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CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
CLEVELAND

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

SCHNEIDER SADDLERY CO., INC. )  
8255 E. Washington St. )  
Chagrin Falls, Ohio 44023 )

Plaintiff, )

v. )

DALE CHAVEZ CO. )  
33850 Temecula Creek Road )  
Temecula, California 92592 )

Defendant. )

1:01CV2213

Civil Action No.

COMPLAINT AND JURY TRIAL DEMAND  
JUDGE GAUGHAN

MAG. JUDGE VECCHIARELLI

Plaintiff Schneider Saddlery Co., Inc. ("Schneiders"), for its claims against defendant Dale Chavez Company ("Chavez"), alleges as follows:

THE PARTIES

1. Plaintiff Schneiders is a corporation organized and existing under the laws of the State of Ohio that maintains its principal place of business in Chagrin Falls, Ohio.
2. Defendant Chavez is a sole proprietorship that maintains its principal place of business in Temecula, California.

**JURISDICTION AND VENUE**

3. This action arises under the patent laws of the United States, Title 35, United States Code. The subject matter jurisdiction of this Court is proper under 28 U.S.C. §§ 1331 and 1338.
4. Personal jurisdiction exists over defendant Chavez because defendant Chavez has minimum contacts with this forum as a result of business regularly conducted within the State of Ohio and within this judicial district. Defendant Chavez regularly sells or has sold infringing product in this judicial district.
5. Venue is proper in this Court under 28 U.S.C. §§ 1391(b)(1) and (c).

**THE PATENTS**

6. On November 21, 2000, United States Letters Patent No. 6,148,592 ("the '592 patent") entitled "Direct Contact Rein," was duly and legally issued to Schneiders as the assignee of the named inventor Stanley K. Schneider. Since that date, Schneiders has been the owner of all right, title and interest in the '592 patent. A true and correct copy is attached as Exhibit A hereto.
7. Products made and sold by Schneiders, in accordance with the '592 patent, have been marked with the legend "Patent Pending" beginning as early as May 1999. Such products are now marked with the number of the '592 patent.
8. On May 1, 2001, United States Letters Patent No. 6,223,508 ("the '508 patent"), entitled "Direct Contact Rein," was duly and legally issued to Schneiders as the assignee of the named inventor Stanley K. Schneider. Since that date, Schneiders has been the owner of all right, title and interest in the '508 patent. A true and correct copy is attached as Exhibit B hereto.
9. Products made and sold by Schneiders, in accordance with the '508 patent, have been marked with the legend "Patent Pending" beginning as early as May 1999.

**COUNT I: INFRINGEMENT OF THE '592 PATENT**

10. Plaintiff incorporates by reference the allegations set forth in paragraphs 1 through 9 as if fully rewritten herein.
11. On information and belief, defendant Chavez is infringing the '592 patent by offering to sell and selling products that infringe the '592 patent, without authority or license from Schneiders.
12. On information and belief, defendant Chavez is willfully and wantonly infringing the '592 patent, without authority or license from Schneiders.

13. Plaintiff Schneiders has been damaged, in an amount yet to be determined, by defendant Chavez's acts of infringement, and will continue to be damaged by such acts in the future, unless defendant Chavez is enjoined by this Court.

**COUNT II: INFRINGEMENT OF THE '508 PATENT**

14. Plaintiff incorporates by reference the allegations set forth in paragraphs 1 through 13 as if fully rewritten herein.
15. On information and belief, defendant Chavez is infringing the '508 patent by offering to sell and selling products that infringe the '508 patent, without authority or license from Schneiders.
16. On information and belief, defendant Chavez is willfully and wantonly infringing the '508 patent, without authority or license from Schneiders.
17. Plaintiff Schneiders has been damaged, in an amount yet to be determined, by defendant Chavez's acts of infringement, and will continue to be damaged by such acts in the future, unless defendant Chavez is enjoined by this Court.

**RELIEF**

WHEREFORE, Plaintiff Schneiders respectfully requests the following relief:

- A. That the Court adjudge and decree that defendant Chavez has infringed and is infringing the '592 and '508 patents;
- B. That the Court enter a permanent injunction enjoining defendant Chavez, its officers, employees, agents, and all others acting in concert with it or participating with it from further acts that infringe the '592 and '508 patents;

C. That defendant Chavez be ordered by this Court to account for and pay to plaintiff Schneiders damages adequate to compensate plaintiff for defendant Chavez's infringement of the '592 and '508 patents;

D. That the Court treble the damages for willfully infringing the '592 and '508 patents.

E. That the Court award interest on the damages;

F. That the Court award plaintiff's costs and attorney's fees incurred in this action; and

G. That the Court award such other relief as it deems just and proper.

Respectfully submitted,



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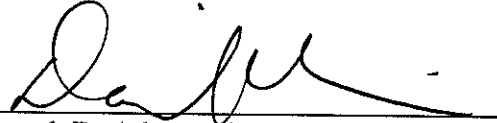
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ATTORNEYS FOR PLAINTIFF

SCHNEIDER SADDLERY CO., INC.

**JURY TRIAL DEMAND**

Plaintiff, Schneider Saddlery Co., Inc., respectfully requests a trial by jury of all issues so triable in this action.



Kenneth R. Adamo (State Bar No. 0009303)  
David M. Maiorana (State Bar No. 0071440)

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SCHNEIDER SADDLERY CO., INC.