

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

LITEPANELS, LTD and	)	
LITEPANELS, INC.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No. _____
	)	
DOT LINE CORP. and	)	<b>JURY TRIAL DEMANDED</b>
INFOCUS CAMERA & IMAGING, LLC	)	
	)	
Defendants.	)	

**COMPLAINT FOR PATENT INFRINGEMENT**

Plaintiffs Litepanels, LTD and Litepanels, Inc. file this Complaint For Patent Infringement of United States Patent No. 6,948,823, a copy of which is attached as Exhibit “A” and United States Patent No. 7,604,361, a copy of which is attached as Exhibit “B,” under 35 U.S.C. § 271, and hereby demand a jury trial, and in support thereof would respectfully show the Court the following:

**THE PARTIES**

1. Plaintiff Litepanels, LTD is a United Kingdom Limited Company with its principal place of business at 73 Western Way, Bury St Edmonds, Suffolk, UK. Litepanels, LTD is the owner of United States Patent Nos. 6,948,823 and 7,604,361 (the “Patents-in-Suit”).

2. Plaintiff Litepanels, Inc. is a corporation organized under the laws of the State of Delaware with its principal place of business at 16152 Saticoy Street, Van Nuys

(Los Angeles), California. Litepanels, Inc. is the exclusive licensee of the Patents-in-Suit from Litepanels, LTD.

3. Upon information and belief, Dot Line Corp. (“Dot Line”) is a corporation organized under the laws of the State of California with its principal place of business in Chatsworth, California.

4. Upon information and belief, Defendant Infocus Camera & Imaging, LLC (“ICI”) is a limited liability company organized under the laws of the State of Texas with its principal place of business in Orange, Texas. Upon information and belief, ICI is and has been a Texas distributor for Dot Line, including lighting products branded “DLC DV60 Video & DSLR LED Light”

#### **JURISDICTION AND VENUE**

5. This is an action for patent infringement arising under the patent laws of the United States, Title 35, United States Code, including 35 U.S.C. §§ 271 and 281-285. Accordingly, this Court has exclusive subject matter jurisdiction over this case for patent infringement under 28 U.S.C. §§ 1331 and 1338(a).

6. This Court has personal jurisdiction over Dot Line.

7. Upon information and belief, Dot Line conducts business within the State of Texas, including warehousing and shipping its products from within Texas. Defendant is formally registered to do business within Texas with the Texas Secretary of State and also maintains a Texas Registered Agent. Dot Line directly ships, imports, distributes, offers for sale, sells, and advertises (including the provision of an interactive website with the address [www.dotlinecorp.com](http://www.dotlinecorp.com) that, inter alia, provides the means for consumers

to directly order and purchase Dot Line's products, including those that infringe Litepanels' patents) in and to the United States, the State of Texas, and the Eastern District of Texas.

8. Upon information and belief, Dot Line has purposefully and voluntarily placed infringing products and services in the stream of commerce with the expectation that such products will be purchased by consumers in the Eastern District of Texas. Upon information and belief, Dot Line imports, markets, distributes, sells, uses, manufactures, and offers to sell in the United States, including in this judicial district, video production lighting equipment, and peripheral products, including among other things, Dot Line's DLC DV60 LED Light.

9. Upon information and belief, Dot Line has induced, directed, contracted with, or encouraged distributors, resellers, and similar entities to sell video production support equipment to consumers in the United States and the State of Texas, including, in the Eastern District of Texas. Upon information and belief, Dot Line has numerous dealers within the State of Texas, including several located in the Eastern District of Texas.

10. Upon information and belief, Dot Line has directly advertised products in and to the United States, the State of Texas, and the Eastern District of Texas, including directly targeting consumers via sales marketing materials, and/or magazine ads which provide the means for consumers to directly or indirectly order and purchase products including those that infringe Litepanels' patents.

11. Dot Line has committed patent infringement within the State of Texas and this District.

12. This Court has personal jurisdiction over ICI.

13. Upon information and belief, ICI is a Texas-based limited liability company and has conducted and does conduct business within the State of Texas and this judicial district. Upon information and belief, ICI is located and maintains its business operations in the Eastern District of Texas. ICI directly ships, imports, distributes, offers for sale, sells, and/or advertises its products (including those that infringe Litepanels' patents) and services in and to the United States, the State of Texas, and, the Eastern District of Texas.

14. Upon information and belief, ICI has purposefully and voluntarily placed infringing products and services in the stream of commerce with the expectation that such products will be purchased by consumers in the Eastern District of Texas.

15. ICI has committed patent infringement within the State of Texas and this District.

16. Venue is proper in this District under 28 U.S.C. §§ 1391 and 1400.

### **PATENTS-IN-SUIT**

17. Plaintiffs reallege and incorporate by reference ¶¶ 1 through 16 above as if fully set forth herein at this point.

18. United States Patent No. 6,948,823 (the “‘823 Patent”), entitled “Wide Area Lighting Apparatus and Effects System,” duly and legally issued on September 27, 2005, by the United States Patent and Trademark Office after fair and full examination. Litepanels, LTD is the assignee of all rights, title and interest in and to the ‘823 Patent. Litepanels, Inc. is the exclusive licensee of the ‘823 Patent from Litepanels, LTD.

19. United States Patent No. 7,604,361 (the “‘361 Patent”), entitled “Versatile Lighting Apparatus and Associated Kit,” duly and legally issued on October 20, 2009, by the United States Patent and Trademark Office after fair and full examination. Litepanels, LTD is the assignee of all rights, title and interest in and to the ‘361 Patent. Litepanels, Inc. is the exclusive licensee of the ‘361 Patent from Litepanels, LTD.

20. Defendants Dot Line and ICI make, have made, use, sell, import, or offer to sell lighting systems in competition with Litepanels, Inc.

**CLAIM 1: PATENT INFRINGEMENT BY DOT LINE**

21. Plaintiffs reallege and incorporate by reference ¶¶ 1 through 20 above as if fully set forth herein at this point.

22. Upon information and belief, Defendant Dot Line knowingly and willfully infringed and continues to infringe the ‘823 and/or the ‘361 Patents by making, having made, using, selling, importing, or offering to sell within the United States, or actively inducing others to make, use, sell, import, or offer to sell within the United States, goods and services that practice the Patents-in-Suit.

23. Defendant Dot Line has infringed and continues to infringe ‘823 and/or the ‘361 Patents directly and through acts of contributory infringement or inducement in violation of 35 U.S.C. § 271.

**CLAIM 2: PATENT INFRINGEMENT BY ICI**

24. Plaintiffs reallege and incorporate by reference ¶¶ 1 through 23 above as if fully set forth herein at this point.

25. Upon information and belief, ICI knowingly and willfully infringed and continues to infringe the '823 and/or the '361 Patents by making, using, selling, importing, or offering to sell within the United States, or actively inducing others to make, use, sell, import, or offer to sell within the United States, goods and services that practice the Patents-in-Suit.

26. ICI has infringed and continues to infringe the '823 and/or the '361 Patents directly and through acts of contributory infringement or inducement in violation of 35 U.S.C. § 271.

### **REMEDIES**

27. Plaintiffs reallege and incorporate by reference ¶¶ 1 through 26 above as if fully set forth herein at this point.

28. Litepanels, LTD and Litepanels, Inc. have been damaged as a result of the infringing activities of Dot Line and ICI and will continue to be damaged unless such activities are enjoined by this Court.

29. Dot Line has received actual notice of Plaintiffs' rights in the '823 and '361 Patents and its infringement thereof by written notice, by filing suit or otherwise, or, in the alternative, have been given constructive notice pursuant to 35 U.S.C. § 287(a).

30. ICI has received actual notice of Plaintiffs' rights in the '823 and '361 Patents and its infringement thereof by written notice, by filing suit or otherwise, or, in the alternative, have been given constructive notice pursuant to 35 U.S.C. § 287(a).

31. Upon information and belief, Dot Line and ICI's infringement of the '823 and '361 Patents has been and is willful, and will continue unless enjoined by this Court.

32. Litepanels, LTD and Litepanels, Inc. will continue to suffer, and they will be irreparably harmed if infringement of the '823 and '361 Patents by Dot Line continues.

33. Litepanels, LTD and Litepanels, Inc. will continue to suffer, and they will be irreparably harmed if infringement of the '823 and '361 Patents by ICI continues.

34. This case is exceptional, and therefore, Litepanels, LTD and Litepanels, Inc. are entitled to attorneys' fees and costs pursuant to 35 U.S.C. § 285.

**JURY DEMAND**

35. Plaintiffs Litepanels, LTD and Litepanels, Inc. hereby demand a trial by jury pursuant to Federal Rule of Civil Procedure 38.

**COMBINED PRAYER FOR RELIEF**

**WHEREFORE**, Plaintiffs Litepanels, LTD and Litepanels, Inc. respectfully request that the Court:

(a) enter judgment for Litepanels, LTD and Litepanels, Inc. against Dot Line and ICI on this Complaint;

(b) enter judgment declaring that the claims of the '823 and '361 Patents are not invalid and not unenforceable;

(c) enter judgment that the '823 and '361 Patents have been and/or continue to be infringed by Dot Line;

(d) enter judgment that the '823 and '361 Patents have been and/or continue to be infringed by ICI;

(e) enter judgment awarding Litepanels, LTD and Litepanels, Inc. all gains, profits, advantages and other damages adequate to compensate them for the infringement by Dot Line and ICI, such damages to be determined by a jury, and if necessary to adequately compensate Litepanels, LTD and Litepanels, Inc. for the infringement, and accounting with prejudgment interest;

(f) enter a preliminary and permanent injunction enjoining Dot Line and those acting in privity with and/or in concert with Dot Line from infringing the '823 Patent during the remainder of the term of the '823 Patent;

(g) enter a preliminary and permanent injunction enjoining Dot Line and those acting in privity with and/or in concert with Dot Line from infringing the '361 Patent during the remainder of the term of the '361 Patent;

(h) enter a preliminary and permanent injunction enjoining ICI and those acting in privity with and/or in concert with ICI from infringing the '823 Patent during the remainder of the term of the '823 Patent;

(i) enter a preliminary and permanent injunction enjoining ICI and those acting in privity with and/or in concert with ICI from infringing the '361 Patent during the remainder of the term of the '361 Patent;

(j) enter judgment that Dot Line willfully infringed the '823 and '361 Patents and awarding enhanced damages pursuant to 35 U.S.C. § 284;

(k) enter judgment that ICI willfully infringed the '823 and '361 Patents and awarding enhanced damages pursuant to 35 U.S.C. § 284;

(l) enter judgment that this is an exceptional case and an award of attorneys' fees and costs to Litepanels, LTD and Litepanels, Inc. pursuant to 35 U.S.C. § 285; and

(m) enter judgment awarding Litepanels, LTD and Litepanels, Inc. such other relief as this Court may deem is just and proper.

Dated: December 10, 2009

Respectfully submitted,

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