

Statement of Claim

The Plaintiff: AAC ENTERPRISES INC.

Address : 4401 Division Street, Metairie, Louisiana 70002, United States

Authorized Representative : Justin Hartenstein

Attorney : Ruifeng LI, AN, TIAN, ZHANG & PARTNERS, Beijing

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The Defendant :Xinbei District Chunjiang Xinjue Auto Parts Factory

Individual Business Registration No. : 320407600503121

Registered Business Address : 329 Qingcheng, Chunjiang Town, Xinbei District,
Changzhou

Principle Business Address: Beijiangtou Village South, Fangxian Town,
Danyang, Zhenjiang, Jiangsu

Business Operator : Shiwei LIU (ID No.: TBD)

Telephone : 15366836166, 18915039961

Cause of Action :Infringement of Design Patent

The Plaintiff Claims :

1. The Defendant immediately ceases manufacturing, selling and offering to sell the products that infringes the Plaintiff's Design Patent Registration No. ZL 201830136860. 7 ;

2. The Defendant immediately destroys the inventory of the infringing products, removes the links and promotion materials related to the infringing products on its 1688 online shop, and immediately destroys the molds and equipment used for the production of infringing products ;
3. The Defendant compensates the Plaintiff financial loss and reasonable expenses incurred in enforcing the legal rights and preventing the Defendant from conducting the infringing activities in the amount of RMB1,000,000 ;
4. The Defendant bears the cost of this legal action.

Facts and Reasons :

The Plaintiff

The plaintiff, AAC ENTERPRISES INC., is a global leading manufacturer of automotive lighting and vector grills. The Plaintiff's products are widely sold all around the world. The Plaintiff continues to evolve with the technology innovation and remains in the leading position in the filed of automobile lighting parts.

The Plaintiff's Patent

The Plaintiff, AAC ENTERPRISES INC., is the sole patentee of the Design Patent Registration No. ZL201830136860. 7 entitled "Front Grille of a Vehicle" effective since August 10, 2018, the date of authorization proclamation. (see the Evidence 1-3).

The Defendant

The Defendant, Xinbei District Chunjiang Xinjue Auto Parts Factory (Individual Business Registration No: 320407600503121) is an individually-owned business that is engaged in the production and manufacturing of automobile components, with its registered address at No. 329 Qingcheng, Chunjiang Town, Xinbei District, Changzhou, and its principal business address at Beijiangtou Village South, Fangxian Town, Danyang, Zhenjiang, Jiangsu. The business operator is Shiwei LIU. (see Evidence 4)

The Infringements and Damages

The Plaintiff discovered that the Defendant has been promoting and selling “Vector Grills” that are almost identical to the Plaintiff’s aforesaid Design Patent “Front Grille of a Vehicle” through the Defendant’s online shop <https://shop1450285136505.1688.com>. With respect to the above infringing activities, the Plaintiff preserved the evidence by conducting notarizations, including the website notarization of the Defendant’s 1688 online shop, and the purchase notarization of the Defendant’s infringing Vector Grills (see Evidence 5-7).

The Plaintiff discovered that the products offered by the Defendant are almost identical to the Plaintiff’s products protected by the aforesaid Design Patent “Front Grille of a Vehicle” after comparison. (see Attachment 1). Without the Plaintiff’s prior license or authorization, the Defendant manufactures and sells the infringing products, and promotes and offers to sell the infringing products on its 1688 online shop. The above activities constitute serious violations of the Plaintiff’s exclusive rights to its Patent Design. The Defendant shall bear the corresponding liabilities to the infringements.

The Plaintiff spent considerable amount of time and resources in collecting evidence and filing the lawsuit to stop the Defendant’s infringing activities, including the cost of investigations, evidence collections, website notarizations, travel expenses and legal fees, etc. The Defendant shall be responsible for the Plaintiff’s necessary expenses in order to enforce its legal rights.

In summary, the Plaintiff brings the litigation to this court in accordance with the Article 11, Article 60 and Article 65 of the *Patent Law* and the Article 119 of the *Civil Procedure Law*. The Plaintiff respectfully urges the court to find out the facts, stop the Defendant’s infringements and support all claims raised by the Plaintiff.

Sincerely,

Suzhou Intermediate People's Court

The Plaintiff :AAC ENTERPRISES INC.

Attorney :AN, TIAN, ZHANG & PARTNERS

Ruifeng LI

Tao ZHANG

Date :June 17, 2019