

1 QUINN EMANUEL URQUHART & SULLIVAN LLP
Zachariah Summers (SBN 255284)
2 zachsummers@quinnemanuel.com
865 S. Figueroa St., 10th Floor
3 Los Angeles, California 90017
4 Telephone: (213) 443-3000
Facsimile: (213) 443-3100

5
6 Raymond N. Nimrod (*pro hac vice* pending)
raynimrod@quinnemanuel.com
7 Richard W. Erwine (*pro hac vice* pending)
richarderwine@quinnemanuel.com
8 51 Madison Ave.
New York, NY 10010
9 Telephone: (212) 849-7000
10 Facsimile: (212) 849-7100

11 *Attorneys for Plaintiffs Jiaxing*
12 *Super Lighting Electric Appliance Co., Ltd.,*
and Obert, Inc.

13 UNITED STATES DISTRICT COURT
14 CENTRAL DISTRICT OF CALIFORNIA

15 Jiaxing Super Lighting Electric
16 Appliance Co., Ltd., and
Obert, Inc.

17 Plaintiffs,

18 v.

19 MaxLite, Inc.

20 Defendant.

Case No.

**COMPLAINT FOR PATENT
INFRINGEMENT**

DEMAND FOR JURY TRIAL

1 Jiaxing Super Lighting Electric Appliance Co., Ltd. (“Super Lighting”), and
2 Obert, Inc. (“Obert”) (collectively “Plaintiffs”), by and through their counsel, hereby
3 bring this action for patent infringement against Defendant MaxLite, Inc. (“Defendant”
4 or “MaxLite”) and allege as follows:

5 **Parties**

6 1. Super Lighting is a corporation organized and existing under the laws of
7 the People’s Republic of China with its principal place of business at No. 1288
8 Jiachuang Rd., Xiuzhou Area, Jiaxing, Zhejiang, China.

located herein, such as CED Laguna Hills, 23331 Peralta Dr., Ste 12, Laguna Hills CA 92653; West-Lite Supply Company, Inc., 12951 166th St., Cerritos, CA 90703; and Main Electric Supply, Co., 3600 W. Segerstrom Ave., Santa Ana, CA 92704 (*see* Exhibits 8-10), thereby obtaining the benefits and protections of the state's laws; the dispute arises out of and has a substantial connection with MaxLite's contacts with the state, including MaxLite's importation, use, offer for sale, and sale of the infringing products herein; and the exercise of jurisdiction would be fair and reasonable.

12. Plaintiffs incorporate paragraph 11 as if set forth herein. Venue is proper in this District pursuant to 28 U.S.C. § 1391(b) and (c) and 28 U.S.C. § 1400(b). Venue is appropriate under 28 U.S.C. 1400(b) at least because MaxLite has committed acts of infringement in this district and has a regular and established place of business in this district. MaxLite's regular and established place of business in this district includes but is not limited to its West Location at 1148 Ocean Cir., Anaheim, CA 92806. MaxLite's acts of infringement include importing into, using, offering to sell, and selling infringing products in this state including at MaxLite's West Location, as well as to or through distributors and resellers located herein, such as CED Laguna Hills, 23331 Peralta Dr., Ste 12, Laguna Hills CA 92653; West-Lite Supply Company, Inc., 12951

166th St., Cerritos, CA 90703; and Main Electric Supply, Co., 3600 W. Segerstrom Ave., Santa Ana, CA 92704 (*see* Exhibits 8-10).

MaxLite's Infringement of the Patents-in-Suit

13. MaxLite has infringed and continues to infringe the Patents-in-Suit. Charts showing infringement of exemplary claims of the Patents-in-Suit by representative features and functionality of accused products are attached as Exhibits 11-21 and are incorporated herein. Plaintiffs reserve the right to assert additional patents and claims and identify additional accused products.

14. As described below, MaxLite has been and continues to infringe the Patents-in-Suit by making, using, offering for sale, selling, or importing accused products that practice the Patents-in-Suit.

15. On September 26, 2018, Super Lighting provided notice to MaxLite of its patents and accused products, including Double Ended Type B tube LEDs.

16. Super Lighting provided further notice to MaxLite of the Patents-in-Suit on November 28, 2018, including by providing MaxLite an identification of the Patents-in-Suit and specific features and functionality of the products that practice the Patents-in-Suit. Super Lighting's letter provided additional notice of the Patents-in-Suit and its licensing program. It also included an associated presentation on the products covered by Super Lighting's patents and the claim elements of claims 18 and 28 of the '174 Patent.

17. Thereafter, the parties exchanged correspondence, and on December 5, 2018, Super Lighting offered to further explain to MaxLite the bases for Super Lighting's infringement allegations.

18. On January 18, 2019, after an additional exchange of correspondence, Super Lighting further identified accused products infringing the '265 and '662 Patents and provided infringement charts.

19. On February 14, 2019, Super Lighting further indicated to MaxLite that MaxLite was infringing the '174, '265, and '662 Patents and specifically identified to MaxLite that it was additionally infringing the '536 Patent.

20. MaxLite subsequently refused to engage in meetings to resolve the issues raised by Super Lighting, including ignoring additional requests for meetings.

21. Since being provided notice of Super Lighting's patents, including the Patents-in-Suit, and the specific features and functionality Super Lighting accused of infringement at least by November 28, 2018, MaxLite has continued to infringe, deriving substantial value for its products using Super Lighting's patented technologies. MaxLite's conduct, including its response to the infringement allegations, subsequent communications between the parties, and response to the licensing offer described above, has been egregious.

22. In order to protect Plaintiffs' interests and that of its customers and licensing partners, Plaintiffs filed this litigation to stop MaxLite's infringement.

Count I

(Infringement of U.S. Patent No. 9,689,536)

23. Plaintiffs repeat and re-allege the allegations of paragraphs 1 through 22 above as if fully set forth herein.

24. The '536 Patent was duly and legally issued on Jun. 27, 2017. The '536 Patent is valid and enforceable. A copy of the '536 Patent is attached hereto as Exhibit 1.

25. In violation of 35 U.S.C. § 271 MaxLite has been and is still infringing,