

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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U.S. DISTRICT COURT  
WESTERN DISTRICT MICH.  
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HERMAN MILLER, INC.,

Plaintiff,

v.

JSJ CORPORATION,

and

IZZYDESIGNS

Defendants.

Case No **1 : 02 CV 0413**

**Gordon J. Quist  
U.S. District Judge**

JURY TRIAL DEMANDED

**COMPLAINT FOR PATENT INFRINGEMENT**

Plaintiff, Herman Miller, Inc. ("Herman Miller"), for its claims against Defendants, JSJ Corporation and izzydesigns, alleges as follows:

**JURISDICTION AND VENUE**

1. This claim arises under the laws of the United States relating to patents, Title 35 of the United States Code. This Court has jurisdiction under 28 U.S.C. § 1338(a). Venue is based on 28 U.S.C. § 1400(b).
2. A substantial part of the events giving rise to this action occurred in this district.

3. The Court has personal jurisdiction over the Defendants for purposes of this action, and venue in this judicial district is proper pursuant to 28 U.S.C. § 1391(a) and (d).

4. This action is properly assigned to this division pursuant to Civil Local Rule 3.2 because the plaintiff, Herman Miller, resides in Ottawa County.

### PARTIES

5. Herman Miller is a Michigan corporation and has a principal place of business at 855 East Main Avenue, Zeeland, Michigan 49464.

6. On information and belief, JSJ Corporation is a Michigan corporation and has a principal place of business at 700 Robbins Road, Grand Haven, Michigan 49417.

7. On information and belief, izzydesign is a wholly owned subsidiary of JSJ Corporation, is itself a Michigan corporation and has a principal place of business at 80 Ottawa Ave. NW, Suite 300, Grand Rapids, Michigan 49503.

### PATENT INFRINGEMENT

8. Herman Miller is the owner of United States Patent No. 6,035,901 ("the 901 Patent") duly and legally issued on February 15, 2000. A copy of the 901 Patent is attached hereto at Tab A.

9. Herman Miller is also the owner of United States Patent No. 6,059,368 ("the 368 Patent") duly and legally issued on May 9, 2000. A copy of the 368 Patent is attached hereto at Tab B.

10. Defendants have infringed both the 901 and the 368 patents and will continue to do so unless enjoined by this Court.

11. On information and belief, Defendants' infringement of the 901 and 368 patents has been and continues to be willful and wanton.

12. Herman Miller has been irreparably damaged, in an amount yet to be determined, by Defendants' acts of infringement and will continue to be damaged by such acts in the future.

WHEREFORE, Herman Miller prays that:

A. Defendants be adjudged by this Court to have infringed United States Patent Nos. 6,035,901 and 6,059,368;

B. Defendants be ordered by this Court to account for and pay to Herman Miller damages adequate to compensate Herman Miller for the infringement of United States Patent Nos. 6,035,901 and 6,059,368;

C. The damages be increased up to three times the amount found or assessed in view of the willful nature of the continued infringement of United States Patent Nos. 6,035,901 and 6,059,368;

D. Herman Miller be awarded interest, costs, expenses and reasonable attorneys' fees for this suit;

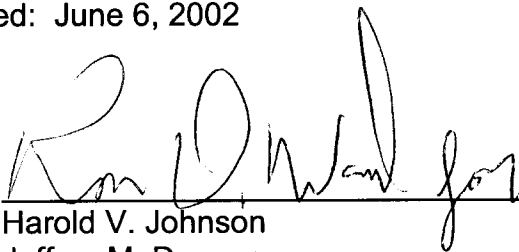
E. Preliminary and permanent injunctions be issued against further infringement of United States Patent Nos. 6,035,901 and 6,059,368 by Defendants, their officers, agents, servants, employees, attorneys, and those persons in active concert or participation with them; and

F. Herman Miller be awarded such other and further relief as this Court may deem just and proper.

DEMAND FOR JURY TRIAL

Pursuant to Fed. R. Civ. P. 38(b), Herman Miller demands trial by jury in this action on all issues triable by jury.

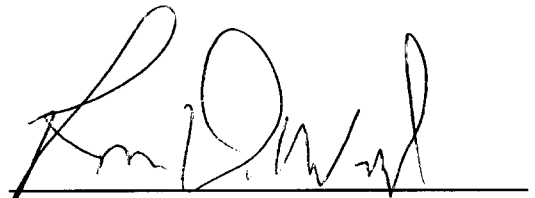
Dated: June 6, 2002

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ATTORNEYS FOR PLAINTIFF  
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I hereby consent to electronic service in this case pursuant to Local Rule 5.7



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