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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

10 SUNSHINE ENCLOSURES LLC,

11 Plaintiff,

12 v.

13 FINAL BELL CORP., A CALIFORNIA
14 CORPORATION; 14TH ROUND, INC.,
15 A DELAWARE CORPORATION,
16

17 Defendants.

Case No. 2:23-cv-08466-CAS-AGR

FIRST AMENDED COMPLAINT

DEMAND FOR JURY TRIAL

18
19 Plaintiff, Sunshine Enclosures LLC (“SE” or “Plaintiff”) hereby alleges for its
20 First Amended Complaint against Final Bell Corp. (“Final Bell”) and 14th Round, Inc.
21 (“14th Round”) (collectively, “Defendants”) on personal knowledge as to its own
22 activities and on information and belief as to all other matters, as follows:

23 **NATURE OF THE ACTION**

24 1. This is an action for patent infringement, trade dress infringement, and
25 related claims.

26 2. SE is a global manufacturing, engineering, and design firm specializing in
27 high-quality packaging solutions. SE’s personalized customer focus and ceaseless
28 aspiration for delivering unparalleled and sustainable packaging solutions has enabled

1 it to consistently deliver high-quality products across numerous industries.

2 3. In five short years after incorporation, SE has transformed the packaging
3 industry with its contemporary designs, including those encompassed by US Patent No.
4 D969,604 (the “’604 Patent”) and SE’s Slide Box Trade Dress (as defined below).

5 4. The innovative and unique design of SE’s products has been recognized
6 by hundreds of brands who have selected SE as their packaging partner.

7 5. In a transparent attempt to improperly benefit from SE’s protected designs,
8 Defendants began a campaign to redesign their products to mimic SE’s aesthetic,
9 thereby infringing the ’604 Patent and SE’s rights in the Slide Box Trade Dress.

10 6. SE has thus been forced to file this action to vindicate its rights.

11 **PARTIES**

12 7. SE is a New York limited liability company with a place of business at 171
13 Madison Ave, Suite 1501, New York, NY 10016. SE specializes in innovative and
14 distinct packaging solutions.

15 8. Upon information and belief, Final Bell is a California corporation with a
16 principal place of business at 7731 Hayvenhurst Ave., Unit B, Van Nuys, CA 91406.

17 9. Upon information and belief, 14th Round is a Delaware corporation with
18 a principal place of business at 7720 Airport Business Park Way, Van Nuys, CA 91406.

19 **JURISDICTION AND VENUE**

20 10. This action arises under 35 U.S.C. § 100, et seq., 15 U.S.C. § 1051 et seq.,
21 and the laws of the State of California.

22 11. Subject matter jurisdiction over the claims is conferred upon this Court by
23 15 U.S.C. § 1121, 28 U.S.C. § 1331, 28 U.S.C. § 1367, and 28 U.S.C. § 1338(a)-(b).

24 12. This Court also has personal jurisdiction over Defendants because, upon
25 information and belief, each defendant maintains continuous and systematic contacts
26 within California, maintains retail stores, warehouses and/or distribution centers within
27 this state, derives substantial revenue from the state, and/or has committed acts giving
28 rise to this action within California and within this District.

1 13. The exercise of personal jurisdiction comports with each defendant’s right
2 to due process because each defendant has purposefully availed itself of the privilege
3 of conducting activities within this District, such that it should reasonably anticipate
4 being hailed into court here.

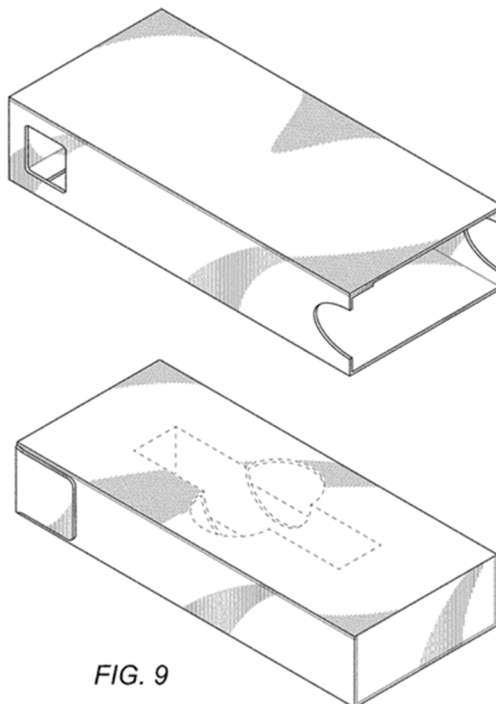
5 14. Venue is proper in this District pursuant to 28 U.S.C. § 1391(b) and (c)
6 and § 1400(b) at least because each defendant transacts business within this District,
7 which includes one or more acts of making, selling, using, importing, and/or offering
8 for sale infringing products within this District, thus committing acts in this District
9 giving rise to this action.

10 **FACTS COMMON TO ALL CAUSES OF ACTION**

11 **The ’604 Patent**

12 15. US Patent No. D969,604 (entitled “Inviolable box”) was duly and legally
13 issued by the USPTO on November 15, 2022, and names SE as its Assignee. Attached
14 as Exhibit A is a true and correct copy of the ’604 Patent.

15 16. The ’604 Patent encompasses the design for an inviolable box, including as
16 shown in FIG. 9 of the patent:



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27 FIG. 9

28 **’604 Patent (Fig. 9)**

1 17. SE’s products, which embody the ’604 Patent, are well-known and are
2 sold throughout the United States and the world.

3 **SE’s Slide Box Trade Dress**

4 18. SE’s slide box, shown below, incorporates distinctive, non-functional,
5 aesthetic features that, together, comprise its unique design.

6 19. Through continued use and advertising, SE’s unique slide box design
7 features have become well-known indicators of the origin and quality of SE’s slide box.

8 20. SE offers for sale its slide box, including as shown below (the “Slide
9 Box”):



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21 **SE’s Slide Box**

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23 21. The Slide Box includes unique, distinctive design features, as set forth
24 below.

25 22. SE has invested significantly in the design, development, manufacture, and
26 marketing of the Slide Box. SE’s success has been driven in large part by SE’s
27 painstaking curation and investment in its groundbreaking Slide Box design.

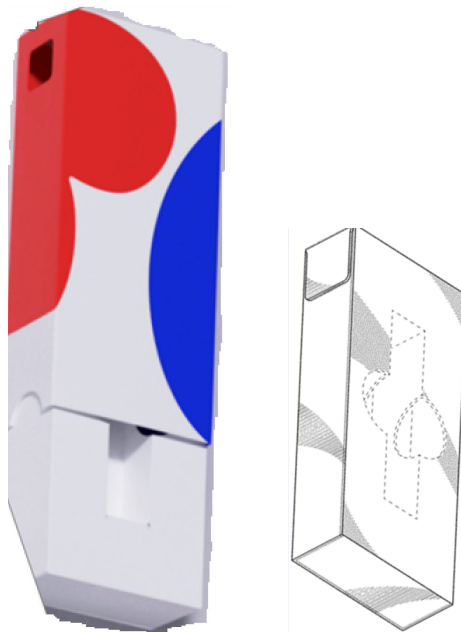
28 23. SE’s Slide Box incorporates numerous distinctive and non-functional

1 design features that identify, to consumers, that the product is made by SE.

2 24. As a result of at least its continuous and exclusive use of this design, as
3 well as its marketing, advertising, sales, and media coverage, SE has acquired secondary
4 meaning in its Slide Box design, and also owns trade dress rights in the design and
5 appearance of its Slide Box, which consumers know to be uniquely associated with SE.

6 25. Through that extensive and continuous use, SE's Slide Box trade dress (as
7 defined below) has become a well-known indicator of the origin and quality of SE's
8 Slide Box and has also acquired substantial secondary meaning in the marketplace.

9 26. SE's Slide Box includes unique features as shown and described below:



20 **Slide Box (outer sleeve member and insert)**

21 27. The trade dress that SE uses to identify itself as the exclusive source of its
22 Slide Box consists of the unique combination of:

- 23 (a) a three-dimensional rectangular outer sleeve member having
24 (b) two parallel long sides,
25 (c) two parallel short sides,
26 (d) a closed top, and
27 (e) an open bottom,

28 where both of the short sides of the outer sleeve member have:

1 (f1) a symmetrical rounded cutout located on the end of the short side
2 adjacent to the open bottom, where (f1a) the apex of the rounded cutout reaches
3 a point along the short side closest to the closed top, and

4 (f2) a symmetrical, self-contained cutout positioned along the end of the
5 short side adjacent to the closed top; and

6 (g) a rectangular insert having (g1) two quadrilateral flap members extending
7 from, and located on, either side of a distal end of the insert

8 (the “SE Trade Dress”).

9 28. SE’s Slide Box is distinctive due to its radical departure from conventional
10 packaging designs. Conventional packaging, such as is shown below, comprise singular
11 boxes notably void of cutouts or flaps as in the Slide Box Trade Dress. The SE Trade
12 Dress also utilizes an insert which slides into a sleeve. A Google search for “vape
13 cartridge packaging” returns boxes like the one shown below, or boxes that only utilize
14 a tray and a sleeve. No cutouts (like those in SE’s Slide Box), are found.



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25 29. SE’s trade dress, as embodied in its packaging, is non-functional. Normal
26 overlapped flap openings for packaging (such as shown immediately above) are
27 preferred because they are economically friendly due to thinner paperboard being
28 utilized in their construction.

1 30. SE’s packaging is therefore non-functional.

2 31. Accordingly, the SE Trade Dress (as described above) is arbitrary, unique,
3 aesthetic, and not functional.

4 **Defendants’ Infringement**

5 32. Upon information and belief, Defendants have, and continue to, infringe
6 the ’604 Patent by manufacturing, selling, marketing, offering for sale, and/or
7 advertising a packaging implement (the “Final Bell Product”) embodying SE’s patented
8 design.

9 33. For example, upon information and belief, 14th Round manufactures,
10 imports, markets, offers for sale, and/or sells the Final Bell Product in the U.S.

11 34. Upon information and belief, Final Bell imports, distributes, markets,
12 offers for sale, and/or sells the Final Bell Product in the U.S.

13 35. The Final Bell Product is offered in variations including: an Alien Labs
14 form (the “Alien Labs Package”), a Connected form (the “Connected Package”), and a
15 Nightshade form (the “Nightshade Package”) (collectively, the “Infringing Products”).

16 36. Screenshots of various offerings for sale are attached as Exhibit B.
17 Exemplary photographs of the Infringing Products are also shown below:



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27 **Connected Package**



28 **Nightshade Package**

1 37. Defendants at least promote and/or offer for sale the Alien Labs Package
2 and the Connected Package in the U.S., including through Final Bell’s website¹ as
3 evidenced by the below screenshots:



18 **Alien Labs Package**



19 **Connected Package**

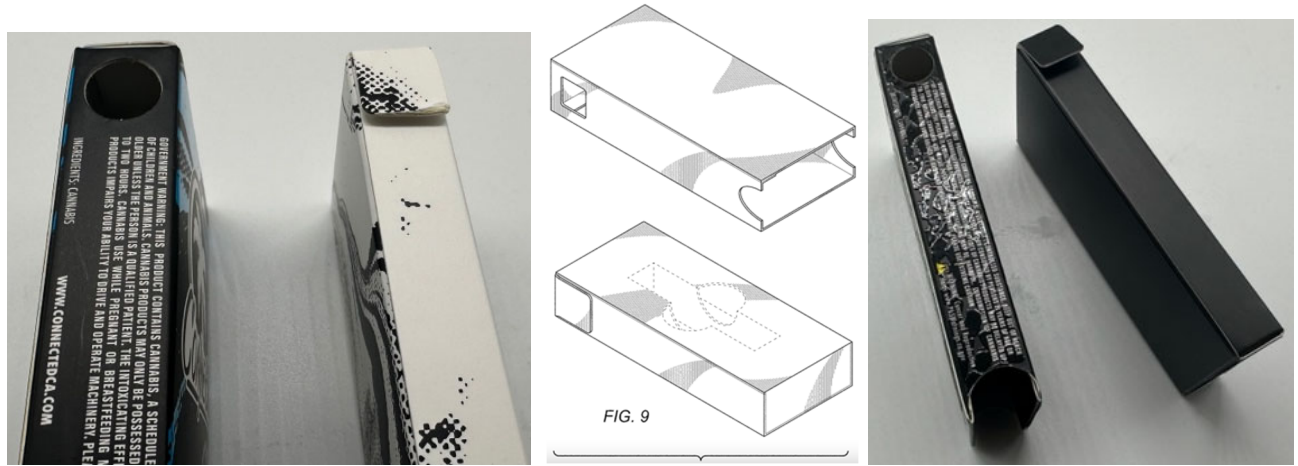
20 38. Upon information and belief, the Infringing Products are manufactured,
21 imported into the U.S., and/or sold by 14th Round.

22 39. Upon information and belief, the Infringing Products have been
23 distributed, sold, marketed, and/or offered for sale in the United States by Final Bell,
24 including on websites such as weedmaps.com and weedbates.com.

25 40. Upon information and belief, 14th Round has manufactured the Infringing
26 Products using SE’s designs as encompassed by the ’604 Patent.
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¹ <https://www.finalbell.com/pages/clients#featured-products> (last accessed January 23, 2024).

1 41. A side-by-side comparison is shown below:



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Connected Package '604 Patent (Fig. 9) Nightshade Package

11 42. At least Final Bell has knowledge of the '604 Patent, and its acts of
12 infringement have been willful and in disregard for the patent, without any reasonable
13 basis for believing that it had the right to engage in infringing conduct.

14 43. Specifically, on May 3, 2023, SE sent Final Bell a cease-and-desist letter
15 requesting that it halt its infringing activities (the "First Letter"). Final Bell failed to
16 acknowledge this letter.

17 44. Having received no response, on May 18, 2023, SE sent Final Bell a second
18 cease-and-desist letter (the "Second Letter").

19 45. The Second Letter informed Final Bell that its continued infringement was
20 willful and warned Final Bell that, absent a response, SE would file this action. Final
21 Bell again failed to respond.

22 46. SE has thus been left with no choice but to file this action in order to protect
23 its rights under the '604 Patent.

24 47. Since at least May 3, 2023, at least Final Bell has had actual knowledge of
25 the '604 Patent, as evidenced by the First Letter. Despite its knowledge of infringement,
26 Final Bell has willfully continued to manufacture and/or sell the Infringing Products.

27 48. At least Final Bell has acted in bad faith and has continued to infringe since
28 that time with complete and willful disregard of the '604 Patent and SE's rights.

1 49. Final Bell's actions evidence a willful and wanton disregard of SE's rights
2 vis-à-vis the '604 Patent.

3 50. Defendants have infringed SE's rights in and to the '604 Patent out of a
4 desire to profit, without regard or respect for U.S. patent laws.

5 51. At least Final Bell's acts are willful with the deliberate intent to trade on
6 the goodwill of SE's '604 Patent, and Defendants actions are intended to cause
7 confusion and deception in the marketplace and divert potential sales of SE's packaging
8 to Defendants.

9 52. Upon information and belief, Defendants intended to divert profits from
10 SE to Defendants, thus having an overall oppressive impact on SE's business.

11 53. Defendants have also fraudulently infringed and misappropriated the SE
12 Trade Dress in an attempt to pass off the Infringing Products as originating from SE.

13 54. Defendants' infringement, including Final Bell's willful infringement, has
14 damaged and continues to damage SE. Moreover, such infringement has directly
15 resulted in SE suffering monetary damage, including a substantial loss of business.

16 55. Upon information and belief, at least Final Bell willfully copied the design
17 of SE's Slide Box, despite SE's Trade Dress and patent rights, as set forth herein.

18 56. Defendants, in a concerted effort, have purposefully advertised, promoted,
19 manufactured, imported, offered for sale, sold, distributed products (including the
20 Infringing Products), and continue to do so, in violation of SE's rights, including those
21 protected by SE's Trade Dress and patent rights.

22 57. Specifically, Final Bell has advertised, promoted, offered for sale, sold,
23 distributed, and continues to advertise, promote, offer for sale, sell, and distribute the
24 Infringing Products in the U.S.

25 58. 14th Round has purposefully advertised, promoted, offered for sale, sold,
26 distributed, and continues to advertise, promote, offer for sale, sell, and distribute the
27 Infringing Products in the U.S.

28 59. Defendants' Infringing Products are confusingly similar imitations of SE's

1 Slide Box and are offered to the same consumers in substantially the same form.

2 60. Both 14th Round's and Final Bell's actions have been without the
3 authorization of SE.

4 61. Specifically, as detailed herein, each defendant advertises, promotes,
5 manufactures, imports, offers for sale, sells, and/or distributes products, each of which
6 infringe SE's Trade Dress.

7 62. For example, As shown below, the Infringing Products include SE's
8 unique combination of:

9 (a) a three-dimensional rectangular outer sleeve member having

10 (b) two parallel long sides,

11 (c) two parallel short sides,

12 (d) a closed top, and

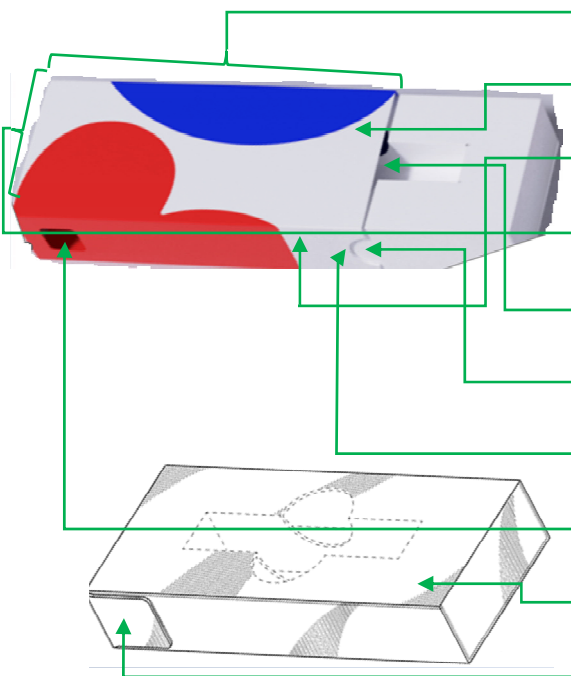

13 (e) an open bottom,

14 where both of the short sides of the outer sleeve member have:

15 (f1) a symmetrical rounded cutout located on the end of the short side
16 adjacent to the open bottom, where (f1a) the apex of the rounded cutout reaches
17 a point along the short side closest to the closed top, and

18 (f2) a symmetrical, self-contained cutout positioned along the end of the
19 short side adjacent to the closed top; and

20 (g) a rectangular insert having (g1) two quadrilateral flap members extending
21 from, and located on, either side of a distal end of the insert.

SE	element	Defendant
	<p>(a)</p> <p>(b)</p> <p>(c)</p> <p>(d)</p> <p>(e)</p> <p>(f1)</p> <p>(f1a)</p> <p>(f2a)</p> <p>(g)</p> <p>(g1)</p>	

63. The trade dress that Defendants use for the Infringing Products renders Defendants’ Infringing Products nearly identical and confusingly similar to SE’s distinctive Slide Box.

64. Because Defendants’ Infringing Products include each element of SE’s Trade Dress – and arrange each element in the same combination as in SE’s Trade Dress – they infringe SE’s Trade Dress.

65. SE used its Trade Dress extensively and continuously before Defendants began advertising, promoting, selling, offering to sell, manufacturing, importing, or distributing the Infringing Products.

66. Upon information and belief, SE’s extensive use of its Trade Dress caused Defendants to identify SE’s Slide Box as its motivation in branding and launching.

67. Moreover, SE’s Trade Dress has become famous and acquired secondary meaning in the United States in general, including in California in particular, before Defendants commenced their unlawful use. Consumers associate the above-identified

1 Trade Dress with SE and understand that such products are made by SE.

2 **CAUSES OF ACTION**

3 **COUNT I – INFRINGEMENT OF U.S. PATENT NO. D969,604**

4 **(ALL DEFENDANTS)**

5 68. SE re-alleges and incorporates the allegations in each of the paragraphs in
6 this Complaint as if fully set forth herein.

7 69. Final Bell has infringed and continues to infringe the '604 Patent at least
8 through its sale, offer for sale and/or marketing of the Infringing Products, which it
9 offers for sale and sells on various online retailers.

10 70. 14th Round has infringed and continues to infringe the '604 Patent at least
11 through its manufacture, importation, distribution, and/or sale of the Infringing
12 Products.

13 71. An ordinary observer, giving such attention as a purchaser usually gives,
14 would be so deceived by the substantial similarity between the designs so as to be
15 induced to purchase the Infringing Products, believing them to be substantially the same
16 as SE's design as encompassed by the '604 Patent.

17 72. Defendants' infringement has damaged and continues to damage and
18 injure SE. The injury is irreparable and will continue unless and until Defendants are
19 enjoined from further infringement.

20 73. SE is entitled to a complete accounting of all revenue and profits derived
21 by Defendants from the unlawful conduct alleged herein, including without limitation
22 Defendants' total profits pursuant to 35 U.S.C. § 289.

23 74. Defendants have engaged and are currently engaged in willful and
24 deliberate infringement of the '604 Patent. For example, Final Bell's willful
25 infringement is evident, at least by the First and Second Letters.

26 75. Accordingly, SE is entitled to treble damages pursuant to 35 U.S.C. § 284.
27 Moreover, such willful and deliberate infringement qualifies this action as an
28 exceptional case supporting an award of reasonable attorney's fees pursuant to 35

1 U.S.C. § 285.

2 76. SE is entitled to a permanent injunction preventing Defendants from
3 further infringement of the '604 Patent.

4 **COUNT II – TRADE DRESS INFRINGEMENT UNDER § 43(A) OF THE**
5 **LANHAM ACT 15 U.S.C. § 1125(A) (ALL DEFENDANTS)**

6 77. SE re-alleges and incorporates the allegations in each of the paragraphs in
7 this Complaint as if fully set forth herein.

8 78. Defendants' advertisement, promotion, manufacture, import, offering for
9 sale, selling and distributing the Infringing Products violates § 43(a) of the Lanham Act,
10 15 U.S.C. § 1125(a), by infringing SE's Trade Dress.

11 79. For example, Final Bell is at least promoting, offering for sale, selling and
12 distributing the Infringing Products.

13 80. By way of further example, 14th Round is at least manufacturing and
14 importing the Infringing Products.

15 81. SE's Trade Dress is entitled to protection under the Lanham Act.

16 82. SE's Trade Dress includes a unique, distinctive, and non-functional design.

17 83. SE has extensively and continuously promoted and used its trade dress in
18 the United States. Through that extensive and continuous use, SE's Trade Dress has
19 become a well-known indicator of the origin and quality of SE's products and has also
20 acquired substantial secondary meaning in the marketplace.

21 84. Defendants' use of SE's Trade Dress and/or colorable imitations thereof is
22 likely to cause confusion, mistake, or deception as to the affiliation, connection, and/or
23 association of Defendants' Infringing Products with SE and as to the origin, sponsorship
24 and/or approval of Defendants' Infringing Products, at least by creating the false and
25 misleading impression that its Infringing Products are manufactured by, authorized by,
26 or otherwise associated with SE.

27 85. Defendants' use of SE's Trade Dress has caused and, unless enjoined, will
28 continue to cause substantial and irreparable injury to SE for which SE has no adequate

1 remedy at law, including at least substantial and irreparable injury to the goodwill and
2 reputation for quality associated with SE's Trade Dress with SE and SE's products.

3 86. Upon information and belief, Defendants' use of SE's Trade Dress and
4 colorable imitations thereof has been intentional, willful, and malicious. Defendants'
5 bad faith is evidenced at least by the similarity of their Infringing Products to SE's Trade
6 Dress and by Defendants' continuing disregard for SE's rights.

7 87. SE is entitled to injunctive relief, and SE is entitled to recover at least
8 Defendants' profits, SE's actual damages, enhanced damages, costs, and reasonable
9 attorney fees under at least 15 U.S.C. §§ 1125(a), 1116, and 1117.

10 **COUNT III – FEDERAL UNFAIR COMPETITION, 15 U.S.C. § 1125(a)**
11 **(ALL DEFENDANTS)**

12 88. SE re-alleges and incorporates the allegations in each of the preceding
13 paragraphs as if fully set forth herein.

14 89. Defendants' activities as described above constitute infringement of SE's
15 trade dress, false designations of origin, and unfair competition, in violation of 15
16 U.S.C. § 1125(a).

17 90. Final Bell is willfully, fraudulently, oppressively, maliciously and
18 unlawfully attempting to pass off, and is passing off, the Infringing Products as being
19 approved and/or authorized by SE.

20 91. 14th Round is fraudulently, oppressively, maliciously and unlawfully
21 attempting to pass off, and is passing off, the Infringing Products as being approved
22 and/or authorized by SE.

23 92. Defendants' use in commerce of the Infringing Products continues to
24 confuse and deceive consumers as to the source of origin of the goods and services for
25 which SE has invested substantial time, effort and money in developing and further
26 damages SE's goodwill and reputation.

27 93. Defendants have been palming off its goods as SE's goods. Consumers
28 have been and continue to be confused as to whether Defendants' Infringing Products

1 are affiliated with SE.

2 94. The damage suffered by SE is irreparable and will continue unless
3 Defendants are restrained by this Court from further infringement.

4 95. Defendants' willful, deliberate and malicious conduct constitutes unfair
5 competition with SE.

6 96. Such conduct by Defendants is the sole reason for Defendants' ability to
7 market and sell their unauthorized Infringing Products, which are unauthorized copies
8 that embody SE's Slide Box.

9 97. Defendants have been unjustly enriched through their flagrantly unlawful
10 conduct, and all remedies available at law and in equity are justified.

11 98. SE has no adequate remedy at law in the continuing nature of the unfair
12 competition, which will result in irreparable harm to SE should Defendants not be
13 enjoined from such acts.

14 **COUNT IV – COMMON LAW TRADE DRESS INFRINGEMENT**
15 **(ALL DEFENDANTS)**

16 99. SE re-alleges and incorporates the allegations in each of the preceding
17 paragraphs as if fully set forth herein.

18 100. Defendants' acts, described herein, constitute common law trade dress
19 infringement and unfair competition under state law.

20 101. SE has been damaged and will continue to be damaged by Defendants'
21 infringing activities.

22 102. SE has no adequate remedy at law and is entitled to an injunction prohibit
23 Defendants from continuing the infringing practices described herein.

24 103. SE is also entitled to an award of any profits and damages arising from
25 Defendants' wrongful use of the SE Trade Dress.

26 104. Upon information and belief, Defendants' conduct was and is willful,
27 wanton, malicious, and in conscious disregard of SE's rights, thereby justifying an
28 award of punitive damages in an amount to be determined at trial.

1 Defendants as follows:

- 2 A. Granting judgment in favor of SE and against Defendants on all
3 claims;
- 4 B. Adjudging that Defendants have infringed the '604 Patent in
5 violation of 35 U.S.C. § 271;
- 6 C. Adjudging that Defendants' infringement was willful;
- 7 D. Preliminarily and permanently enjoining Defendants, their officers,
8 agents, subsidiaries, servants, partners, employees, attorneys,
9 investors, consultants and all others in active concert or participation
10 with them, from (1) making any use of Plaintiff's products, or any
11 designation of origin confusingly similar thereto, including offering
12 to sell, selling, distributing, or importing into the U.S. packaging
13 confusingly similar thereto; (2) manufacturing, importing,
14 advertising, marketing, promoting, supplying, distributing, offering
15 for sale, or selling the Infringing Products or any products
16 confusingly similar thereto; (3) engaging in any other activity
17 constituting unfair competition with Plaintiff, or acts and practices
18 that deceive consumers, the public, and/or trade, including without
19 limitation, the use of designations and design elements used or
20 owned by or associated with Plaintiff; and (4) committing any other
21 act which falsely represents or which has the effect of falsely
22 representing that Defendants' Infringing Products are licensed by,
23 authorized by, offered by, produced by, sponsored by, or in any
24 other way associated with Plaintiff;
- 25 E. Ordering Defendants to recall from any distributors and retailers and
26 to deliver to Plaintiff for destruction or other disposition all
27 remaining inventory of all Infringing Products and related items,
28 including all advertisements, promotional and marketing materials

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therefore, as well as means of making same;

- F. Ordering an accounting by Defendants of all gains, profits and advantages derived from its wrongful acts;
- G. Ordering third party platforms to cease all sales of the Infringing Products;
- H. Ordering third party platforms to freeze Defendants' accounts;
- I. Order Defendants, at their own expense, to withdraw from the market, account for and properly destroy any and all products bearing the Trade Dress;
- J. Order Defendants, pursuant to 15 U.S.C. § 1116, to serve on Plaintiff within thirty (30) days after service on Defendants of preliminary or permanent injunctive orders, a report in writing, under oath, setting forth in detail the manner and form in which Defendants have complied with the injunction.
- K. Order Defendants to account for, and pay over to Plaintiff, Defendants' profits and all damages sustained by Plaintiff;
- L. Increase the amount of damages and/or profits awarded to Plaintiff, as provided by law;
- M. Award Plaintiff such treble and punitive damages for Defendants' willful and intentional acts of patent infringement, unfair competition and infringement of Plaintiff's rights that the Court shall deem just and proper;
- N. Award Plaintiff the fees, costs and disbursements, and interest, expended in connection with any actions taken to investigate and confirm the claims made herein;
- O. Declaring Plaintiff as the prevailing party and this case as exceptional, and awarding Plaintiff its reasonable attorneys' fees, pursuant to 15 U.S.C. § 1117(a);

- 1 P. Ordering that Defendants pay all fees, expenses, and costs
2 associated with this action;
- 3 Q. Award Plaintiff its reasonable attorneys' fees, costs, disbursements,
4 and interest, as provided by law; and
- 5 R. Grant such other and further relief as the Court may deem just and
6 proper.

7 **DEMAND FOR JURY TRIAL**

8 Pursuant to Rule 38(b) of the Federal Rules of Civil Procedure, SE demands a
9 trial by jury on all claims and issues so triable.

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11 DATED: January 23, 2024

12 BOCHNER PLLC

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14 By: /s/ Ariel Reinitz

15 Attorneys for Plaintiff
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