

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

INVUE SECURITY PRODUCTS, INC.	)	
	)	
Plaintiff,	)	
	)	Case No. _____
v.	)	
	)	<u>Jury Trial Demanded</u>
TRION INDUSTRIES, INC.	)	
	)	
Defendants.	)	

**COMPLAINT**

COMES NOW the Plaintiff, InVue Security Products, Inc., Inc. (“Plaintiff” or “Invue”) and for its Complaint against Defendant Trion Industries, Inc., (“Defendant” or “Trion”), alleges and says:

**Jurisdiction and Venue**

1. This civil action arises under the Patent Laws of the United States, United States Code, Title 35, Section 1 et seq.
2. This Court has jurisdiction of this action pursuant to 28 U.S.C. § 1331, 28 U.S.C. § 1338(a), 28 U.S.C. § 2201, and 28 U.S.C. § 2202.
3. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1391 and 1400.

**Parties**

4. InVue is a corporation organized and existing under the laws of the State of North Carolina and has a principal place of business located at 15015 Lancaster Highway, Charlotte, NC 28277.

5. Upon information and belief, Defendant Trion is a company organized and existing under the laws of the State of Pennsylvania with a principal place of business located at 297 Laird Street, Wilkes-Barre, PA 18702.

6. Trion has sufficient contacts within this district to justify the assertion of personal jurisdiction over it by this Court and upon information and belief, performs various commercial activities within this district.

**Declaration of Non-Infringement of U.S. Patent No. 6,957,555**

7. This action is instituted under 28 U.S.C. §§ 2201 and 2202 for a Declaratory Judgment of non-infringement of U.S. Patent No. 6,957,555 to Trion for a “Locking Attachment For Product Display Hooks” issuing October 25, 2005 (“the ‘555 patent”).

8. This action arises from an actual and justiciable controversy between InVue and Trion as to the scope and infringement of the ‘555 patent.

9. Upon information and belief, Trion is the owner of the ‘555 patent.

10. On or about July 9, 2008, Trion forwarded to InVue a letter alleging that InVue is making and selling a lock product that infringes at least claims 16 and 17 of the ‘555 patent, and demanding that Plaintiff discontinue selling the lock product.

11. Plaintiff denies that the accused lock product infringes any valid claim of the ‘555 patent.

12. Plaintiff therefore seeks a declaration from this Court that it does not infringe the ‘555 patent.

**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff prays:

- A. That this Court enter a Declaratory Judgment that the '555 patent is not infringed by Plaintiff;
- B. That this Court award Plaintiff its reasonable taxable costs in a sum and manner deemed appropriate, and such further relief that this Court deems just and equitable; and
- C. That factual issues so triable be tried by jury.

Respectfully submitted,

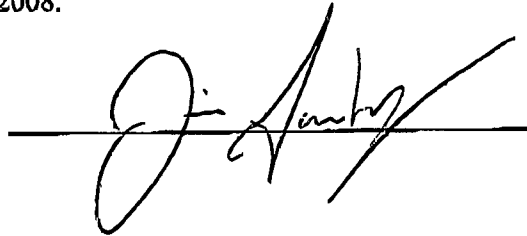
s/ W. Thad Adams, III

W. Thad Adams, III (NC Bar No. 0020)  
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VERIFICATION OF COMPLAINT

Jim Sankey being first duly sworn, deposes and says that he is the President and the CEO of Plaintiff, InVue Security Products, Inc., Inc., that he has read the attached Complaint, and that the statements made therein are true except as to those matters stated upon information and belief, and as to those matters, he believes them to be true.

This, the 25<sup>th</sup> day of August, 2008.

A handwritten signature in black ink, appearing to read "Jim Sankey", is written over a horizontal line. The signature is stylized and cursive.