to contributorily infringe the '613 patent unless enjoined by the Court.

21. RANDD has been damaged by Defendants' contributory infringement of the '613 patent, and will continue to be damaged by that contributory infringement, unless Defendants' contributory infringement is enjoined by this Court.

**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff RANDD prays for the following relief:

- (a) That Defendants, their officers, agents, servants, employees and attorneys and all person in active concert or participation, be permanently enjoined from making, using selling products which infringe U.S. Pat. No. 8,545,613;
- (b) That Plaintiff RANDD be compensated for the damages caused by Defendants' infringement under 35 U.S.C. §284;
- (c) That the award for damages be trebled as provided by 35 U.S.C. §284 for willful infringement;
- (d) That Plaintiff RANDD be awarded its costs and attorneys fees incurred in prosecuting this action, as provided by 35 U.S.C. §285, (plus interest); and
- (e) That this Court award such other and further relief as shall be deemed just.

**JURY DEMAND**

Pursuant to Fed. R. Civ. P. 38(b), Plaintiff RANDD hereby demands  
a jury trial on all issues so triable.

Respectfully submitted,

**RANDD Enterprises of San Jose, LLC**

Dated: November 20, 2017

By: /s/Dustin R. DuFault  
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