

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

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|--|---|---------------------------------------|
| TAYMAC CORPORATION, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| vs. |) | Case No. 6:06-cv-779-Orl-19JGG |
| |) | |
| R.T. ELECTRICAL DISTRIBUTORS, INC., |) | |
| |) | |
| Defendant. |) | |

AMENDED COMPLAINT

Plaintiff, TayMac Corporation ("TayMac") complains of Defendant R.T. Electrical Distributors, Inc. ("R.T. Electrical"), as follows:

1. This is a claim for patent infringement arising under the patent laws of the United States, Title 35 of the United States Code. This Court has exclusive jurisdiction over the subject matter of the claim under 28 U.S.C. § 1338(a).

PARTIES

2. TayMac is an Arizona corporation having its principal place of business at 1343 N. Tech Blvd., Suite 119, Gilbert, Arizona 85233. TayMac owns and has standing to sue for the infringement of United States Patent No. 5,763,831 C1 entitled Universal Cover Plate, Cover Plate Assembly, and Related Methods, originally issued on June 9, 1998 with a reexamination certificate issued on March 1, 2005 (the "TayMac patent").

3. R.T. Electrical is a Florida corporation having its principal place of business at 4157 Seaboard Rd., Orlando, Florida 32808.

PERSONAL JURISDICTION AND VENUE

4. R.T. Electrical resides in Florida and is subject to jurisdiction.

5. Venue is proper in this district under 28 U.S.C. §1400(b). Defendant resides in this District and is subject to jurisdiction here. Defendant has committed acts of infringement in this District and conducts business through a regular and established place of business in the District.

PATENT INFRINGEMENT

8. Defendant has imported from China in-use weatherproof cover products for electrical outlets that infringe claims of the TayMac patent for distribution and sale in the United States.

9. Defendant has offered for sale and sold the infringing products through distribution and sales channels in the United States.

10. Defendant also has infringed the TayMac patent by intentionally and actively inducing others to infringe and by contributing to the infringement by others, in their use, sale and/or offer for sale of infringing in-use weatherproof covers.

11. TayMac sells its own weatherproof cover products that are covered by the TayMac patent. TayMac has complied with 35 U.S.C. §287, and has provided notice of the TayMac patent to the public and to Defendant, by marking TayMac products with the TayMac patent number.

12. Defendant's infringement is ongoing, has injured, and will continue to injure TayMac, unless and until this Court enters an injunction prohibiting further infringement and, specifically, enjoining further importation, manufacture, use, offer for sale and/or sale of in-use weatherproof covers within the scope of the patent in suit, and enjoining Defendant from contributing to and/or inducing infringement of the patent in suit.

WHEREFORE, plaintiff TayMac asks this Court to enter judgment against Defendant, and against their subsidiaries, successors, parents, affiliates, agents, servants, employees and all persons in active concert or participation with them, granting the following relief:

- A. An award of damages adequate to compensate TayMac for the infringement that has occurred, together with prejudgment interest from the date infringement of the TayMac patent began;
- B. Increased damages as permitted under 35 U.S.C. §284;
- C. A finding that this case is exceptional and an award to TayMac of its attorneys' fees and costs as provided by 35 U.S.C. §285;
- D. A permanent injunction prohibiting further infringement of the TayMac patent; and,
- E. Such other and further relief as this Court or a jury may deem proper and just.

JURY DEMAND

TayMac demands a trial by jury on all issues so triable in this case.

TAYMAC CORPORATION

By: /s/Patrick F. Solon_____

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **AMENDED COMPLAINT** was electronically filed with the Clerk of the Court using CM/ECF systems, which sent notification by electronic mail this 2nd day of March, 2007:

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