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**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

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CLERK OF DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA, FLORIDA

JL MARINE SYSTEMS, INC., a Florida
corporation,

Plaintiff,

Case No. 8:11-CV-1109-T-27TBM

vs.

STACY MURRAY, an individual and
DAWN MURRAY, his wife,

Defendants.

COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff JL Marine Systems, Inc. for its Complaint, alleges as follows:

THE PARTIES

1. Plaintiff, JL Marine Systems, Inc., hereinafter (JL MARINE), is a Florida corporation having a place of business at 9208 Palm River Road, Unit 303, Tampa, Florida 33619.
2. Upon information and belief, Defendant Stacy Murray and Dawn Murray, hereinafter jointly and severally as MURRAYS, conduct business at 301 Recycle Rd/301 Deland Crossings Blvd, Deland, Florida 32724.

JURISDICTION AND VENUE

3. Federal question jurisdiction is conferred pursuant to U.S.C. §§ 1331 and 1338(a).
4. Venue in this Court is based upon 28 U.S.C. §§ 1391 and 1400(b).

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CLAIM FOR PATENT INFRINGEMENT

5. On March 28, 2000, United States Letters Patent Number 6,041,730, entitled *Shallow Water Anchor* (hereinafter "the '730 patent"), was duly and legally issued to JL MARINE, and JL MARINE is the owner of the '730 patent. A copy of the '730 patent is attached hereto as Exhibit 1.
6. Photographs of the "Shallow Water Anchor" constructed in accordance with the '730 patent are attached hereto as Composite Exhibit 2.
7. On information and belief, in late 2010, MURRAYS sold a shallow water anchoring device identified as the "Dual Ram Rod Anchoring System" to Robert P Shamblin. A copy of the invoice for a "Dual Ram Rod Anchoring System" in the amount of \$1400 from Stacy & Dawn Murray is attached hereto as Exhibit 3.
8. A copy of the check register belonging to Robert P Shamblin dated 12-21-10 in the amount of \$1400 in payment of the invoice for the "Dual Ram Rod Anchoring System" (Exhibit 3 hereto) is attached hereto as Exhibit 4.
9. Upon information and belief, the "Dual Ram Rod Anchoring System" sold by the MURRAYS to Robert P Shamlin, infringes claims 8, 11, 12, and 13 of the '730 patent.
10. Photographs of the "Dual Ram Rod Anchoring System" purchased by Robert P Shamblin from the MURRAYS are attached hereto as Composite Exhibit 5.

11. As a result of MURRAYS' actions, JL MARINE has suffered and continues to suffer substantial injury, including irreparable injury, and will result in damages to JL MARINE, including loss of sales and profits, which JL MARINE would have made but for the infringement by MURRAYS, unless MURRAYS are enjoined by this Court.

WHEREFORE, JL MARINE SYSTEMS, INC. demands judgment against MURRAYS as follows:

- A. That a judgment be entered that MURRAYS have infringed, actively induced others to infringe, and/or contributorily infringe United States Letters Patent No. 6,041,730.
- B. That MURRAYS, agents, sales representatives, distributors, servants and employees, attorneys, affiliates, subsidiaries, successors and assigns, and any and all persons or entities acting at, through, under or in active concert or in participation with any or all of them, be enjoined and restrained preliminarily during the pendency of this action, and thereafter permanently, from infringing, actively inducing others to infringe, and/or contributorily infringe United States Letters Patent No. 6,041,730.
- C. That a judgment be entered that MURRAYS be required to pay over to JL MARINE SYSTEMS, INC. all damages sustained by JL MARINE SYSTEMS, INC. due to such patent infringement and that such damages be trebled pursuant to 35 U.S.C. § 284 for the willful acts of infringement complained of herein.

- D. That this case be adjudged and decreed exceptional under the 35 U.S.C. § 285 entitling JL MARINE SYSTEMS, INC. to an award of its reasonable attorney fees and that such reasonable attorney fees be awarded.
- E. That JL MARINE SYSTEMS, INC. be awarded its costs and prejudgment interest on all damages.
- F. That JL MARINE SYSTEMS, INC. be awarded such other and further relief as the Court deems just and equitable.



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