

HONORABLE RICHARD A. JONES

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UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NATIONAL PRODUCTS INC.,

Plaintiff,

v.

INNOVATIVE INTELLIGENT
PRODUCTS, LLC D/B/A GPS LOCKBOX,

Defendant.

Case No. 2:20-cv-00428-RAJ

SECOND AMENDED COMPLAINT

JURY TRIAL DEMANDED

Plaintiff National Products Inc. (“NPI”) brings this action against Defendant Innovative Intelligent Products, LLC d/b/a GPS Lockbox (“Defendant” or “GPS Lockbox”) for an injunction, damages, and other appropriate relief to stop Defendant from violating NPI’s patent rights. NPI states and alleges as follows:

THE PARTIES

1. NPI is a corporation organized and existing under the laws of the State of Washington, having its principal place of business at 8410 Dallas Ave S., Seattle, Washington 98108.

2. NPI is a market leader in the design, manufacture, and sale of innovative docking cradles and protective cover products, including docking cradles and protective covers for tablets, cellular phones, and other portable devices, which are used, for example, in cars, trucks, bikes, planes, boats and motorcycles.

1 Defendant's filings with the Nevada Secretary of State provide a business address for its manager,
2 Mr. Jacob L. Potak, at 5801 Soundview Dr., Suite 258, Gig Harbor, Washington. Additionally,
3 the LinkedIn profile of Mr. Blaine Weller indicates that he is a "Product Design Manager at GPS
4 Lock Box" in Gig Harbor, WA. See <https://www.linkedin.com/in/blaine-weller-176251b3>.
5 Likewise, the LinkedIn profile of Mr. Robert Rasmussen indicates that he is a "Mobile
6 Deployment Manager" at GPS Lockbox in Gig Harbor, Washington. See
7 <https://www.linkedin.com/in/robertcrasmussen>. Additionally, Mr. Steven Jacob's LinkedIn
8 profile indicates that he is a "Director of Business Development at GPS Lockbox" and that Mr.
9 Jacob works and/or resides in Kent, Washington. See
10 <https://www.linkedin.com/in/stevenscottjacobs>. Further, the LinkedIn profile of Mr. Jack Dovey
11 indicates that he holds the position of "Director – US Carrier Relationship and Business
12 Development" at GPS Lockbox, and that Mr. Dovey resides and/or works in Federal Way,
13 Washington. See <https://www.linkedin.com/in/jack-dovey-0229b53>. Further still, the LinkedIn
14 profile of Mr. Alex Whitaker describes him as a "Territory Manager" in "Sales/Service at GPS
15 Lockbox" in the Greater Seattle Area. See <https://www.linkedin.com/in/alex-whitaker-31716626>.
16 Moreover, the LinkedIn profile of Victor Hernandez describes Mr. Hernandez as holding the role
17 of "Marketing Manager" at GPS Lockbox in Gig Harbor, Washington, from July 2019 to
18 February 2020. See <https://www.linkedin.com/in/victor-hernandez-10761680>. Mr. Ross Todrzak
19 likewise indicates that he is a "Marketing Manager" GPS Lockbox, and that he works and/or
20 resides in the Greater Seattle area. See <https://www.linkedin.com/in/rosstodrzak>. Upon
21 information and belief, Messrs. Potak, Weller, Rasmussen, Jacob, Dovey, Whitaker, Hernandez,
22 and Todrzack, along with other GPS Lockbox personnel and employees, work or worked together
23 in this judicial district, including in Defendant's regular and established place of business, which
24 upon information and belief is located at 2905 Jahn Ave NW, Gig Harbor, WA 98335, to conduct
25 GPS Lockbox business.

26 10. Upon information and belief, GPS Lockbox also sells and offers to sell its
27 infringing products, or otherwise makes its infringing products available, online and through

1 other distribution channels, including in this judicial district.

2 11. Venue is proper in this judicial district under 28 U.S.C. §§ 1391 and 1400(b),
3 because Defendant has committed acts of infringement in this District, and upon information and
4 belief, Defendant has a regular and established place of business in this District.

5 **THE '026 PATENT**

6 12. On July 11, 2017, the '026 patent, entitled "Docking Sleeve With Electrical
7 Adapter" was duly and legally issued to Jeffrey D. Carnevali. The '026 patent is generally
8 directed toward a docking cradle for an accessory device, such as, for example, a cellular phone,
9 phablet, tablet, laptop, radar detector, handheld device, or the like.

10 13. NPI is the owner, by assignment, of all right, title, and interest in the '026 patent,
11 including the rights to exclude others and to sue and recover damages for infringement.

12 14. To the extent any marking or notice was required by 35 U.S.C. § 287, NPI and/or
13 all predecessors in interest and/or implied or express licensees of the '026 patent, if any, have
14 complied with the marking requirements of 35 U.S.C. § 287 by fixing the word "patented"
15 together with the address of NPI's website, which is accessible to the public without charge and
16 which associates the patented article with the '026 patent in the "Patent and Trademarks" page of
17 NPI's website, on all goods made, offered for sale, sold, and/or imported into the United States
18 that embody one or more claims of the '026 patent.

19 15. A true and correct copy of the '026 patent is attached as Exhibit A.

20 **THE '515 PATENT**

21 16. On October 22, 2019, the '515 patent, entitled "Docking Sleeve With Electrical
22 Adapter" was duly and legally issued to Jeffrey D. Carnevali. The '515 patent is generally
23 directed toward a protective cover for an accessory device, such as, for example, a cellular phone,
24 phablet, tablet, laptop, radar detector, handheld device, or the like.

25 17. NPI is the owner, by assignment, of all right, title, and interest in the '515 patent,
26 including the rights to exclude others and to sue and recover damages for infringement.

27 18. To the extent any marking or notice was required by 35 U.S.C. § 287, NPI and/or

1 all predecessors in interest and/or implied or express licensees of the '515 patent, if any, have
2 complied with the marking requirements of 35 U.S.C. § 287 by fixing the word “patented”
3 together with the address of NPI’s website, which is accessible to the public without charge and
4 which associates the patented article with the '515 patent in the “Patent and Trademarks” page of
5 NPI’s website, on all goods made, offered for sale, sold, and/or imported into the United States
6 that embody one or more claims of the '515 patent.

7 19. A true and correct copy of the '515 patent is attached as Exhibit B.

8 **THE '334 PATENT**

9 20. On April 21, 2020, the '334 patent, entitled “Docking Sleeve With Electrical
10 Adapter” was duly and legally issued to Jeffrey D. Carnevali. The '334 patent is generally
11 directed toward a protective cover for an accessory device, such as, for example, a cellular phone,
12 phablet, tablet, laptop, radar detector, handheld device, or the like.

13 21. NPI is the owner, by assignment, of all right, title, and interest in the '334 patent,
14 including the rights to exclude others and to sue and recover damages for infringement.

15 22. To the extent any marking or notice was required by 35 U.S.C. § 287, NPI and/or
16 all predecessors in interest and/or implied or express licensees of the '334 patent, if any, have
17 complied with the marking requirements of 35 U.S.C. § 287 by fixing the word “patented”
18 together with the address of NPI’s website, which is accessible to the public without charge and
19 which associates the patented article with the '334 patent in the “Patent and Trademarks” page of
20 NPI’s website, on all goods made, offered for sale, sold, and/or imported into the United States
21 that embody one or more claims of the '334 patent.

22 23. A true and correct copy of the '334 patent is attached as Exhibit C.

23 **THE '309 PATENT**

24 24. On May 26, 2020, the '309 patent, entitled “Docking Sleeve With Electrical
25 Adapter” was duly and legally issued to Jeffrey D. Carnevali. The '309 patent is generally
26 directed toward a protective cover for an accessory device, such as, for example, a cellular phone,
27 phablet, tablet, laptop, radar detector, handheld device, or the like.

1 25. NPI is the owner, by assignment, of all right, title, and interest in the '309 patent,
2 including the rights to exclude others and to sue and recover damages for infringement.

3 26. To the extent any marking or notice was required by 35 U.S.C. § 287, NPI and/or
4 all predecessors in interest and/or implied or express licensees of the '309 patent, if any, have
5 complied with the marking requirements of 35 U.S.C. § 287 by fixing the word "patented"
6 together with the address of NPI's website, which is accessible to the public without charge and
7 which associates the patented article with the '309 patent in the "Patent and Trademarks" page of
8 NPI's website, on all goods made, offered for sale, sold, and/or imported into the United States
9 that embody one or more claims of the '309 patent.

10 27. A true and correct copy of the '309 patent is attached as Exhibit D.

11 **COUNT I**

12 **PATENT INFRINGEMENT OF UNITED STATES PATENT NO. 9,706,026**

13 28. NPI realleges and incorporates by reference the allegations in paragraphs 1-27
14 above.

15 29. Defendant has directly infringed and continues to directly infringe at least claim 1
16 of the '026 patent by making, using, offering to sell, and selling within the United States and/or
17 importing into the United States cradle kits that infringe the '026 patent (the "'026 Accused
18 Products"), including but not limited to the GPS Lockbox ATMOS Temperature Controlling
19 Cradle Kit for Samsung Galaxy TAB A 8"; the ELD Vehicle Mount Kit for Samsung Galaxy
20 TAB A 8"; the Flex II Pro Cradle Kit For Samsung Galaxy TAB A WiFi 8" Tablet; the Flex III
21 ATMOS Cradle Kit For Samsung TAB ACTIVE 2; the Flex II Cradle Kit For Samsung Galaxy
22 TAB ACTIVE 2; the Eclipse PTT And ATMOS Temperature Controlling Cradle Package For
23 Samsung Galaxy "TAB A" Android Tablet; Eclipse PTT And ATMOS Temperature Controlling
24 Cradle Package For Samsung Galaxy "TAB E" Android Tablet; the GPS Lockbox Push To Talk
25 And Cradle Package For Samsung TAB E 8" Tablet; the GPS Lockbox Push-To-Talk And Cradle
26 Package For Samsung TAB A 8" Tablet; and the GPS Lockbox Push-To-Talk And Cradle
27 Package For Samsung TAB A WIFI 8" Tablet.

1 30. Inspection of the GPS Lockbox ATMOS Temperature Controlling Cradle Kit for
2 Samsung Galaxy TAB A 8” demonstrates that it infringes each and every element of claim 1 of
3 the ’026 Patent, either literally or by the doctrine of equivalents. For example, Defendant’s
4 website depicts the GPS Lockbox ATMOS Temperature Controlling Cradle Kit for Samsung
5 Galaxy TAB A 8” as comprising the docking cradle of claim 1:



17 (https://iipstore.com/index.php?route=product/product&path=61&product_id=42)

18 31. The GPS Lockbox ATMOS Temperature Controlling Cradle Kit for Samsung
19 Galaxy TAB A 8” depicted above is exemplary. The GPS Lockbox ATMOS Temperature
20 Controlling Cradle Kit for Samsung Galaxy TAB A 8” includes, for example, a base receiver
21 configured to receive an electronic device disposed in a removable cover having a male connector
22 with a plurality of contacts. Additionally, the base receiver of the GPS Lockbox ATMOS
23 Temperature Controlling Cradle Kit for Samsung Galaxy TAB A 8” comprises a back support
24 surface to support a back of the removeable cover and electronic device and a docking support
25 surface extending away from the back support surface.

26 32. Further, the GPS Lockbox ATMOS Temperature Controlling Cradle Kit for
27 Samsung Galaxy TAB A 8” includes a female connector disposed within the docking support

1 surface of the base receiver comprising a plurality of contacts configured to connect with one or
2 more of the plurality of contacts of the male connector when the male connector is received in the
3 base receiver. Moreover, the female connector of GPS Lockbox ATMOS Temperature
4 Controlling Cradle Kit for Samsung Galaxy TAB A 8” defines a rim to guide proper mating of
5 the male connector of the removable cover to the female connector of the docking cradle.
6 Additionally, the contacts of the female connector are biasing contacts that move when the
7 removable cover and electronic device are received.

8 33. As a direct and proximate consequence of Defendant’s infringement of the ’026
9 patent, NPI has suffered irreparable harm, and NPI will continue to suffer irreparable harm in the
10 future unless Defendant is enjoined from infringing the ’026 patent.

11 34. Defendant has had actual knowledge of the ’026 patent and its infringement
12 thereof since at least the filing of NPI’s Complaint on March 20, 2020. Upon information and
13 belief, Defendant’s continued infringement of the ’026 patent is willful.

14 **COUNT II**
15 **PATENT INFRINGEMENT OF UNITED STATES PATENT NO. 10,454,515**

16 35. NPI realleges and incorporates by reference the allegations in paragraphs 1-34
17 above.

18 36. Defendant has directly infringed and continues to directly infringe at least claim 1
19 of the ’515 patent by making, using, offering to sell, and selling within the United States and/or
20 importing into the United States cases and cradle kits that infringe the ’515 patent (the “’515
21 Accused Products”), including but not limited to the GPS Lockbox ATMOS Temperature
22 Controlling Cradle Kit for Samsung Galaxy TAB A 8”; the ELD Vehicle Mount Kit for Samsung
23 Galaxy TAB A 8”; the Flex II Pro Cradle Kit For Samsung Galaxy TAB A WiFi 8” Tablet; the
24 Flex III ATMOS Cradle Kit For Samsung TAB ACTIVE 2; the Flex II Cradle Kit For Samsung
25 Galaxy TAB ACTIVE 2; the Eclipse PTT And ATMOS Temperature Controlling Cradle Package
26 For Samsung Galaxy “TAB A” Android Tablet; Eclipse PTT And ATMOS Temperature
27 Controlling Cradle Package For Samsung Galaxy “TAB E” Android Tablet; the GPS Lockbox

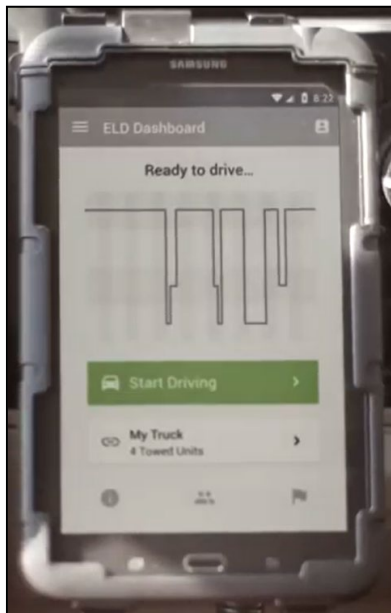
1 Push To Talk And Cradle Package For Samsung TAB E 8" Tablet; the GPS Lockbox Push-To-
2 Talk And Cradle Package For Samsung TAB A 8" Tablet; and the GPS Lockbox Push-To-Talk
3 And Cradle Package For Samsung TAB A WIFI 8" Tablet.; the Flex II Case Of Samsung Galaxy
4 Tab A WiFi 8" Tablet W/ Offset Cap And Mag; the GPS Lockbox Rugged Case For Samsung
5 Galaxy Tab A 8" Tablet; the GPS Lockbox Rugged Case For Samsung Tab E 8" Tablet W/
6 Magnetic Charger & Cable; the GPS Lockbox Rugged FlexII Case For Samsung TAB A 8"
7 Tablet (W/ Magnetic Connector); and the GPS Lockbox Samsung TAB Active 2 Rugged Case
8 Only For Vehicles W/ Magnetic Connector.

9 37. Inspection of the GPS Lockbox ATMOS Temperature Controlling Cradle Kit for
10 Samsung Galaxy TAB A 8" demonstrates that, when used in conjunction with a portable
11 electronic device, it infringes each and every element of claim 1, either literally or by the doctrine
12 of equivalents. For example, Defendant's website depicts the GPS Lockbox ATMOS
13 Temperature Controlling Cradle Kit for Samsung Galaxy TAB A 8" as comprising the
14 arrangement of claim 1:



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26 (https://iipstore.com/index.php?route=product/product&path=61&product_id=42)

1 Additionally, Defendant's website depicts the GPS Lockbox ATMOS Temperature
2 Controlling Cradle Kit for Samsung Galaxy TAB A 8" used in conjunction with a portable
3 electronic device:



14 (https://iipstore.com/index.php?route=product/product&path=61&product_id=42)

15 38. The GPS Lockbox ATMOS Temperature Controlling Cradle Kit for Samsung
16 Galaxy TAB A 8" depicted above is exemplary. The GPS Lockbox ATMOS Temperature
17 Controlling Cradle Kit for Samsung Galaxy TAB A 8" includes, for example, an adapter
18 extending away from the portable electronic device to couple it with an external connector. The
19 adapter of the GPS Lockbox ATMOS Temperature Controlling Cradle Kit for Samsung Galaxy
20 TAB A 8" includes a contactor with a plurality of exposed contacts on the surface of the contactor
21 which are electrically coupleable to the portable electronic device. The adapter further includes a
22 male positioning interface with a surrounding rim in contact with the perimeter of the contactor
23 surface to guide proper mating of the contactor to the external connector.

24 39. Additionally, the adapter of the GPS Lockbox ATMOS Temperature Controlling
25 Cradle Kit for Samsung Galaxy TAB A 8" is configured such that when the adapter is coupled to
26 the portable electronic device, the contactor surface is disposed further from the portable
27 electronic device than any other portion of the adapter to form a male connector with contacts for

1 coupling to contacts within a female receptacle of the external connector.

2 40. Upon information and belief, Defendant has induced and continues to induce
3 infringement of one or more claims of the '515 patent, including but not limited Claim 1, by
4 inducing its customers and other third parties to use without authorization the arrangements
5 claimed in the '515 patent, including the '515 Accused Products in conjunction with a portable
6 electronic device. The use, without authorization, of the '515 Accused Products in conjunction
7 with a portable electronic device constitutes infringement, literally or under the doctrine of
8 equivalents, of one or more claims of the '515 patent by such customers or third parties.
9 Defendant's acts of inducement include: providing its customers with the '515 Accused Products
10 and intending customers to use the '515 Accused Products in conjunction with a portable
11 electronic device; advertising these products and their intended use through its own and third-
12 party websites (for example,
13 https://iipstore.com/index.php?route=product/product&path=61&product_id=42); offering
14 technical support to its customers for these products (for example,
15 https://iipstore.com/index.php?route=information/information&information_id=9); and providing
16 instructions on how to use these products.

17 41. Upon information and belief, Defendant has contributed to and continues to
18 contribute to infringement of one or more claims of the '515 patent, including but not limited to
19 Claim 1, by, without authority, selling and/or offering to sell within the United States, importing,
20 and/or supplying components of systems that comprise the patented invention, including but not
21 limited to the '515 Accused Products. These components supplied by Defendant are key
22 components to the arrangements claimed in the '515 patent. When, for example, a portable
23 electronic device is placed within these products the claimed arrangements are formed, thereby
24 infringing, either literally or under the doctrine of equivalents, one or more claims of the '515
25 patent. Upon information and belief, Defendant supplied and continues to supply these
26 components, including without limitation the '515 Accused Products, with the knowledge of the
27 '515 patent and with the knowledge that these components constitute materials parts of the

1 inventions claimed in the '515 patent. Further, Defendant knows that these components are
2 especially made and/or especially adapted for use as claimed in the '515 patent. Moreover,
3 Defendant knows that there is no substantial non-infringing use of these components.

4 42. As a direct and proximate consequence of Defendant's infringement of the '515
5 patent, NPI has suffered irreparable harm, and NPI will continue to suffer irreparable harm in the
6 future unless Defendant is enjoined from infringing the '515 patent.

7 43. Defendant has had actual knowledge of the '515 patent and its infringement
8 thereof since at least the filing of NPI's Complaint on March 20, 2020. Upon information and
9 belief, Defendant's continued infringement of the '515 patent is willful.

10 **COUNT III**
11 **PATENT INFRINGEMENT OF UNITED STATES PATENT NO. 10,630,334**

12 44. NPI realleges and incorporates by reference the allegations in paragraphs 1-43
13 above.

14 45. Defendant has directly infringed and continues to directly infringe at least claim 1
15 of the '334 patent by making, using, offering to sell, and selling within the United States and/or
16 importing into the United States cases and cradle kits that infringe the '334 patent (the "'334
17 Accused Products"), including but not limited to the GPS Lockbox ATMOS Temperature
18 Controlling Cradle Kit for Samsung Galaxy TAB A 8"; the ELD Vehicle Mount Kit for Samsung
19 Galaxy TAB A 8"; the Flex II Pro Cradle Kit For Samsung Galaxy TAB A WiFi 8" Tablet; the
20 Flex III ATMOS Cradle Kit For Samsung TAB ACTIVE 2; the Flex II Cradle Kit For Samsung
21 Galaxy TAB ACTIVE 2; the Eclipse PTT And ATMOS Temperature Controlling Cradle Package
22 For Samsung Galaxy "TAB A" Android Tablet; Eclipse PTT And ATMOS Temperature
23 Controlling Cradle Package For Samsung Galaxy "TAB E" Android Tablet; the GPS Lockbox
24 Push To Talk And Cradle Package For Samsung TAB E 8" Tablet; the GPS Lockbox Push-To-
25 Talk And Cradle Package For Samsung TAB A 8" Tablet; the GPS Lockbox Push-To-Talk And
26 Cradle Package For Samsung TAB A WIFI 8" Tablet; the Flex II Case Of Samsung Galaxy Tab
27 A WiFi 8" Tablet W/ Offset Cap And Mag; the GPS Lockbox Rugged Case For Samsung Galaxy

1 Tab A 8” Tablet; the GPS Lockbox Rugged Case For Samsung Tab E 8” Tablet W/ Magnetic
2 Charger & Cable; the GPS Lockbox Rugged FlexII Case For Samsung TAB A 8” Tablet (W/
3 Magnetic Connector); and the GPS Lockbox Samsung TAB Active 2 Rugged Case Only For
4 Vehicles W/ Magnetic Connector.

5 46. Inspection of the GPS Lockbox ATMOS Temperature Controlling Cradle Kit for
6 Samsung Galaxy TAB A 8” demonstrates that it infringes each and every element of claim 1,
7 either literally or by the doctrine of equivalents. For example, Defendant’s website depicts the
8 GPS Lockbox ATMOS Temperature Controlling Cradle Kit for Samsung Galaxy TAB A 8” as
9 comprising the arrangement of claim 1:



21 (https://iipstore.com/index.php?route=product/product&path=61&product_id=42)

22 47. The GPS Lockbox ATMOS Temperature Controlling Cradle Kit for Samsung
23 Galaxy TAB A 8” depicted above is exemplary. The GPS Lockbox ATMOS Temperature
24 Controlling Cradle Kit for Samsung Galaxy TAB A 8” includes, for example, an adapter
25 coupleable to a portable electronic device for mating with an external connector, the adapter
26 having a male positioning interface and a contactor with a contactor surface and plurality of
27 contacts exposed and arranged on the contractor surface that are electrically coupleable to the

1 portable electronic device. Further, the male positioning interface in the GPS Lockbox ATMOS
2 Temperature Controlling Cradle Kit for Samsung Galaxy TAB A 8” defines a rim surrounding
3 and in contact with a perimeter of the contactor surface to guide proper mating of the contactor to
4 an external connector.

5 48. Additionally, the GPS Lockbox ATMOS Temperature Controlling Cradle Kit for
6 Samsung Galaxy TAB A 8” includes a hard shell to receive a portable electronic device and
7 adapter. The hard shell is further configured so that the adapter extends out of the hard shell for
8 mating with the external connector and is detachable from the hard shell.

9 49. As a direct and proximate consequence of Defendant’s infringement of the ’334
10 patent, NPI has suffered irreparable harm, and NPI will continue to suffer irreparable harm in the
11 future unless Defendant is enjoined from infringing the ’334 patent.

12 50. Defendant has had actual knowledge of the ’334 patent and its infringement
13 thereof since at least the filing of this Amended Complaint. Upon information and belief,
14 Defendant’s continued infringement of the ’334 patent is willful.

15 **COUNT IV**
16 **PATENT INFRINGEMENT OF UNITED STATES PATENT NO. 10,666,309**

17 51. NPI realleges and incorporates by reference the allegations in paragraphs 1-50
18 above.

19 52. Defendant has directly infringed and continues to directly infringe at least claim 1
20 of the ’309 patent by making, using, offering to sell, and selling within the United States and/or
21 importing into the United States cases and cradle kits that infringe the ’309 patent (the “’309
22 Accused Products”), including but not limited to the GPS Lockbox ATMOS Temperature
23 Controlling Cradle Kit for Samsung Galaxy TAB A 8”; the ELD Vehicle Mount Kit for Samsung
24 Galaxy TAB A 8”; the Flex II Pro Cradle Kit For Samsung Galaxy TAB A WiFi 8” Tablet; the
25 Flex III ATMOS Cradle Kit For Samsung TAB ACTIVE 2; the Flex II Cradle Kit For Samsung
26 Galaxy TAB ACTIVE 2; the Eclipse PTT And ATMOS Temperature Controlling Cradle Package
27 For Samsung Galaxy “TAB A” Android Tablet; Eclipse PTT And ATMOS Temperature

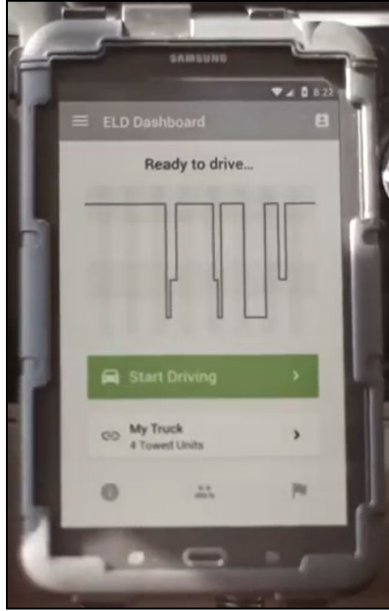
1 Controlling Cradle Package For Samsung Galaxy “TAB E” Android Tablet; the GPS Lockbox
2 Push To Talk And Cradle Package For Samsung TAB E 8” Tablet; the GPS Lockbox Push-To-
3 Talk And Cradle Package For Samsung TAB A 8” Tablet; and the GPS Lockbox Push-To-Talk
4 And Cradle Package For Samsung TAB A WIFI 8” Tablet.; the Flex II Case Of Samsung Galaxy
5 Tab A WiFi 8” Tablet W/ Offset Cap And Mag; the GPS Lockbox Rugged Case For Samsung
6 Galaxy Tab A 8” Tablet; the GPS Lockbox Rugged Case For Samsung Tab E 8” Tablet W/
7 Magnetic Charger & Cable; the GPS Lockbox Rugged FlexII Case For Samsung TAB A 8”
8 Tablet (W/ Magnetic Connector); and the GPS Lockbox Samsung TAB Active 2 Rugged Case
9 Only For Vehicles W/ Magnetic Connector.

10 53. Inspection of the GPS Lockbox ATMOS Temperature Controlling Cradle Kit for
11 Samsung Galaxy TAB A 8” demonstrates that, when used in conjunction with a portable
12 electronic device, it meets each and every element of claim 1, either literally or by the doctrine of
13 equivalents. For example, Defendant’s website depicts the GPS Lockbox ATMOS Temperature
14 Controlling Cradle Kit for Samsung Galaxy TAB A 8” as comprising the docking system of claim
15 1:



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1 Additionally, Defendant's website depicts the GPS Lockbox ATMOS Temperature
2 Controlling Cradle Kit for Samsung Galaxy TAB A 8" in conjunction with a portable electronic
3 device:



14 (https://iipstore.com/index.php?route=product/product&path=61&product_id=42)

15 54. The GPS Lockbox ATMOS Temperature Controlling Cradle Kit for Samsung
16 Galaxy TAB A 8" depicted above is exemplary. The GPS Lockbox ATMOS Temperature
17 Controlling Cradle Kit for Samsung Galaxy TAB A 8" includes, for example, an docking cradle
18 comprising a base receiver configured to receive an electronic device having a male connector,
19 extending away from a remainder of the electronic device and having a plurality of contacts. The
20 base receiver further comprises a docking support surface. The docking cradle of the GPS
21 Lockbox ATMOS Temperature Controlling Cradle Kit for Samsung Galaxy TAB A 8" includes a
22 female connector disposed within the docking support surface of the base receiver and extending
23 into the base receiver with a plurality of contacts configured to connect with one or more of the
24 plurality of contacts of the male connector when the male connector is received within the female
25 connector of the base receiver. The female connector further defines a rim to guide proper mating
26 of the male connector of the electronic device into the female connector of the docking cradle,
27 wherein the contacts of the female connector are biasing contacts that move when the electronic

1 device is received.

2 55. Further, the electronic device of the GPS Lockbox ATMOS Temperature
3 Controlling Cradle Kit for Samsung Galaxy TAB A 8” is comprises the male connector, wherein
4 the male connector extends away from a remainder of the electronic device and further comprises
5 a cover. Additionally, when a portable electronic device is inserted into the cover, the electronic
6 device comprises a female socket. The cover of electronic device further includes the male
7 connector, a shell forming an interior cavity, and a male plug comprising a plurality of connectors
8 extending into the interior cavity of the shell in an arrangement for mating with the female socket
9 of the electronic device, wherein the plurality of contacts of the male connector are adjacent to an
10 exterior of the shell and electrically coupled to one or more of the connectors of the male plug.

11 56. Upon information and belief, Defendant has induced and continues to induce
12 infringement of one or more claims of the '309 patent, including but not limited Claim 1, by
13 inducing its customers and other third parties to use without authorization the docking systems
14 claimed in the '309 patent, including the '309 Accused Products in conjunction with a portable
15 electronic device. The use, without authorization, of the '309 Accused Products in conjunction
16 with a portable electronic device constitutes infringement, literally or under the doctrine of
17 equivalents, of one or more claims of the '309 patent by such customers or third parties.
18 Defendant's acts of inducement include: providing its customers with the '309 Accused Products
19 and intending customers to use the '309 Accused Products in conjunction with a portable
20 electronic device; advertising these products and their intended use through its own and third-
21 party websites (for example,
22 https://iipstore.com/index.php?route=product/product&path=61&product_id=42); offering
23 technical support to its customers for these products (for example,
24 https://iipstore.com/index.php?route=information/information&information_id=9); and providing
25 instructions on how to use these products.

26 57. Upon information and belief, Defendant has contributed to and continues to
27 contribute to infringement of one or more claims of the '309 patent, including but not limited to

1 Claim 1, by, without authority, selling and/or offering to sell within the United States, importing,
2 and/or supplying components of systems that comprise the patented invention, including but not
3 limited to the '309 Accused Products. These components supplied by Defendant are key
4 components to the docking systems claimed in the '309 patent. When, for example, a portable
5 electronic device is placed within these products the claimed arrangements are formed, thereby
6 infringing, either literally or under the doctrine of equivalents, one or more claims of the '309
7 patent. Upon information and belief, Defendant supplied and continues to supply these
8 components, including without limitation the '309 Accused Products, with the knowledge of the
9 '309 patent and with the knowledge that these components constitute materials parts of the
10 inventions claimed in the '309 patent. Further, Defendant knows that these components are
11 especially made and/or especially adapted for use as claimed in the '309 patent. Moreover,
12 Defendant knows that there is no substantial non-infringing use of these components.

13 58. As a direct and proximate consequence of Defendant's infringement of the '309
14 patent, NPI has suffered irreparable harm, and NPI will continue to suffer irreparable harm in the
15 future unless Defendant is enjoined from infringing the '309 patent.

16 59. Defendant has had actual knowledge of the '309 patent and its infringement
17 thereof since NPI's service of infringement contentions for the '309 patent on October 26, 2020,
18 and, upon information and belief, Defendant has had knowledge of the '309 patent pre-dating
19 October 26, 2020 based on its research of patents and applications related to the other patents-in-
20 suit before and/or during this action. Upon information and belief, Defendant's continued
21 infringement of the '309 patent is willful.

22 **PRAYER FOR RELIEF**

23 WHEREFORE, NPI prays for the following relief:

- 24 a. A judgment that Defendant has infringed the '026, '515, '334, and '309 patents;
25 b. An order preliminarily and permanently enjoining and restraining Defendant, its
26 officers, directors, agents, servants, employees, licensees, attorneys, and all other
27

1 persons acting under or through them, directly or indirectly, from infringing the
2 '026, '515, '334, and '309 patents;

3 c. A judgment and order requiring that Defendant pay damages under 35 U.S.C.
4 § 284, with prejudgment and post-judgment interest;

5 d. A judgment that Defendant's infringement has been willful, and a three-fold
6 increase in damages;

7 e. A judgment and order directing Defendant to pay the costs of this action, including
8 all disbursements and attorney fees as provided by 35 U.S.C. § 285, with
9 prejudgment interest; and

10 f. Such other and further relief as the Court may deem just and equitable.

11 **DEMAND FOR JURY TRIAL**

12 NPI hereby demands a trial by jury of all issues so triable.

13
14 Dated: November 11, 2020

Respectfully submitted,

FENWICK & WEST LLP

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