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5 *Attorneys for Plaintiff Canon Inc.*
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8 **UNITED STATES DISTRICT COURT**
9 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

10 CANON INC., a Japanese corporation,
11 Plaintiff,
12 v.
13 EASY GROUP, LLC, a California
14 limited liability company,
15 Defendant.

Case No. 2:21-cv-2081

**PLAINTIFF CANON INC.'S
COMPLAINT FOR PATENT
INFRINGEMENT**

JURY TRIAL DEMANDED

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LOS ANGELES, CA 90067
310-229-9900

1 Plaintiff Canon Inc. (“Canon”) brings this action for patent infringement
2 against Defendant Easy Group, LLC (“Defendant”), and alleges as follows:

3 **Related Actions**

4 1. This action is related to an action being concurrently filed in the U.S.
5 International Trade Commission, *In the Matter of Certain Toner Supply Containers*
6 *and Components Thereof* (the “ITC Proceeding”), in that (a) Canon is a
7 complainant in the ITC Proceeding; (b) Defendant is a named respondent, among
8 other named respondents, in the ITC Proceeding; (c) Canon is asserting the same
9 patents against Defendant both here and in the ITC Proceeding; and (d) this action
10 and the ITC Proceeding involve the same accused products of Defendant. Canon
11 is concurrently filing similar complaints in this and in other district courts against
12 the other named respondents in the ITC Proceeding.

13 **The Parties**

14 2. Canon is a corporation organized and existing under the laws of
15 Japan, having its principal place of business at 30-2, Shimomaruko 3-chome,
16 Ohta-ku, Tokyo 146-8501, Japan.

17 3. Canon is a leading innovator, manufacturer and seller of a wide
18 variety of copying machines, laser beam printers, inkjet printers, cameras, and
19 other consumer, business, and industrial products.

20 4. On information and belief, Easy Group, LLC is a limited liability
21 company organized and existing under the laws of the State of California, with its
22 principal place of business located at 4981 Irwindale Ave., Suite 200, Irwindale,
23 California 91706.

24 5. On information and belief, Defendant conducts activities via the
25 internet at least as *cartridgeamerica.com*, *499inks.com*, *123refills.com*, and
26 *atlanticinkjet.com*.

27 **Jurisdiction and Venue**

28 6. This is an action for patent infringement arising under the patent laws

1 of the United States, Title 35 of the United States Code. This Court has subject
2 matter jurisdiction pursuant to 28 U.S.C. §§ 1331 and 1338(a).

3 7. This Court has personal jurisdiction over Defendant because its
4 principal place of business is located in this judicial district, and because it has,
5 directly or through intermediaries, committed acts within California giving rise to
6 this action and/or has established minimum contacts with California such that the
7 exercise of jurisdiction would not offend traditional notions of fair play and
8 substantial justice.

9 8. Venue is proper under 28 U.S.C. § 1400(b). Defendant is organized
10 in, and thus resides in, the State of California and this judicial district. Defendant
11 also has committed infringing acts in this judicial district and has a regular and
12 established place of business in this judicial district.

13 **Canon's Patents-in-Suit**

14 9. On February 19, 2019, U.S. Patent No. 10,209,667 (the “667
15 patent”), titled “Developer Supply Container and Developer Supplying System,”
16 duly and legally issued to Canon as assignee of the inventors, Manabu Jimba,
17 Ayatomo Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

18 10. On May 14, 2019, U.S. Patent No. 10,289,060 (the “060 patent”),
19 titled “Developer Supply Container and Developer Supplying System,” duly and
20 legally issued to Canon as assignee of the inventors, Manabu Jimba, Ayatomo
21 Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

22 11. On May 14, 2019, U.S. Patent No. 10,289,061 (the “061 patent”),
23 titled “Developer Supply Container and Developer Supplying System,” duly and
24 legally issued to Canon as assignee of the inventors, Manabu Jimba, Ayatomo
25 Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

26 12. On May 21, 2019, U.S. Patent No. 10,295,957 (the “957 patent”),
27 titled “Developer Supply Container and Developer Supplying System,” duly and
28 legally issued to Canon as assignee of the inventors, Manabu Jimba, Ayatomo

1 Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

2 13. On November 26, 2019, U.S. Patent No. 10,488,814 (the “’814
3 patent”), titled “Developer Supply Container and Developer Supplying System,”
4 duly and legally issued to Canon as assignee of the inventors, Manabu Jimba,
5 Ayatomo Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

6 14. On December 3, 2019, U.S. Patent No. 10,496,032 (the “’032
7 patent”), titled “Developer Supply Container and Developer Supplying System,”
8 duly and legally issued to Canon as assignee of the inventors, Manabu Jimba,
9 Ayatomo Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

10 15. On December 3, 2019, U.S. Patent No. 10,496,033 (the “’033
11 patent”), titled “Developer Supply Container and Developer Supplying System,”
12 duly and legally issued to Canon as assignee of the inventors, Manabu Jimba,
13 Ayatomo Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

14 16. On December 24, 2019, U.S. Patent No. 10,514,654 (the “’654
15 patent”), titled “Developer Supply Container and Developer Supplying System,”
16 duly and legally issued to Canon as assignee of the inventors, Manabu Jimba,
17 Ayatomo Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

18 17. On December 31, 2019, U.S. Patent No. 10,520,881 (the “’881
19 patent”), titled “Developer Supply Container and Developer Supplying System,”
20 duly and legally issued to Canon as assignee of the inventors, Manabu Jimba,
21 Ayatomo Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

22 18. On December 31, 2019, U.S. Patent No. 10,520,882 (the “’882
23 patent”), titled “Developer Supply Container and Developer Supplying System,”
24 duly and legally issued to Canon as assignee of the inventors, Manabu Jimba,
25 Ayatomo Okino, Katsuya Murakami, Toshiaki Nagashima, and Fumio Tazawa.

26 19. Canon is the sole owner of the entire right, title, and interest in and to
27 the ’667, ’060, ’061, ’957, ’814, ’032, ’033, ’654, ’881, and ’882 patents
28 (collectively, “Asserted Patents”), including the right to sue and recover for any

1 and all infringements thereof.

2 20. The Asserted Patents are valid and enforceable.

3 **Defendant's Infringing Activities**

4 21. On information and belief, Defendant is engaged in the business of
5 selling and/or offering to sell within the United States and/or importing into the
6 United States toner supply containers (hereinafter, "Accused Products") for use in
7 one or more Canon copy machines, including but not limited to the copy machines
8 listed in the table below, which toner supply containers are covered by one or more
9 claims of each of the Asserted Patents.

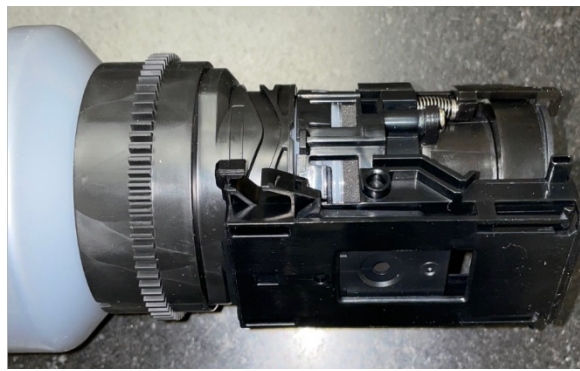
Canon Copiers	Canon Toner Supply Containers
Canon imageRUNNER® Advance C250iF	GPR-51
Canon imageRUNNER® Advance C255iF	GPR-51
Canon imageRUNNER® Advance C350P, C350iF	GPR-51
Canon imageRUNNER® Advance C355iF	GPR-51
Canon imageRUNNER® C1325iF	GPR-52
Canon imageRUNNER® C1335iF	GPR-52
Canon imageRUNNER® C3025i, C3125i	GPR-53
Canon imageRUNNER® Advance C3325i	GPR-53
Canon imageRUNNER® Advance C3330i	GPR-53
Canon imageRUNNER® Advance C3525i, C3525i II, C3525i III	GPR-53
Canon imageRUNNER® Advance C3530i, C3530i II, C3530i III	GPR-53
Canon imageRUNNER® Advance DX C3725i	GPR-53/GPR-53L
Canon imageRUNNER® Advance DX C3730i	GPR-53/GPR-53L
Canon imageRUNNER® Advance C5535i, C5535i II, C5535i III	GPR-55/GPR-55L
Canon imageRUNNER® Advance C5540i, C5540i II, C5540i III	GPR-55/GPR-55L

1	Canon imageRUNNER® Advance C5550i, C5550i II, C5550i III	GPR-55/GPR-55L
2	Canon imageRUNNER® Advance C5560i, C5560i II, C5560i III	GPR-55/GPR-55L
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4	Canon imageRUNNER® Advance DX C5735i	GPR-55/GPR-55L
5	Canon imageRUNNER® Advance DX C5740i	GPR-55/GPR-55L
6	Canon imageRUNNER® Advance DX C5750i	GPR-55/GPR-55L
7	Canon imageRUNNER® Advance DX C5760i	GPR-55/GPR-55L
8	Canon imageRUNNER® Advance 4525i, 4525i II, 4525i III	GPR-57
9		
10	Canon imageRUNNER® Advance 4535i, 4535i II, 4535i III	GPR-57
11	Canon imageRUNNER® Advance 4545i, 4545i II, 4545i III	GPR-57
12		
13	Canon imageRUNNER® Advance 4551i, 4551i II, 4551i III	GPR-57
14		
15	Canon imageRUNNER® Advance DX4725i	GPR-57
16	Canon imageRUNNER® Advance DX4735i	GPR-57
17	Canon imageRUNNER® Advance DX4745i	GPR-57
18	Canon imageRUNNER® Advance DX4751i	GPR-57
19	Canon imageRUNNER® Advance C256iF II, C256iF III	GPR-58
20	Canon imageRUNNER® Advance C356iF II, C356iF III	GPR-58
21	Canon imageRUNNER® Advance DX C257iF	GPR-58
22	Canon imageRUNNER® Advance DX C357iF	GPR-58
23	Canon imageRUNNER® 2630	GPR-62

24 22. Non-limiting examples of Accused Products sold by Defendant that
 25 infringe the Asserted Patents include those bearing the designations NCGPR55K,
 26 NCGPR55C, NCGPR55M and NCGPR55Y.

27 23. A non-limiting example of an infringing toner supply container
 28 imported and/or sold by Defendant is model NCGPR55K, depicted below.

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First Cause of Action: Infringement of U.S. Patent No. 10,209,667

24. Canon repeats and incorporates by reference the allegations of paragraphs 1-23, as though set forth here in their entirety.

25. Defendant has directly infringed and is directly infringing the '667 patent by selling and/or offering to sell within the United States and/or importing into the United States Accused Products embodying the invention defined by one or more claims of the '667 patent, without authority of Canon. More particularly, Defendant's sale and/or offer for sale in the United States and/or importation into the United States of the Accused Products infringes at least claims 1, 3, 6-8, 11, 12, 14, 17-19, and 23 of the '667 patent.

26. Defendant also is indirectly infringing the '667 patent at least by virtue of its inducement of direct infringement of that patent by customers who use Defendant's Accused Products in at least the Canon copy machines listed above. At the very latest, Defendant will be given notice of the '667 patent and its

1 infringement thereof upon being served with or otherwise receiving this
2 Complaint. On information and belief, Defendant knowingly induces customers to
3 use its Accused Products, including, for example, by promoting them for use in
4 specific copy machines and/or providing customers with instructions for using
5 them in those copy machines.

6 27. Attached hereto as Exhibit 1, and incorporated by reference herein, is
7 a claim chart detailing how Defendant's NCGPR55K toner supply container,
8 which is a representative example of an Accused Product, infringes independent
9 claim 1 of the '667 patent.

10 28. The Court has not yet construed the meaning of any claims or terms in
11 the '667 patent. In providing these detailed allegations, Canon does not intend to
12 convey or imply any particular claim construction or the precise scope of the
13 claims. Canon's contentions regarding the construction of the claims will be
14 provided in compliance with the case schedule, any applicable federal or local
15 procedural rules, and/or any applicable orders.

16 29. Canon contends that each element of each asserted claim is literally
17 present in the accused toner supply containers. If as a result of the Court's
18 constructions or other determinations one or more claim elements are not literally
19 present, Canon contends that each such element is present under the doctrine of
20 equivalents and reserves its right to provide more detailed doctrine of equivalents
21 contentions after discovery, a claim construction order from the Court, or at
22 another appropriate time.

23 30. Defendant's acts complained of herein are damaging and will
24 continue to cause irreparable injury and damage to Canon for which there is no
25 adequate remedy at law. Canon is therefore entitled to preliminary and permanent
26 injunctions restraining and enjoining Defendant from infringing the claims of the
27 '667 patent.

28 31. By reason of Defendant's infringing activities, Canon has suffered,

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1 and will continue to suffer, substantial damages in an amount to be determined at
2 trial.

3 **Second Cause of Action: Infringement of U.S. Patent No. 10,289,060**

4 32. Canon repeats and incorporates by reference the allegations of
5 paragraphs 1-23, as though set forth here in their entirety.

6 33. Defendant has directly infringed and is directly infringing the '060
7 patent by selling and/or offering to sell within the United States and/or importing
8 into the United States Accused Products embodying the invention defined by one
9 or more claims of the '060 patent, without authority of Canon. More particularly,
10 Defendant's sale and/or offer for sale in the United States and/or importation into
11 the United States of the Accused Products infringes at least claims 1, 2, 6-8, 11, 12,
12 and 16-18 of the '060 patent.

13 34. Defendant also is indirectly infringing the '060 patent at least by
14 virtue of its inducement of direct infringement of that patent by customers who use
15 Defendant's Accused Products in at least the Canon copy machines listed above.
16 At the very latest, Defendant will be given notice of the '060 patent and its
17 infringement thereof upon being served with or otherwise receiving this
18 Complaint. On information and belief, Defendant knowingly induces customers to
19 use its Accused Products, including, for example, by promoting them for use in
20 specific copy machines and/or providing customers with instructions for using
21 them in those copy machines.

22 35. Attached hereto as Exhibit 2, and incorporated by reference herein, is
23 a claim chart detailing how Defendant's NCGPR55K toner supply container,
24 which is a representative example of an Accused Product, infringes independent
25 claim 1 of the '060 patent.

26 36. The Court has not yet construed the meaning of any claims or terms in
27 the '060 patent. In providing these detailed allegations, Canon does not intend to
28 convey or imply any particular claim construction or the precise scope of the

1 claims. Canon's contentions regarding the construction of the claims will be
2 provided in compliance with the case schedule, any applicable federal or local
3 procedural rules, and/or any applicable orders.

4 37. Canon contends that each element of each asserted claim is literally
5 present in the accused toner supply containers. If as a result of the Court's
6 constructions or other determinations one or more claim elements are not literally
7 present, Canon contends that each such element is present under the doctrine of
8 equivalents and reserves its right to provide more detailed doctrine of equivalents
9 contentions after discovery, a claim construction order from the Court, or at
10 another appropriate time.

11 38. Defendant's acts complained of herein are damaging and will
12 continue to cause irreparable injury and damage to Canon for which there is no
13 adequate remedy at law. Canon is therefore entitled to preliminary and permanent
14 injunctions restraining and enjoining Defendant from infringing the claims of the
15 '060 patent.

16 39. By reason of Defendant's infringing activities, Canon has suffered,
17 and will continue to suffer, substantial damages in an amount to be determined at
18 trial.

19 **Third Cause of Action: Infringement of U.S. Patent No. 10,289,061**

20 40. Canon repeats and incorporates by reference the allegations of
21 paragraphs 1-23, as though set forth here in their entirety.

22 41. Defendant has directly infringed and is directly infringing the '061
23 patent by selling and/or offering to sell within the United States and/or importing
24 into the United States Accused Products embodying the invention defined by one
25 or more claims of the '061 patent, without authority of Canon. More particularly,
26 Defendant's sale and/or offer for sale in the United States and/or importation into
27 the United States of the Accused Products infringes at least claims 1-3, 6-8, 11-14,
28 17-19, and 23 of the '061 patent.

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1 42. Defendant also is indirectly infringing the '061 patent at least by
2 virtue of its inducement of direct infringement of that patent by customers who use
3 Defendant's Accused Products in at least the Canon copy machines listed above.
4 At the very latest, Defendant will be given notice of the '061 patent and its
5 infringement thereof upon being served with or otherwise receiving this
6 Complaint. On information and belief, Defendant knowingly induces customers to
7 use its Accused Products, including, for example, by promoting them for use in
8 specific copy machines and/or providing customers with instructions for using
9 them in those copy machines.

10 43. Attached hereto as Exhibit 3, and incorporated by reference herein, is
11 a claim chart detailing how Defendant's NCGPR55K toner supply container,
12 which is a representative example of an Accused Product, infringes independent
13 claim 1 of the '061 patent.

14 44. The Court has not yet construed the meaning of any claims or terms in
15 the '061 patent. In providing these detailed allegations, Canon does not intend to
16 convey or imply any particular claim construction or the precise scope of the
17 claims. Canon's contentions regarding the construction of the claims will be
18 provided in compliance with the case schedule, any applicable federal or local
19 procedural rules, and/or any applicable orders.

20 45. Canon contends that each element of each asserted claim is literally
21 present in the accused toner supply containers. If as a result of the Court's
22 constructions or other determinations one or more claim elements are not literally
23 present, Canon contends that each such element is present under the doctrine of
24 equivalents and reserves its right to provide more detailed doctrine of equivalents
25 contentions after discovery, a claim construction order from the Court, or at
26 another appropriate time.

27 46. Defendant's acts complained of herein are damaging and will
28 continue to cause irreparable injury and damage to Canon for which there is no

1 adequate remedy at law. Canon is therefore entitled to preliminary and permanent
2 injunctions restraining and enjoining Defendant from infringing the claims of the
3 '061 patent.

4 47. By reason of Defendant's infringing activities, Canon has suffered,
5 and will continue to suffer, substantial damages in an amount to be determined at
6 trial.

7 **Fourth Cause of Action: Infringement of U.S. Patent No. 10,295,957**

8 48. Canon repeats and incorporates by reference the allegations of
9 paragraphs 1-23, as though set forth here in their entirety.

10 49. Defendant has directly infringed and is directly infringing the '957
11 patent by selling and/or offering to sell within the United States and/or importing
12 into the United States Accused Products embodying the invention defined by one
13 or more claims of the '957 patent, without authority of Canon. More particularly,
14 Defendant's sale and/or offer for sale in the United States and/or importation into
15 the United States of the Accused Products infringes at least claims 1, 2, 4, 7-9, 12-
16 14, 16, 19-21, and 25 of the '957 patent.

17 50. Defendant also is indirectly infringing the '957 patent at least by
18 virtue of its inducement of direct infringement of that patent by customers who use
19 Defendant's Accused Products in at least the Canon copy machines listed above.
20 At the very latest, Defendant will be given notice of the '957 patent and its
21 infringement thereof upon being served with or otherwise receiving this
22 Complaint. On information and belief, Defendant knowingly induces customers to
23 use its Accused Products, including, for example, by promoting them for use in
24 specific copy machines and/or providing customers with instructions for using
25 them in those copy machines.

26 51. Attached hereto as Exhibit 4, and incorporated by reference herein, is
27 a claim chart detailing how Defendant's NCGPR55K toner supply container,
28 which is a representative example of an Accused Product, infringes independent

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1 claim 1 of the '957 patent.

2 52. The Court has not yet construed the meaning of any claims or terms in
3 the '957 patent. In providing these detailed allegations, Canon does not intend to
4 convey or imply any particular claim construction or the precise scope of the
5 claims. Canon's contentions regarding the construction of the claims will be
6 provided in compliance with the case schedule, any applicable federal or local
7 procedural rules, and/or any applicable orders.

8 53. Canon contends that each element of each asserted claim is literally
9 present in the accused toner supply containers. If as a result of the Court's
10 constructions or other determinations one or more claim elements are not literally
11 present, Canon contends that each such element is present under the doctrine of
12 equivalents and reserves its right to provide more detailed doctrine of equivalents
13 contentions after discovery, a claim construction order from the Court, or at
14 another appropriate time.

15 54. Defendant's acts complained of herein are damaging and will
16 continue to cause irreparable injury and damage to Canon for which there is no
17 adequate remedy at law. Canon is therefore entitled to preliminary and permanent
18 injunctions restraining and enjoining Defendant from infringing the claims of the
19 '957 patent.

20 55. By reason of Defendant's infringing activities, Canon has suffered,
21 and will continue to suffer, substantial damages in an amount to be determined at
22 trial.

23 **Fifth Cause of Action: Infringement of U.S. Patent No. 10,488,814**

24 56. Canon repeats and incorporates by reference the allegations of
25 paragraphs 1-23, as though set forth here in their entirety.

26 57. Defendant has directly infringed and is directly infringing the '814
27 patent by selling and/or offering to sell within the United States and/or importing
28 into the United States Accused Products embodying the invention defined by one

1 or more claims of the '814 patent, without authority of Canon. More particularly,
2 Defendant's sale and/or offer for sale in the United States and/or importation into
3 the United States of the Accused Products infringes at least claims 1, 4, 7-9, 12, 13,
4 16, 19-21, and 25 of the '814 patent.

5 58. Defendant also is indirectly infringing the '814 patent at least by
6 virtue of its inducement of direct infringement of that patent by customers who use
7 Defendant's Accused Products in at least the Canon copy machines listed above.
8 At the very latest, Defendant will be given notice of the '814 patent and its
9 infringement thereof upon being served with or otherwise receiving this
10 Complaint. On information and belief, Defendant knowingly induces customers to
11 use its Accused Products, including, for example, by promoting them for use in
12 specific copy machines and/or providing customers with instructions for using
13 them in those copy machines.

14 59. Attached hereto as Exhibit 5, and incorporated by reference herein, is
15 a claim chart detailing how Defendant's NCGPR55K toner supply container,
16 which is a representative example of an Accused Product, infringes independent
17 claim 1 of the '814 patent.

18 60. The Court has not yet construed the meaning of any claims or terms in
19 the '814 patent. In providing these detailed allegations, Canon does not intend to
20 convey or imply any particular claim construction or the precise scope of the
21 claims. Canon's contentions regarding the construction of the claims will be
22 provided in compliance with the case schedule, any applicable federal or local
23 procedural rules, and/or any applicable orders.

24 61. Canon contends that each element of each asserted claim is literally
25 present in the accused toner supply containers. If as a result of the Court's
26 constructions or other determinations one or more claim elements are not literally
27 present, Canon contends that each such element is present under the doctrine of
28 equivalents and reserves its right to provide more detailed doctrine of equivalents

1 contentions after discovery, a claim construction order from the Court, or at
2 another appropriate time.

3 62. Defendant's acts complained of herein are damaging and will
4 continue to cause irreparable injury and damage to Canon for which there is no
5 adequate remedy at law. Canon is therefore entitled to preliminary and permanent
6 injunctions restraining and enjoining Defendant from infringing the claims of the
7 '814 patent.

8 63. By reason of Defendant's infringing activities, Canon has suffered,
9 and will continue to suffer, substantial damages in an amount to be determined at
10 trial.

11 **Sixth Cause of Action: Infringement of U.S. Patent No. 10,496,032**

12 64. Canon repeats and incorporates by reference the allegations of
13 paragraphs 1-23, as though set forth here in their entirety.

14 65. Defendant has directly infringed and is directly infringing the '032
15 patent by selling and/or offering to sell within the United States and/or importing
16 into the United States Accused Products embodying the invention defined by one
17 or more claims of the '032 patent, without authority of Canon. More particularly,
18 Defendant's sale and/or offer for sale in the United States and/or importation into
19 the United States of the Accused Products infringes at least claims 1, 4, 7-9, 12, 13,
20 16, 19-21, 25, 26, 29, 32-34, 37, 38, 41, 44-46, 49, 50, 53, 56-58, and 61 of the
21 '032 patent.

22 66. Defendant also is indirectly infringing the '032 patent at least by
23 virtue of its inducement of direct infringement of that patent by customers who use
24 Defendant's Accused Products in at least the Canon copy machines listed above.
25 At the very latest, Defendant will be given notice of the '032 patent and its
26 infringement thereof upon being served with or otherwise receiving this
27 Complaint. On information and belief, Defendant knowingly induces customers to
28 use its Accused Products, including, for example, by promoting them for use in

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1 specific copy machines and/or providing customers with instructions for using
2 them in those copy machines.

3 67. Attached hereto as Exhibit 6, and incorporated by reference herein, is
4 a claim chart detailing how Defendant's NCGPR55K toner supply container,
5 which is a representative example of an Accused Product, infringes independent
6 claim 1 of the '032 patent.

7 68. The Court has not yet construed the meaning of any claims or terms in
8 the '032 patent. In providing these detailed allegations, Canon does not intend to
9 convey or imply any particular claim construction or the precise scope of the
10 claims. Canon's contentions regarding the construction of the claims will be
11 provided in compliance with the case schedule, any applicable federal or local
12 procedural rules, and/or any applicable orders.

13 69. Canon contends that each element of each asserted claim is literally
14 present in the accused toner supply containers. If as a result of the Court's
15 constructions or other determinations one or more claim elements are not literally
16 present, Canon contends that each such element is present under the doctrine of
17 equivalents and reserves its right to provide more detailed doctrine of equivalents
18 contentions after discovery, a claim construction order from the Court, or at
19 another appropriate time.

20 70. Defendant's acts complained of herein are damaging and will
21 continue to cause irreparable injury and damage to Canon for which there is no
22 adequate remedy at law. Canon is therefore entitled to preliminary and permanent
23 injunctions restraining and enjoining Defendant from infringing the claims of the
24 '032 patent.

25 71. By reason of Defendant's infringing activities, Canon has suffered,
26 and will continue to suffer, substantial damages in an amount to be determined at
27 trial.
28

Seventh Cause of Action: Infringement of U.S. Patent No. 10,496,033

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2 72. Canon repeats and incorporates by reference the allegations of
3 paragraphs 1-23, as though set forth here in their entirety.

4 73. Defendant has directly infringed and is directly infringing the '033
5 patent by selling and/or offering to sell within the United States and/or importing
6 into the United States Accused Products embodying the invention defined by one
7 or more claims of the '033 patent, without authority Canon. More particularly,
8 Defendant's sale and/or offer for sale in the United States and/or importation into
9 the United States of the Accused Products infringes at least claims 1, 5, 8-10, 13,
10 14, 18, 21-23, and 26-28 of the '033 patent.

11 74. Defendant also is indirectly infringing the '033 patent at least by
12 virtue of its inducement of direct infringement of that patent by customers who use
13 Defendant's Accused Products in at least the Canon copy machines listed above.
14 At the very latest, Defendant will be given notice of the '033 patent and its
15 infringement thereof upon being served with or otherwise receiving this
16 Complaint. On information and belief, Defendant knowingly induces customers to
17 use its Accused Products, including, for example, by promoting them for use in
18 specific copy machines and/or providing customers with instructions for using
19 them in those copy machines.

20 75. Attached hereto as Exhibit 7, and incorporated by reference herein, is
21 a claim chart detailing how Defendant's NCGPR55K toner supply container,
22 which is a representative example of an Accused Product, infringes independent
23 claim 1 of the '033 patent.

24 76. The Court has not yet construed the meaning of any claims or terms in
25 the '033 patent. In providing these detailed allegations, Canon does not intend to
26 convey or imply any particular claim construction or the precise scope of the
27 claims. Canon's contentions regarding the construction of the claims will be
28 provided in compliance with the case schedule, any applicable federal or local

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1 procedural rules, and/or any applicable orders.

2 77. Canon contends that each element of each asserted claim is literally
3 present in the accused toner supply containers. If as a result of the Court's
4 constructions or other determinations one or more claim elements are not literally
5 present, Canon contends that each such element is present under the doctrine of
6 equivalents and reserves its right to provide more detailed doctrine of equivalents
7 contentions after discovery, a claim construction order from the Court, or at
8 another appropriate time.

9 78. Defendant's acts complained of herein are damaging and will
10 continue to cause irreparable injury and damage to Canon for which there is no
11 adequate remedy at law. Canon is therefore entitled to preliminary and permanent
12 injunctions restraining and enjoining Defendant from infringing the claims of the
13 '033 patent.

14 79. By reason of Defendant's infringing activities, Canon has suffered,
15 and will continue to suffer, substantial damages in an amount to be determined at
16 trial.

17 **Eighth Cause of Action: Infringement of U.S. Patent No. 10,514,654**

18 80. Canon repeats and incorporates by reference the allegations of
19 paragraphs 1-23, as though set forth here in their entirety.

20 81. Defendant has directly infringed and is directly infringing the '654
21 patent by selling and/or offering to sell within the United States and/or importing
22 into the United States Accused Products embodying the invention defined by one
23 or more claims of the '654 patent, without authority of Canon. More particularly,
24 Defendant's sale and/or offer for sale in the United States and/or importation into
25 the United States of the Accused Products infringes at least claims 1, 3-5, 8, 10-12,
26 46, 48-50, 53, and 55-57 of the '654 patent.

27 82. Defendant also is indirectly infringing the '654 patent at least by
28 virtue of its inducement of direct infringement of that patent by customers who use

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1 Defendant's Accused Products in at least the Canon copy machines listed above.
2 At the very latest, Defendant will be given notice of the '654 patent and its
3 infringement thereof upon being served with or otherwise receiving this
4 Complaint. On information and belief, Defendant knowingly induces customers to
5 use its Accused Products, including, for example, by promoting them for use in
6 specific copy machines and/or providing customers with instructions for using
7 them in those copy machines.

8 83. Attached hereto as Exhibit 8, and incorporated by reference herein, is
9 a claim chart detailing how Defendant's NCGPR55K toner supply container,
10 which is a representative example of an Accused Product, infringes independent
11 claim 1 of the '654 patent.

12 84. The Court has not yet construed the meaning of any claims or terms in
13 the '654 patent. In providing these detailed allegations, Canon does not intend to
14 convey or imply any particular claim construction or the precise scope of the
15 claims. Canon's contentions regarding the construction of the claims will be
16 provided in compliance with the case schedule, any applicable federal or local
17 procedural rules, and/or any applicable orders.

18 85. Canon contends that each element of each asserted claim is literally
19 present in the accused toner supply containers. If as a result of the Court's
20 constructions or other determinations one or more claim elements are not literally
21 present, Canon contends that each such element is present under the doctrine of
22 equivalents and reserves its right to provide more detailed doctrine of equivalents
23 contentions after discovery, a claim construction order from the Court, or at
24 another appropriate time.

25 86. Defendant's acts complained of herein are damaging and will
26 continue to cause irreparable injury and damage to Canon for which there is no
27 adequate remedy at law. Canon is therefore entitled to preliminary and permanent
28 injunctions restraining and enjoining Defendant from infringing the claims of the

1 '654 patent.

2 87. By reason of Defendant's infringing activities, Canon has suffered,
3 and will continue to suffer, substantial damages in an amount to be determined at
4 trial.

5 **Ninth Cause of Action: Infringement of U.S. Patent No. 10,520,881**

6 88. Canon repeats and incorporates by reference the allegations of
7 paragraphs 1-23, as though set forth here in their entirety.

8 89. Defendant has directly infringed and is directly infringing the '881
9 patent by selling and/or offering to sell within the United States and/or importing
10 into the United States Accused Products embodying the invention defined by one
11 or more claims of the '881 patent, without authority of Canon. More particularly,
12 Defendant's sale and/or offer for sale in the United States and/or importation into
13 the United States of the Accused Products infringes at least claims 1, 5, 8-10, 13,
14 14, 18, 21-23, and 25 of the '881 patent.

15 90. Defendant also is indirectly infringing the '881 patent at least by
16 virtue of its inducement of direct infringement of that patent by customers who use
17 Defendant's Accused Products in at least the Canon copy machines listed above.
18 At the very latest, Defendant will be given notice of the '881 patent and its
19 infringement thereof upon being served with or otherwise receiving this
20 Complaint. On information and belief, Defendant knowingly induces customers to
21 use its Accused Products, including, for example, by promoting them for use in
22 specific copy machines and/or providing customers with instructions for using
23 them in those copy machines.

24 91. Attached hereto as Exhibit 9, and incorporated by reference herein, is
25 a claim chart detailing how Defendant's NCGPR55K toner supply container,
26 which is a representative example of an Accused Product, infringes independent
27 claim 1 of the '881 patent.

28 92. The Court has not yet construed the meaning of any claims or terms in

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1 the '881 patent. In providing these detailed allegations, Canon does not intend to
2 convey or imply any particular claim construction or the precise scope of the
3 claims. Canon's contentions regarding the construction of the claims will be
4 provided in compliance with the case schedule, any applicable federal or local
5 procedural rules, and/or any applicable orders.

6 93. Canon contends that each element of each asserted claim is literally
7 present in the accused toner supply containers. If as a result of the Court's
8 constructions or other determinations one or more claim elements are not literally
9 present, Canon contends that each such element is present under the doctrine of
10 equivalents and reserves its right to provide more detailed doctrine of equivalents
11 contentions after discovery, a claim construction order from the Court, or at
12 another appropriate time.

13 94. Defendant's acts complained of herein are damaging and will
14 continue to cause irreparable injury and damage to Canon for which there is no
15 adequate remedy at law. Canon is therefore entitled to preliminary and permanent
16 injunctions restraining and enjoining Defendant from infringing the claims of the
17 '881 patent.

18 95. By reason of Defendant's infringing activities, Canon has suffered,
19 and will continue to suffer, substantial damages in an amount to be determined at
20 trial.

21 **Tenth Cause of Action: Infringement of U.S. Patent No. 10,520,882**

22 96. Canon repeats and incorporates by reference the allegations of
23 paragraphs 1-23, as though set forth here in their entirety.

24 97. Defendant has directly infringed and is directly infringing the '882
25 patent by selling and/or offering to sell within the United States and/or importing
26 into the United States Accused Products embodying the invention defined by one
27 or more claims of the '882 patent, without authority of Canon. More particularly,
28 Defendant's sale and/or offer for sale in the United States and/or importation into

1 the United States of the Accused Products infringes at least claims 1, 6-8, 11, and
2 16-18 of the '882 patent.

3 98. Defendant also is indirectly infringing the '882 patent at least by
4 virtue of its inducement of direct infringement of that patent by customers who use
5 Defendant's Accused Products in at least the Canon copy machines listed above.
6 At the very latest, Defendant will be given notice of the '882 patent and its
7 infringement thereof upon being served with or otherwise receiving this
8 Complaint. On information and belief, Defendant knowingly induces customers to
9 use its Accused Products, including, for example, by promoting them for use in
10 specific copy machines and/or providing customers with instructions for using
11 them in those copy machines.

12 99. Attached hereto as Exhibit 10, and incorporated by reference herein,
13 is a claim chart detailing how Defendant's NCGPR55K toner supply container,
14 which is a representative example of an Accused Product, infringes independent
15 claim 1 of the '882 patent.

16 100. The Court has not yet construed the meaning of any claims or terms in
17 the '882 patent. In providing these detailed allegations, Canon does not intend to
18 convey or imply any particular claim construction or the precise scope of the
19 claims. Canon's contentions regarding the construction of the claims will be
20 provided in compliance with the case schedule, any applicable federal or local
21 procedural rules, and/or any applicable orders.

22 101. Canon contends that each element of each asserted claim is literally
23 present in the accused toner supply containers. If as a result of the Court's
24 constructions or other determinations one or more claim elements are not literally
25 present, Canon contends that each such element is present under the doctrine of
26 equivalents and reserves its right to provide more detailed doctrine of equivalents
27 contentions after discovery, a claim construction order from the Court, or at
28 another appropriate time.

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Dated: March 8, 2021

VENABLE LLP

/s/ Sarah S. Brooks
Sarah S. Brooks
Michael P. Sandonato (*Pro Hac to be Filed*)

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