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CLERK OF COURT
U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

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8 PATENT CATEGORY CORPORATION

9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**
11 **WESTERN DIVISION**

12 PATENT CATEGORY
13 CORPORATION, a California
corporation,

14 Plaintiff,

15 vs.

16 EASTON SPORTS, INC., a California
17 corporation

18 Defendant.

Case No: **CV08-04617**

**COMPLAINT FOR PATENT
INFRINGEMENT; JURY TRIAL
DEMAND**

DDP
(RGK)

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1 Plaintiff Patent Category Corporation (“PCC”) alleges:

2 ***JURISDICTION AND VENUE***

3 1. This is a civil action for patent infringement, injunctive relief and
4 damages arising under the Acts of Congress relating to patents, 35 U.S.C. § § 1, *et*
5 *seq.* This Court has jurisdiction under 28 U.S.C. § § 1331 and 1338.

6 2. Venue is proper in this Judicial District pursuant to 28 U.S.C.
7 § § 1400(b) and 1391. PCC is informed and believes and thereon alleges that
8 Defendants have engaged in the complained of activities in this Judicial District.

9 ***PARTIES***

10 3. PCC is a corporation organized and existing under the laws of the
11 State of California, and has a principal place of business in Walnut, California.

12 4. Defendant Easton Sports, Inc. (“Easton”) is a corporation organized
13 and existing under the laws of the State of California. PCC is informed and
14 believes and thereon alleges that Easton has a principal place of business in Van
15 Nuys, California.

16 ***CLAIM FOR RELIEF***

17 **Patent Infringement**

18 5. PCC incorporates paragraphs 1 through 4, above.

19 6. On March 19, 2002, U.S. Patent No. 6,357,510 (the “‘510 patent”)
20 was duly and legally issued to inventor Yu Zheng by the United States Patent
21 Office. PCC, as assignee of the ‘510 patent, is the owner of the entire right, title
22 and interest in and to the ‘510 patent. A true and correct copy of the ‘510 patent is
23 attached as Exhibit “1.”

24 7. On August 12, 2003, U.S. Patent No. 6,604,537 (the “‘537 patent”)
25 was duly and legally issued to inventor Yu Zheng by the United States Patent
26 Office. PCC, as assignee of the ‘537 patent, is the owner of the entire right, title
27 and interest in and to the ‘537 patent. A true and correct copy of the ‘537 patent is
28 attached as Exhibit “2.”

1 infringing, contributing to the infringement of, and inducing infringement of each
2 of the patents-in-suit, and specifically from directly or indirectly making, using,
3 selling, or offering for sale, any products embodying the inventions of any of the
4 patents-in-suit during the life of the claims of the patents-in-suit without the
5 express written authority of PCC;

6 D. For damages according to proof;

7 E. That Easton be ordered to deliver to PCC, for destruction at PCC's
8 option, all products that infringe each of the patents-in-suit;

9 F. That this case be deemed exception and PCC be awarded its
10 attorneys' fees;

11 G. For the costs of suit;

12 H. For such other and further relief as the Court may deem proper.

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15 Dated: July 15, 2008

FOLEY & LARDNER LLP
GRANT E. KINSEL
LORI V. MINASSIAN

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18 By: _____


GRANT E. KINSEL
Attorneys for Plaintiff
PATENT CATEGORY
CORPORATION

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JURY TRIAL DEMAND

PCC hereby demands a trial by jury.

Dated: July 15, 2008

FOLEY & LARDNER LLP
GRANT E. KINSEL
LORI V. MINASSIAN

By: 

GRANT E. KINSEL
Attorneys for Plaintiff
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