

Schedule “A.”

3. Defendants are individuals and/or business entities who, upon information and belief, reside in or operate from the People’s Republic of China or other foreign jurisdictions. Defendants conceal their true identities and the full scope of their operations to evade enforcement and to continue their infringing activities. Plaintiff brings this action to halt Defendants’ infringement of the ’208 Patent and to recover the damages and equitable relief to which Plaintiff is entitled.

THE PARTIES

4. Plaintiff Shenzhen Hongcheng Youpin Co., Ltd. is a company organized and existing under the laws of the People’s Republic of China, with a principal place of business in Shenzhen, China.

5. Defendants are the individuals, corporations, limited liability companies, partnerships, and unincorporated associations identified on Schedule “A” hereto. Each Defendant is an online merchant that, at all relevant times, owned and operated one or more commercial identified on Schedule “A.” Each Defendant serves all United States buyers, including Florida residents, and actively markets products via Amazon Brand Registry along with other tools. If Florida sales cannot be proven, each Defendant purposefully directed their activities to this forum.

6. Upon information and belief, Defendants reside in or operate from the People’s Republic of China or other foreign jurisdictions, and conduct business throughout the United States, including within this Judicial District, through the Seller Storefronts and other operations that the Court may reasonably infer are interrelated.

purchaser usually gives, inducing the observer to purchase an Accused Product supposing it to be the patented design. Representative images of the Accused Products, compared side-by-side with the figures of the '208 Patent, are set forth on Schedule "A" and/or in Exhibit 2 hereto.

17. Upon information and belief, Defendants are knowingly and willfully infringing the '208 Patent. Defendants are sophisticated online sellers who target the same consumers and product categories as Plaintiff, copy Plaintiff's patented design, and conceal their identities and the location of their assets in order to evade enforcement.

18. Defendants' infringing activities have caused and, unless enjoined, will continue to cause Plaintiff immediate and irreparable injury, including lost sales, price erosion, loss of goodwill, and loss of the exclusivity to which Plaintiff is entitled under the '208 Patent. Plaintiff has no adequate remedy at law.

COUNT I

Infringement of U.S. Design Patent No. D1,023,208 S (35 U.S.C. § 271)

19. Plaintiff re-alleges and incorporates by reference each of the foregoing paragraphs as though fully set forth herein.

20. Plaintiff owns all right, title, and interest in and to the '208 Patent, including the right to enforce it and to recover for its infringement.

21. In violation of 35 U.S.C. § 271(a), Defendants have infringed and continue to infringe the '208 Patent by making, using, importing, offering to sell, and/or selling within the United States the Accused Products, which embody the ornamental design claimed in the '208 Patent, without Plaintiff's authorization.

22. Applying the ordinary observer test, the design of each Accused Product is substantially the same as the design claimed in the '208 Patent, such that an ordinary observer,