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10 Attorneys for Plaintiff
TECHNICAL LED INTELLECTUAL
PROPERTY, LLC
11

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA
14

15 TECHNICAL LED INTELLECTUAL
PROPERTY, LLC, a Delaware limited
16 liability company,

17 Plaintiff,

18 v.

19 LEPOWER ELECTRONICS
INTERNATIONAL CORP, a
20 California corporation

21 Defendants

Case No.

**COMPLAINT FOR PATENT
INFRINGEMENT (U.S.
PATENT NO. RE41,685)**

DEMAND FOR JURY TRIAL

1 This is an action for patent infringement in which Technical LED Intellectual
2 Property, LLC (“Technical LED” or “Plaintiff”) makes the following allegations
3 against LEPOWER ELECTRONICS INTERNATIONAL CORP. (“LEPOWER” or
4 “Defendant”). Headings are interposed for convenience; all allegations are deemed
5 incorporated into each ground of this complaint as though separately re-alleged and
6 are based upon investigation made by Plaintiff’s attorney and on information and
7 belief as follows:

8 **PARTIES**

9 1. Plaintiff Technical LED is a Delaware limited liability company, with
10 its principal place of business located at 251 Little Falls Dr., Wilmington, DE 19808.

11 2. Defendant LEPOWER. is a California Corporation and has a principal
12 place of business at 17749 E. Valley Blvd, City of Industry, CA 91744. LEPOWER
13 imports and sells smart led products under the LEPOWER brand, including LED
14 lighting assemblies.

15 **JURISDICTION AND VENUE**

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

19 4. Venue is proper in this district under 28 U.S.C. §§ 1391(c) and 1400(b).
20 Defendant LEPOWER resides in California and has transacted business in this
21 district, and has committed and/or induced acts of patent infringement in this district.

22 5. Defendant is subject to this Court’s specific and general personal
23 jurisdiction pursuant to due process and/or California’s Long Arm Statue, due at least
24 to their substantial business in this forum, including: (i) at least a portion of the
25 infringements alleged herein; (ii) regularly doing or soliciting business, engaging in
26 other persistent courses of conduct, and/or deriving substantial revenue from goods
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28

1 and services provided to individuals in California and in this Judicial District; and
2 having a regular and established place of business in this Judicial District.

3
4 **COUNT I**

5 Infringement of U.S. Patent No. RE41,685

6 6. Plaintiff is the owner by assignment of United States Patent No.
7 RE41,685 (“the ’685 Patent”) titled “Light Source with Non-White and Phosphor-
8 Based White LED Devices and LCD Assembly.” The ’685 Patent reissued on
9 September 14, 2010. A true and correct copy of the ’685 Patent is attached as Exhibit
10 A.

11 7. Defendant directly or through intermediaries has been and is now
12 infringing the ’685 Patent in the State of California, in this judicial district, and
13 elsewhere in the United States, by, making, using, providing, supplying, distributing,
14 selling, and/or offering for sale products (including at least the website at
15 www.kasasmart.com) further including its smart wifi enabled color changing lights
16 and similar type assemblies, comprising a light source that infringes one or more
17 claims of the ’685 Patent and particularly, e.g., claims 10 through 14 of the ’685
18 Patent. The ’685 Patent reads on Defendants WiFi enabled smart lights as set forth
19 in the exemplary claims chart attached as Exhibit B.

20 8. In view of the foregoing, Defendant has been and is continuing to
21 directly infringe, literally infringe, and/or infringe the ’685 Patent under the doctrine
22 of equivalents. Defendant is thus liable for infringement of the ’685 Patent pursuant
23 to 35 U.S.C. § 271.

24 9. As a result of Defendant’s infringement of the ’685 Patent, Plaintiff has
25 suffered monetary damages and is entitled to a money judgment in an amount
26 adequate to compensate for Defendants and each of its infringement, but in no event
27 less than a reasonable royalty for the use made of the invention by Defendant,
28

1 together with interest and costs as fixed by the court, and Plaintiff will continue to
2 suffer damages in the future unless Defendant's infringing activities are enjoined by
3 this Court. Unless a permanent injunction is issued enjoining Defendant and its
4 agents, servants, employees, representatives, affiliates, and all others acting on in
5 active concert therewith from infringing the '685 Patent, Plaintiff will be greatly and
6 irreparably harmed.

7
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9 **PRAYER FOR RELIEF**

10 WHEREFORE, Plaintiff respectfully requests that this Court enter:
11

12 1. A judgment in favor of Plaintiff that Defendant has infringed and is
13 infringing the '685 Patent;
14

15 2. A permanent injunction enjoining Defendant and its officers, directors,
16 agents servants, affiliates, employees, divisions, branches, subsidiaries, parents, and
17 all others acting in active concert therewith from infringement, inducing the
18 infringement of, or contributing to the infringement of '685 Patent, or such other
19 equitable relief the Court determines is just and proper;
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21 3. A judgment and order requiring Defendant to pay to Plaintiff its
22 damages, attorneys fees, costs, expenses, and prejudgment and post-judgment
23 interest for Defendant's infringement of the '685 Patent as provided under 35 U.S.C.
24 § 284, and an accounting of ongoing post-judgment infringement; and
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1 4. Any and all other relief, at law or equity, to which Plaintiff may show
2 itself to be entitled.

3 DATED May 30, 2019.

Respectfully submitted,

4 /s/ Brandon C. Fernald

5 Brandon C. Fernald

6 Attorneys for Plaintiff

7 Technical LED Intellectual Property, LLC
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DEMAND FOR JURY TRIAL

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

DATED May 30, 2019.

Respectfully submitted,

/s/ Brandon C. Fernald

Brandon C. Fernald

Attorneys for Plaintiff

Technical LED Intellectual Property, LLC