

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

H. R. TECHNOLOGIES, INC.,

Plaintiff,

vs.

ASTECHNOLOGIES, INC.,

Defendant.

00-74406^H

HONORABLE _____

CIVIL ACTION NO. _____

GEORGE CARAM STEEH
MAGISTRATE JUDGE KORNIEV

JOHN M. HALAN (P37616)
SANGEETA G. SHAH (P49242)
BROOKS & KUSHMAN P.C.
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Attorneys for Plaintiff

U.S. DIST. COURT
EAST DISTRICT
DETROIT
FILED
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**COMPLAINT AND
DEMAND FOR JURY TRIAL**

Plaintiff, H.R. Technologies, Inc., alleges against defendant, Astechnologies, Inc., the following:

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I. THE PARTIES

1. Plaintiff, H.R. Technologies, Inc. ("H.R. Technologies"), is a Michigan corporation having a principal place of business at 32049 Howard Street, Madison Heights, Michigan 48071.

2. Defendant, Astechnologies, Inc. ("Astechnologies"), is a Georgia corporation.

3. Upon information and belief, at all times pertinent Astechnologies conducted business in the Eastern District of Michigan, Southern Division.

4. Upon information and belief, Astechnologies entered into a contract for services to be performed or for materials to be furnished in the Eastern District of Michigan by Astechnologies.

II. JURISDICTION AND VENUE

5. The claims pleaded arise under the Patent Act, 35 U.S.C. § 100, *et. seq.*, and subject matter jurisdiction for such claims is conferred on the Court by 28 U.S.C. §§ 1331 and 1338.

6. Venue is proper in this judicial district under 28 U.S.C. §§ 1391 and 1400.



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**III. COUNT I --
PATENT INFRINGEMENT**

7. On September 9, 1997, U.S. Patent No. 5,665,185 ("the '185 patent" attached as Exhibit A) was duly and lawfully issued to Brian L. Meeker on a process for preparing a glass fiber containing polymer sheet.

8. On June 19, 2000, Brian L. Meeker assigned his interest in the '185 patent to H.R. Technologies. (Exhibit B.)

9. Astechologies manufactures and sells glass fiber containing sheets.

10. While H.R. Technologies is unable to examine the process used by Astechologies to manufacture the glass fiber containing sheets, H.R. Technologies has examined glass fiber containing sheets manufactured by Astechologies. As a result of that preliminary investigation, H.R. Technologies believes that Astechologies has infringed, and is infringing, by way of direct infringement, contributory infringement, and/or inducing others to infringe, one or more claims of the '185 patent by making, using, offering for sale, and/or selling, in the United States, certain glass fiber containing sheets. H.R. Technologies expects to have additional evidentiary support for these infringement allegations upon inspection of Astechologies' manufacturing process and after a reasonable opportunity for further investigation and discovery.

11. On information and belief, Astechologies' infringement has been willful.

12. Upon information and belief, Astechologies will continue to so infringe the '185 patent unless and until enjoined by this Court.



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13. H.R. Technologies has suffered damages as a result of such infringement.

IV. DEMAND FOR RELIEF

WHEREFORE, H.R. Technologies requests judgment in their favor and against Astechologies providing the following relief:

- A. A determination that Astechologies has infringed the '185 patent;
- B. Preliminary and permanent injunctive relief restraining Astechologies, together with its officers, agents, servants, employees, and attorneys, and such other persons in active concert or participation with them who receive actual notice of the order, for further infringement of the '185 patent;
- C. An award of damages to H.R. Technologies to compensate for the infringement by Astechologies;
- D. An award of interest on all damages awarded;
- E. A determination that Astechologies' infringement is deliberate and willful, and that the damages awarded to H.R. Technologies be trebled;
- F. An award to H.R. Technologies of all attorneys fees and costs incurred by H.R. Technologies; and
- G. Such other and further relief as H.R. Technologies may be entitled to.



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V. DEMAND FOR JURY TRIAL

H.R. Technologies hereby demands a trial by jury for all issues so triable.

Respectfully submitted,

BROOKS & KUSHMAN P.C.

By: 

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Dated: October 3, 2000



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SCANNED