

5. This Court has venue over this action pursuant to 28 U.S.C. §1391(b) because a substantial part of the events or omissions giving rise to the claim occurred in this judicial district and pursuant to 28 U.S.C. §1400(b) because Big Horn has committed acts of infringement in this judicial district.

THE PATENT IN SUIT

6. On February 10, 2004, U.S. Patent 6,688,086 B2 (the "'086 Patent") was duly granted to Gerald R. Foerderer for an invention titled CINCH BUCKLE AND METHOD OF USE. Mr. Foerderer assigned his entire rights, title and interest in the '086 Patent to Weaver Leather. Attached hereto as Exhibit A is a true and accurate copy of the '086 Patent and is incorporated herein as if fully set out.

7. The '086 Patent is presumed valid pursuant to 35 U.S.C. §282.

INFRINGEMENT OF THE 086 PATENT

8. Big Horn is contributing to the infringement of the '086 Patent by selling its cinch product practicing the invention of the '086 Patent and inducing its customers to infringe the '086 Patent. Upon information and belief, Big Horn will continue its infringing activities unless enjoined by this Court. Because Weaver Leather has no adequate remedy at law, and has and will continue to suffer irreparable injury for so long as Big Horn continues its infringing activities, Weaver Leather seeks injunctive relief pursuant to 35 U.S.C. §283.

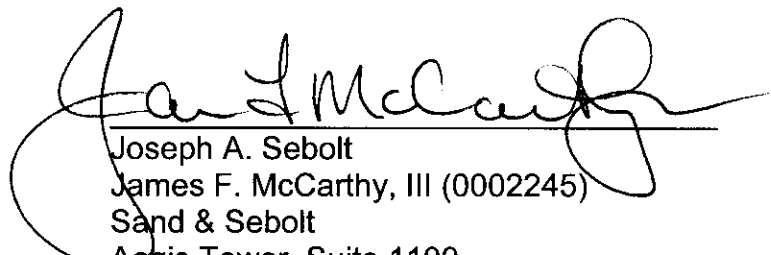
9. Weaver Leather has been irreparably harmed and damaged by Big Horn's infringement of the '086 Patent to an extent not yet determined. Weaver Leather seeks an award of damages adequate to compensate it for the infringement by Big Horn in an amount to be determined but no less than a reasonable royalty together with interests and costs as fixed by this Court pursuant to 35 U.S.C. §284.

10. Weaver Leather has satisfied its requirements under 35 U.S.C. §287.

11. Upon information and belief, Big Horn's infringement of the 086 Patent has been and is willful.

WHEREFORE, Weaver Leather requests that this Court enter judgment as follows:

1. That Big Horn has infringed the '086 Patent.
2. That Big Horn's infringement be declared to be willful.
3. That Big Horn, its officers, agents, employees, representatives, successors and assigns and those acting in privity or concert with them, be preliminary and permanently enjoined from further infringement of the '086 Patent.
4. That Weaver Leather be awarded its damages, including treble damages.
5. That Weaver Leather be granted pre-judgment and post-judgment interests on the damages caused by Big Horn's acts of infringement.
6. That costs be awarded to Weaver Leather.
7. That Weaver Leather be granted such other legal and equitable relief to which it is entitled, including but not limited to, attorneys' fees.



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KTBH:615086.1