

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

PARKER-HANNIFIN CORPORATION,)	
)	
Plaintiff,)	
)	
v.)	C.A. No.
)	
KITAGAWA INDUSTRIES CO., LTD.,)	JURY TRIAL DEMANDED
)	
Defendant.)	

COMPLAINT

Plaintiff, PARKER-HANNIFIN CORPORATION, as and for its complaint against defendant, KITAGAWA INDUSTRIES CO., LTD., alleges as follows:

PARTIES

1. Plaintiff, PARKER-HANNIFIN CORPORATION (hereinafter "PARKER"), is a corporation organized and existing under the laws of the State of Ohio, having its principal place of business at 6035 Parkland Blvd., Cleveland, Ohio.

2. Defendant, KITAGAWA INDUSTRIES CO., LTD. (hereinafter "KITAGAWA"), is, on information and belief, a corporation organized and existing under the laws of Japan, with its principal place of business at 2-24-15, Chiyoda, Naka-Ku, Nagoya City, Aichi Prefecture 460-0012, Japan.

JURISDICTION AND VENUE

- 3. The jurisdiction of this Court arises under 28 U.S.C. §§ 1331 and 1338(a).
- 4. Venue is proper in this district pursuant to 28 U.S.C. §§ 1391(b) and (c), and 1400(b).

THE PATENTS

5. On May 14, 2002, United States Letters Patent No. 6,387,523 (hereinafter the “‘523 patent”) (attached hereto as Exhibit “A”) was duly and legally issued. The ‘523 patent is owned by Parker Intangibles LLC, a Delaware limited liability company which is a wholly-owned subsidiary of Parker. Parker is the exclusive licensee under the ‘523 patent, and has the right to sue for past, present, and future infringement of the ‘523 patent, and further the right to seek injunctive relief and monetary damages.

6. On February 18, 2003, United States Letters Patent No. 6,521,348 (hereinafter the “‘348 patent”) (attached hereto as Exhibit “B”) was duly and legally issued. The ‘348 patent is owned by Parker Intangibles LLC, a Delaware limited liability company which is a wholly-owned subsidiary of Parker. Parker is the exclusive licensee under the ‘348 patent, and has the right to sue for past, present, and future infringement of the ‘348 patent, and further the right to seek injunctive relief and monetary damages.

7. On April 6, 2004, United States Letters Patent No. 6,716,536 (hereinafter the “‘536 patent”) (attached hereto as Exhibit “C”) was duly and legally issued. The ‘536 patent is owned by Parker Intangibles LLC, a Delaware limited liability company which is a wholly-owned subsidiary of Parker. Parker is the exclusive licensee under the ‘536 patent, and has the right to sue for past, present, and future infringement of the ‘536 patent, and further the right to seek injunctive relief and monetary damages.

8. On August 17, 2004, United States Letters Patent No. 6,777,095 (hereinafter the “‘095 patent”) (attached hereto as Exhibit “D”) was duly and legally issued. The ‘095 patent is owned by Parker Intangibles LLC, a Delaware limited liability company which is a wholly-owned

subsidiary of Parker. Parker is the exclusive licensee under the '095 patent, and has the right to sue for past, present, and future infringement of the '095 patent, and further the right to seek injunctive relief and monetary damages.

PATENT INFRINGEMENT

9. KITIGAWA has been and still is infringing one or more claims of the '523, '348, '536, and/or '095 patents. KITIGAWA's infringing activities have included direct infringement, contributory infringement and active inducement of infringement within the meaning of 35 U.S.C. §§ 271(a) through (c).

10. KITIGAWA has committed acts of infringement in disregard of PARKER's rights in the '523, '348, '536, and/or '095 patents. Upon information and belief, KITIGAWA's infringement has been willful, deliberate and intentional, and will continue, to PARKER's irreparable harm, unless enjoined by this Court.

WHEREFORE, plaintiff demands judgment as follows:

A. That KITIGAWA has infringed U.S. Patent Nos. 6,387,523; 6,521,348; 6,716,536; and/or 6,777,095;

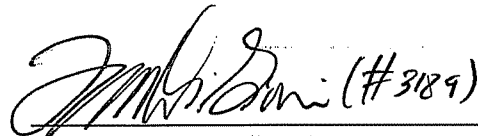
B. That KITIGAWA be permanently enjoined from further conduct which infringes the '523, '348, '536, or '095 patents;

C. That PARKER be awarded damages adequate to compensate it for KITIGAWA's infringement, and that the damages be trebled because of the willful nature of KITIGAWA's infringement, together with interest, pursuant to 35 U.S.C. § 284; and

D. That PARKER be awarded its attorney fees and costs in this action, together with such other relief as this Court deems appropriate.

DEMAND FOR JURY TRIAL

PARKER hereby requests a trial by jury.



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