

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
THIRD DIVISION**

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Turfco Manufacturing, Inc.,  
a Minnesota corporation,

Court File No. \_\_\_\_\_

Plaintiff,

**COMPLAINT**

v.

**(DEMAND FOR JURY TRIAL)**

Tygar Manufacturing, LLC and Warrior Creek  
Corporation,

Defendants.

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For its Complaint, Turfco Manufacturing, Inc. ("Turfco") states:

**PARTIES**

1. Turfco is a Minnesota corporation having its principal place of business in Blaine, Minnesota.
2. Defendant Tygar Manufacturing, LLC is, on information and belief, a Georgia limited liability company.
3. Defendant Warrior Creek Corporation is, on information and belief, a Georgia corporation and acts as the controlling manager and agent for Defendant Tygar Manufacturing, LLC.

**JURISDICTION AND VENUE**

4. This is an action for patent infringement arising under the patent laws of the United States, 35 U.S.C. § 271, *et seq.* This Court has jurisdiction pursuant to 28 U.S.C. §§ 1331 and 1338(a).
5. Venue is proper in this district pursuant to 28 U.S.C. §§ 1391(c) and 1400(b).

**CLAIM FOR PATENT INFRINGEMENT**

6. Turfco is the owner by assignment of United States Patent No. 6,962,209, entitled "Simple, Durable and Easy-To-Use Earthworking Machine," duly and legally issued on November 8, 2005 (the "'209 Patent"). A true and correct copy of the '209 Patent is attached hereto as Exhibit A.

7. Defendants have themselves, or through their agents, infringed the '209 Patent by making, using, offering to sell, and selling within the United States earthworking machines which embody the patented invention (the "Infringing Products").

8. Unless enjoined, Defendants will continue infringing the '209 Patent by making, using, offering to sell, and selling within the United States the Infringing Products which embody the patented invention.

9. Plaintiff has satisfied the marking requirements for the '209 Patent pursuant to 35 U.S.C. § 287.

10. Defendants have actual knowledge of the '209 Patent, and their infringement is willful and deliberate.

**WHEREFORE**, Turfco demands judgment of this Court as follows:

1. Declaring that Defendants have infringed the '209 Patent;
2. Granting a preliminary and permanent injunction against Defendants' continued infringement of the '209 Patent;
3. For judgment against Defendants for all damages incurred as a result of Defendants' infringement of the '209 Patent;
4. For an award trebling all damages awarded to Turfco, pursuant to 35 U.S.C. § 284;

