Grant Kinsel, Bar No. 172407
gkinsel@perkinscoie.com
Michael Song, Bar No. 243675
msong@perkinscoie.com
PERKINS COIE LLP
1888 Century Park East, Suite 1700
Los Angeles, CA 90067-1721
Telephone: 310.788.9900
Facsimile 310.788.3399

Attorneys for JUNO LIGHTING, LLC

FILED
13 FEB 11 PM 1:48
CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES
BY: _____

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

JUNO LIGHTING, LLC

Plaintiff,

v.

NORA LIGHTING, INC.

Defendant.

Case No. CV13-00981 JEM

COMPLAINT FOR PATENT INFRINGEMENT; JURY TRIAL DEMAND

Juno Lighting, LLC ("Juno") alleges:

JURISDICTION AND VENUE

1. This is an action for patent infringement under Title 35 of the United States Code. The Court has federal question jurisdiction under 28 U.S.C § 1331, and exclusive original jurisdiction under 28 U.S.C. § 1338(a).

2. Venue is proper in this district under 28 U.S.C. §§ 1391(b) and 1400 (a).

PARTIES

3. Juno is a corporation organized and existing under the laws of the State of Illinois with its principal place of business in Illinois. Juno is a leading provider of lighting products, including recessed lighting products.

4. Juno is informed and believes and thereon alleges that Defendant Nora Lighting, Inc. ("Nora") is a California corporation with its principal place of business in Los Angeles, California. Nora sells lighting products, including recessed lighting products.

FIRST CLAIM FOR RELIEF

Infringement of U.S. Patent No. 5,505,419

5. Juno incorporates paragraphs 1 through 4, above.

6. U.S. Patent No. 5,505,419 (the "'419 patent"), entitled Bar Hanger for a Recessed Light Fixture Assembly, issued on April 9, 1996. Juno owns all right and title to the '419 patent. A true and correct copy of the '419 patent is attached as Exhibit "1."

7. Juno is informed and believes and thereon alleges that Nora has infringed, and will continue to infringe, one or more claims of the '419 patent by making, using, selling, or offering to sell in this country (including in this judicial district), recessed lighting products that include infringing bar hangers. Examples of recessed lighting products that include infringing bar hangers include, but are not limited to, Nora model numbers NHIC-501QAT; NH-26Q; NSIC-401QT; and NHPIC-2642ELAT.

8. Juno has been, and will continue to be, damaged by Nora's infringement of the '419 patent, and has been, and will be irreparably harmed unless Nora's infringement is enjoined.

PRAYER FOR RELIEF

Juno requests the following relief:

A. A judgment that Nora infringes the '419 patent;

B. A preliminary and permanent injunction enjoining and restraining Nora and its officers, agents, attorneys, and employees, and those acting in privity or concert with them from infringing the '419 patent for its full term;

C. An award of damages to Juno including pre-judgment and post-judgment interest in an amount adequate to compensate Juno for Nora's infringement of the '419 patent, and, if willful infringement is shown, that the damages be trebled pursuant to 35 U.S.C § 284;

D. For costs and expenses in this action;

E. For a declaration that this is an exceptional case and an award of attorneys' fees, disbursements, and costs of this action; and

F. Any other further relief as the Court may deem proper.

February 11, 2013

PERKINS COIE LLP

By: _____
Grant Kinsel

Attorneys for Plaintiff
JUNO LIGHTING, LLC

JURY TRIAL DEMAND

Juno Lighting, LLC demands a trial by jury on all issues so triable.

February 11, 2013

PERKINS COIE LLP

By: _____
Grant Kinsel

Attorneys for Plaintiff
JUNO LIGHTING, LLC

EXHIBIT 1

US005505419A

United States Patent [19]

Gabrius

[11] **Patent Number: 5,505,419**

[45] **Date of Patent: Apr. 9, 1996**

[54] **BAR HANGER FOR A RECESSED LIGHT FIXTURE ASSEMBLY**

[75] Inventor: **Algimantas J. Gabrius**, Carol Stream, Ill.

[73] Assignee: **Juno Lighting, Inc.**, Des Plaines, Ill.

[21] Appl. No.: **219,076**

[22] Filed: **Mar. 28, 1994**

[51] **Int. Cl.**[6] **F21S 1/06**

[52] **U.S. Cl.** **248/343**; 248/547; 248/200.1; 248/298.1; 248/909

[58] **Field of Search** 248/546, 547, 248/200.1, 217.3, 298, 342, 343, 906, 909, 205.1

[56] **References Cited**

U.S. PATENT DOCUMENTS

2,003,159	5/1935	Taylor	248/909 X
4,762,162	8/1988	Chochrek	248/909 X
4,967,990	11/1990	Rinderer	248/546 X
4,972,339	11/1990	Gabrius	248/343 X
4,978,092	12/1990	Nattel	248/909 X
5,178,503	1/1993	Losada	248/547 X
5,386,959	2/1995	Laughlin	248/200.1 X

Primary Examiner—Ramon O. Ramirez
Assistant Examiner—Derek J. Berger
Attorney, Agent, or Firm—Anthony S. Zummer

[57] **ABSTRACT**

A bar hanger used in a recessed light fixture assembly to support the assembly on a support member. The bar hanger has an elongated arm which has its length substantially greater than its width. A mounting ear is fixed on one end of the arm. The mounting ear is adapted to be connected to a fastener to secure the ear to a support member. The arm has a score extending across the length of the arm so that the arm may be selectively fractured at the score to shorten the length of the arm.

6 Claims, 5 Drawing Sheets

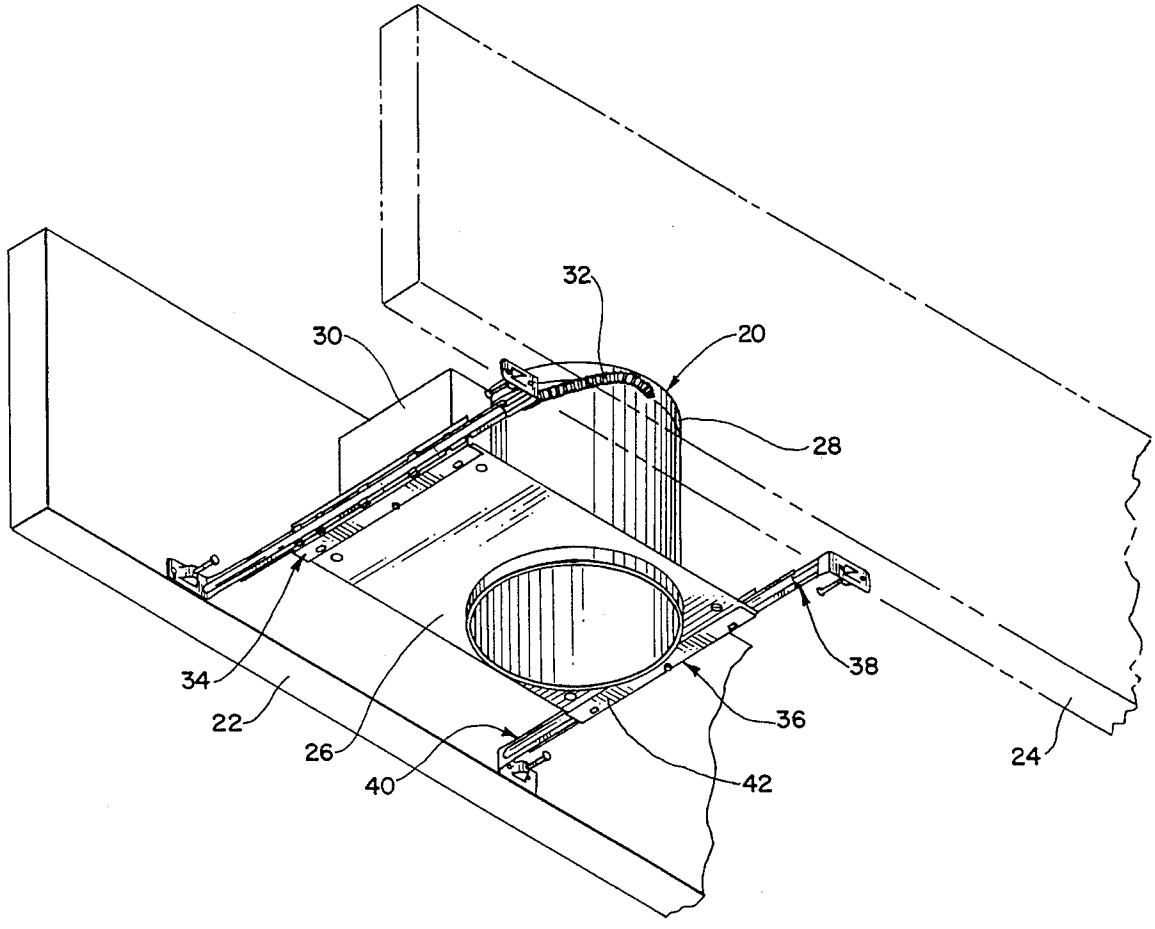
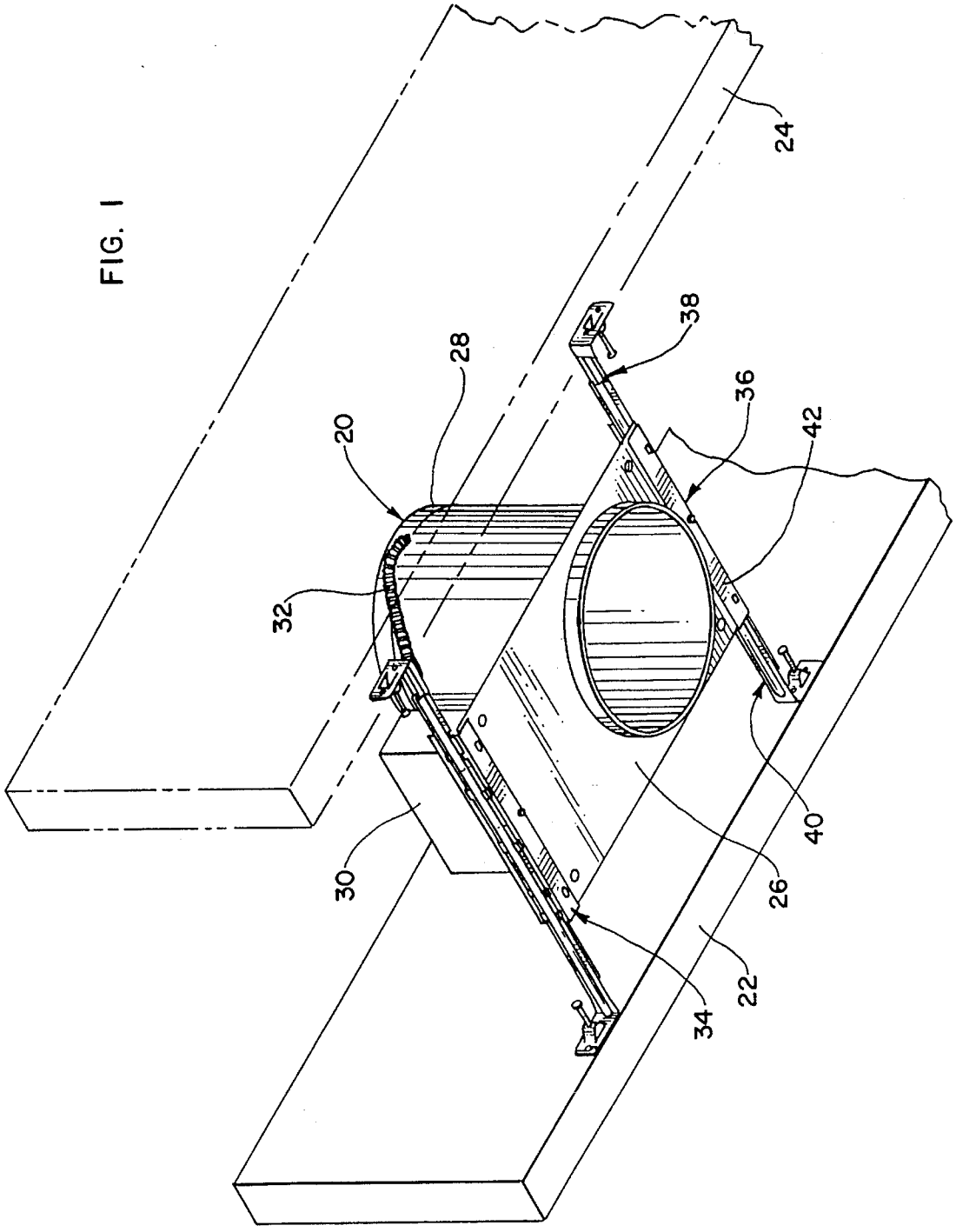


FIG. 1



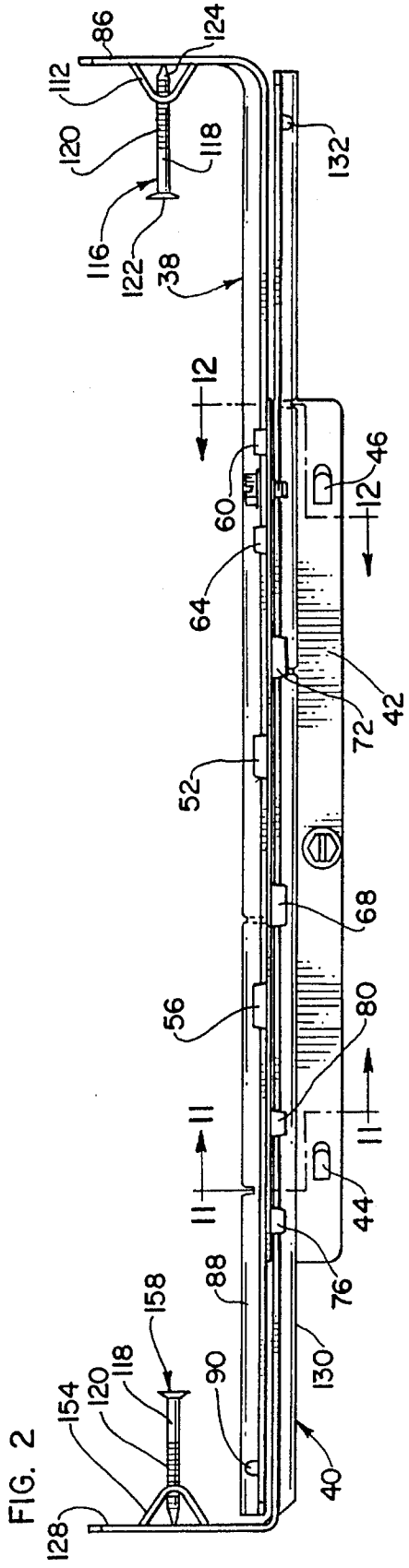


FIG. 2

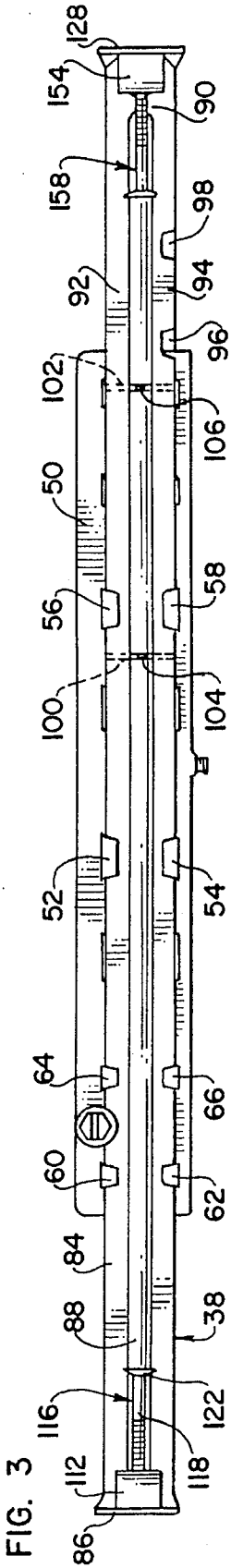


FIG. 3

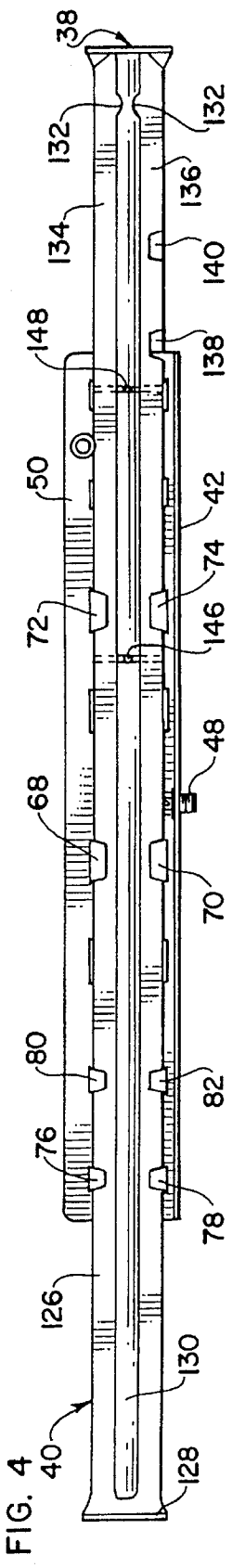


FIG. 4

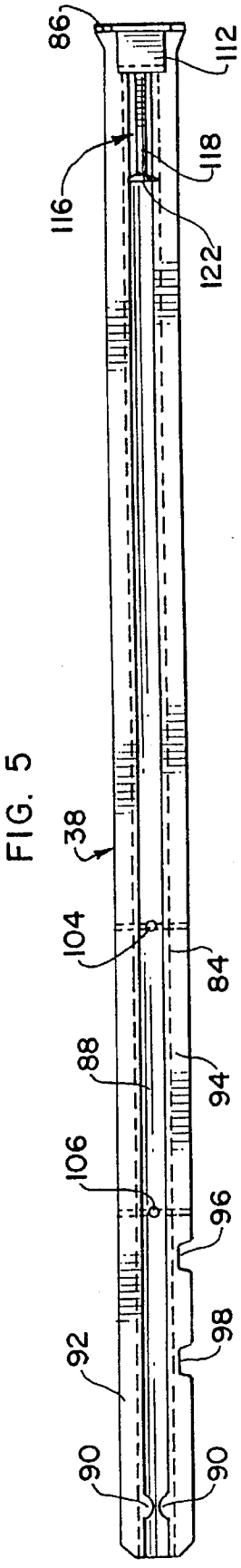

86
112
118
116
122
38
104
84
88
94
106
96
98
92
90
90

FIG. 5

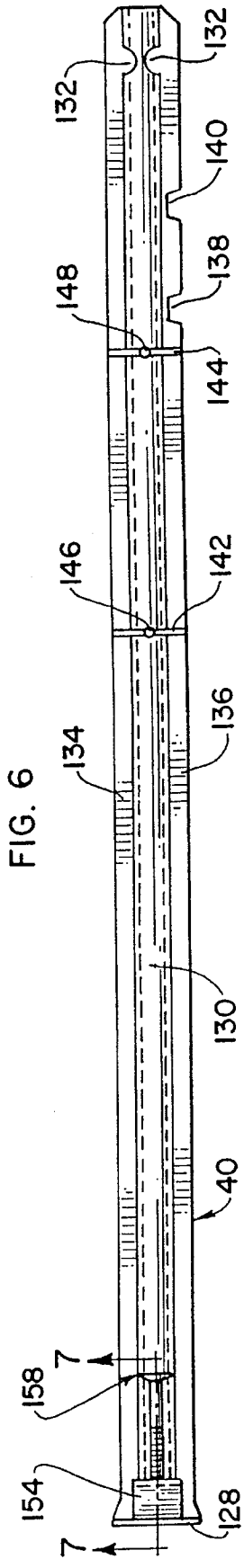

132
132
140
138
148
144
146
142
134
136
130
40
158
7
154
128
7

FIG. 6

FIG. 8

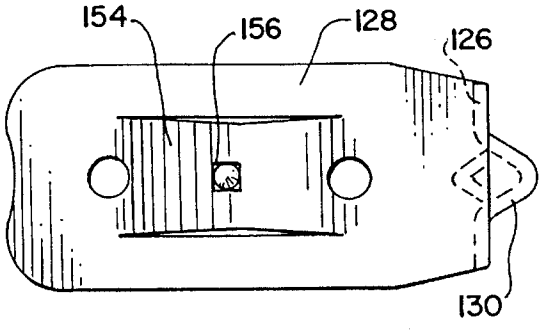


FIG. 7

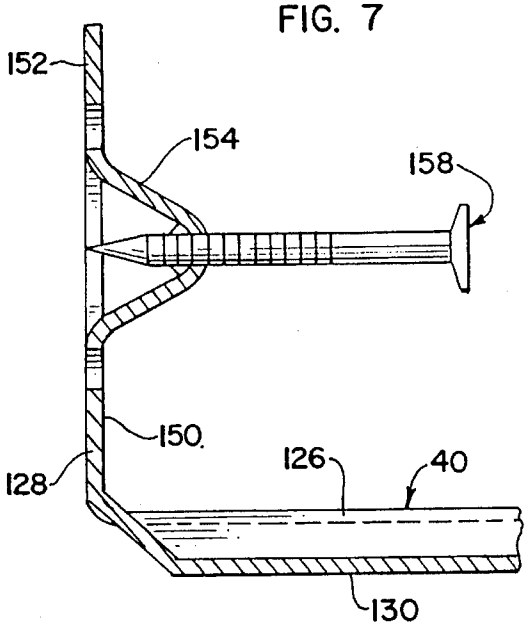


FIG. 9

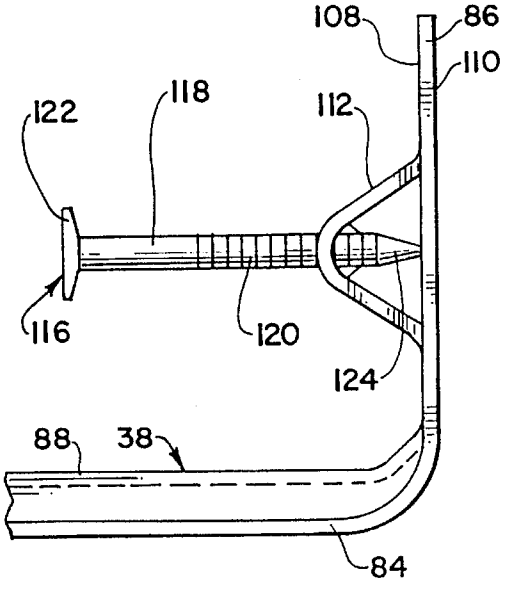


FIG. 10

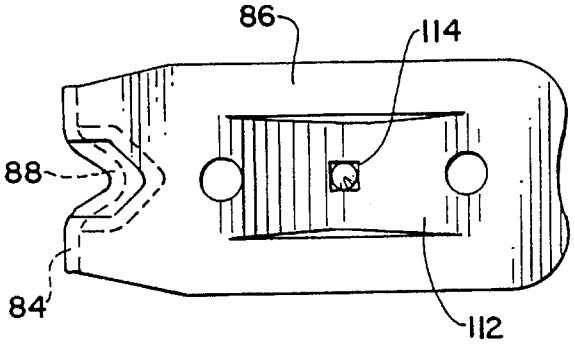


FIG. 11

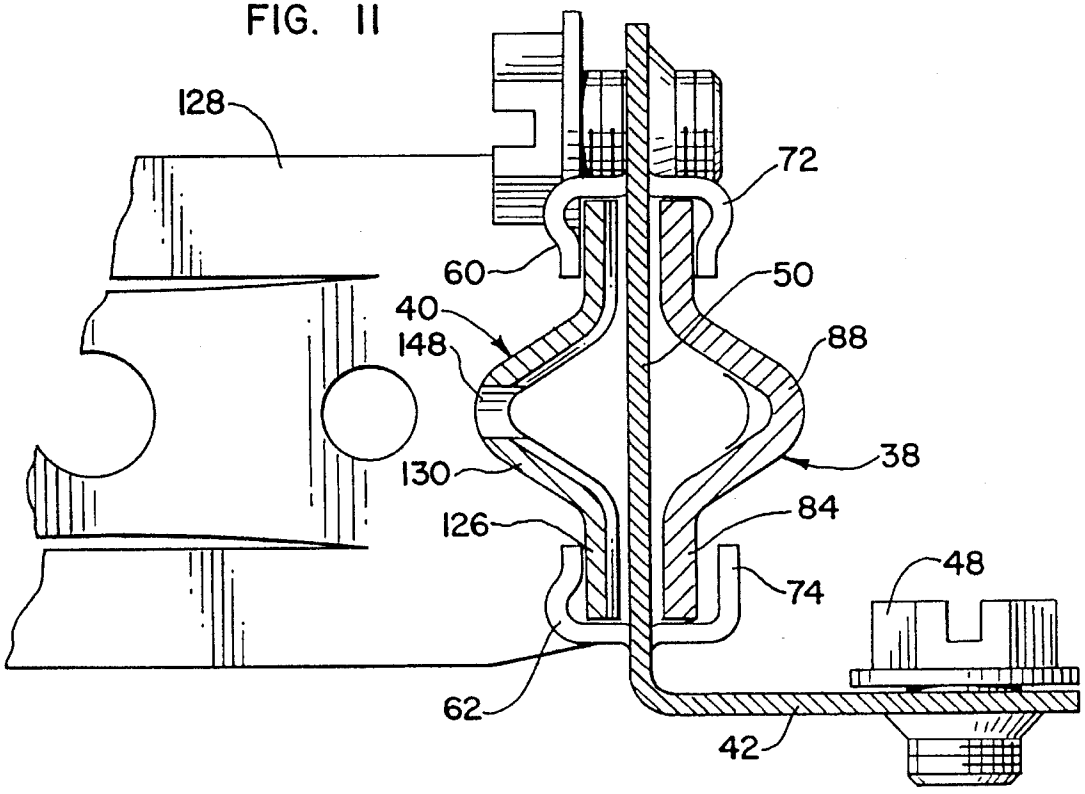
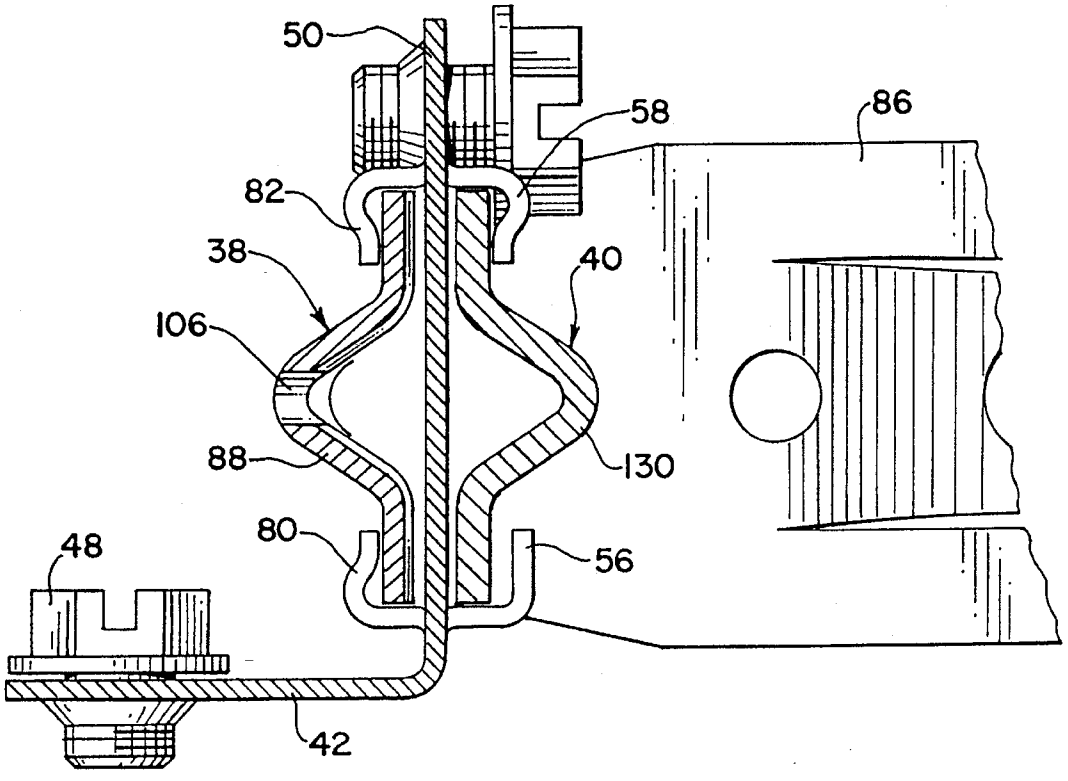

128
72
60
50
40
148
88
38
130
84
126
48
74
62
42

FIG. 12


50
58
86
82
38
40
106
88
130
80
56
48
42

BAR HANGER FOR A RECESSED LIGHT FIXTURE ASSEMBLY

BACKGROUND OF THE INVENTION

The present invention relates to an improved bar hanger used with a recessed light fixture assembly. The utilization of factory made and preassembled recessed light fixture assemblies is well accepted in the lighting industry. One type of recessed lighting fixture which is well accepted is that shown in U.S. Pat. No. 4,972,339, issued Nov. 20, 1990, to Algimantas J. Gabrius, titled, "Recessed Light Fixture Assembly." The Gabrius assembly generally includes a plaster frame with a housing mounted on the plaster frame. A lamp socket is mounted within the housing. A wire junction box is mounted on the plaster frame and is connected to the lamp socket. The plaster frame has bar hangers on a pair of opposite sides of the plaster frame for mounting the assembly between support members. Another type of recessed light fixture is disclosed in U.S. Pat. No. 5,222,800, issued Jun. 29, 1993, to Kingsley Chan et al, titled, "Recessed Lighting Fixture." The Chan et al recessed light fixture does not have a plaster frame, but rather, bar hangers are connected directly to opposite sides of a housing. In either construction, the bar hangers are attached to a pair of support members, such as, rafters or joists. The method of installation of recessed light fixtures is well known and described in detail in the two aforementioned patents to Gabrius and Chan et al.

One of the problems in the utilization of a factory made preassembled recessed light fixture assembly is that the bar hangers may be too long for the distance between support members, such as, rafters or joists. It is necessary for the installer to shorten the bar hangers. Typically, the installer will use a hacksaw to cut through the bar hanger to shorten the bar hanger. In an effort to save time, the cut into the bar hanger may not be deep enough so that when there is an attempt to break the bar hanger by bending, the metal is bent a substantial amount before it breaks. The excessive bending prevents the bar hanger from being readily reconnected into the light fixture assembly. Thus, the bar hanger requires replacement or the entire assembly may be discarded. The time and effort utilized in dealing with a shortening operation of the bar hanger may result in an undue amount of time taken for the installation of a recessed light fixture assembly.

It is desirable to provide a bar hanger for use in a recessed light fixture assembly wherein the bar hanger may be selectively shortened by fracturing the bar hanger at a selected position without interfering with the normal reinstallation of the bar hanger into the remainder of the recessed light fixture assembly.

SUMMARY OF THE INVENTION

The present invention relates to an improved bar hanger for use in a recessed light fixture assembly. The bar hanger supports the assembly on a support member. The bar hanger includes an elongated arm having its length substantially greater than its width. A mounting ear is fixed on one end of the arm. The mounting ear is adapted to be connected to a fastener to secure the ear to a support member. A score is formed in the arm. The score extends across the length of the arm, whereby the arm may be selectively fractured at the score to shorten the length of the arm.

BRIEF DESCRIPTION OF THE DRAWINGS

FIG. **1** is a perspective view of a recessed light fixture assembly including bar hangers each of which is a specific embodiment of the present invention;

FIG. **2** is a top view of a right and left bar hanger mounted in a bar hanger bracket of the recessed light fixture assembly of FIG. **1**;

FIG. **3** is a side elevational view of the bar hanger bracket and the bar hangers of FIG. **2**;

FIG. **4** is a side elevational view of the bar hanger bracket and a pair of bar hangers of FIG. **2**;

FIG. **5** is a plan view of a left bar hanger embodying the present invention;

FIG. **6** is a plan view of a right bar hanger embodying the present invention;

FIG. **7** is an enlarged cross sectional view taken on line **7—7** of FIG. **6**;

FIG. **8** is an end view of the bar hanger of FIG. **6**;

FIG. **9** is an enlarged fragmentary portion of an ear and a portion of the arm of FIG. **5**;

FIG. **10** is an end view of bar hanger of FIG. **5**;

FIG. **11** is an enlarged fragmentary cross sectional view taken on line **11—11** of FIG. **2**; and

FIG. **12** is an enlarged fragmentary cross sectional view taken on line **12—12** of FIG. **2**.

DESCRIPTION OF THE PREFERRED EMBODIMENT

Referring now to the drawings and especially to FIG. **1**, a recessed light fixture assembly generally indicated by numeral **20** is shown mounted between a pair of joists **22** and **24** (joist **24** is shown in phantom view), as is conventional. Light fixture assembly **20** generally includes a conventional plaster frame **26** with a conventional housing **28** mounted on the frame. A conventional lamp socket is mounted in the housing **28** though the lamp socket is not shown herein. A conventional wiring junction box **30** is mounted on the plaster frame and is connected to the lamp socket by a conduit **32**. A bar hanger bracket **34** is mounted on one side of plaster frame **26**, and a second bar hanger bracket **36** is mounted on the opposite side of plaster frame **26**. A left bar hanger **38** is slidably mounted in bar hanger bracket **34**, as is right bar hanger **40**.

Bar hanger bracket **36** is identical to bar hanger **34** and like numbers are used for the individual parts of the bar hangers. Bar hanger **36** includes a ledge **42** which carries a pair of integrally formed hooks **44** and **46** to secure the bar hanger bracket to plaster frame **26**, as is conventional. A conventional screw **48** prevents hooks **44** and **46** from disengaging the plaster frame. A side wall **50** is formed integral with ledge **42**.

A plurality of tabs and fingers is formed on one side of the side wall to hold slidably the left bar hanger as may be best seen in FIG. **3**. Spaced retaining tabs **52** and **54** are formed integral with the outer surface of side wall **50**. Second retaining tabs **56** and **58** are also formed integral with side wall **50**, and are aligned with retaining tabs **52** and **54**, respectively, to receive slidably the left bar hanger. Retaining fingers **60** and **62** are formed integral with side wall **50** on the same side as retaining tabs **52**, **54**, **56** and **58**. Second retaining fingers **64** and **66** are formed integral with side wall **50**. The retaining fingers **60**, **62**, **64** and **66** are aligned with retaining tabs **52**, **54**, **56** and **58**, respectively, so that the left bar hanger may slide between the retaining tabs and the retaining fingers.

A plurality of interior tabs and fingers is found on the opposite side of the side wall to hold slidably the right bar hanger as is shown in FIG. **4**. Side wall **50** has on its opposite

or interior side integrally formed interior retaining tabs **68** and **70**. Second interior retaining tabs **72** and **74**, which are aligned with retaining tabs **68** and **70**, are formed integral with side wall **50**. Side wall **50** also has integrally formed spaced interior retaining fingers **76** and **78**, and second interior retaining fingers **80** and **82**, which are aligned with retaining fingers **76** and **78**, respectively. The interior retaining fingers **76**, **78**, **80** and **82** are aligned with interior retaining tabs **68**, **70**, **72** and **74**, respectively, as may be seen in FIG. **4**, so that right bar hanger **40** may slide there between but be held to the bar hanger bracket as is conventional.

Left bar hanger **38** includes an elongated arm **84** with a mounting ear **86** formed integral on one end of the arm, as may be seen in FIGS. **2**, **3** and **5**. Ear **86** is substantially perpendicular to the arm. The elongated arm **84** has a length which is substantially greater than its width. A stiffener rib **88** is formed in substantially the entire length of arm **84** to make the arm rigid. The rib is positioned in the middle of the width of the arm. Rib **88** protrudes outward in the same direction as ear **86**. The rib has a pair of indentations **90** adjacent to its free end to form a locking stop for the arm. The arm has an upper edge **92** and a lower edge **94**. The lower edge has a pair of assembly notches **96** and **98** which are similar in shape to retaining fingers **62** and **66**. Assembly notches **96** and **98** are spaced apart the same distance as retaining fingers **62** and **66**, so that the bar hanger may be disengaged from the bar hanger bracket.

Arm **84** has a pair of identical scores **100** and **102** formed on one side so that the scores extend into the stiffening rib. In this specific instance, the thickness of the arm steel material is approximately 0.124 cm., and the depth of the scores is approximately 0.063 cm. Break apertures **104** and **106** are formed in arm **84** in the center of the rib, and thus, midway between edges **92** and **94**. Break apertures **104** and **106** extend through the arm to communicate with scores **100** and **102**, respectively. The position of the scores **100** and **102** is adjacent to side wall **50**. The scores cooperate with respective break apertures to facilitate fracture of the arm. When it is necessary to shorten arm **84**, an installer need only remove the bar hanger from the bar hanger bracket and bend the arm at one of the selected scores, so that the arm fractures at the score without distorting the arm. The bar hanger with the shortened arm is then replaced in the bar hanger bracket for use.

Ear **86** has an inner face **108** and an outer face **110**. The ear has a bridge **112** formed integrally therein which bridge contains a fastener aperture **114**. The fastener aperture has mounted therein a fastener **116**, which in this instance is a conventional dry wall nail. The dry wall nail includes a shank **118** with serrations **120**. A conventional head **122** is formed on end of the shank and a point **124** is formed on the other end of the shank. Nail **116** is positioned in the fastener aperture **114** in such a manner that point **124** is positioned between bridge **112** and outer face **110**, so that the point does not extend beyond the ear and thereby create a hazard when the light fixture assembly is handled.

Right bar hanger **40**, which is also made of steel in this instance, has a similar construction to left bar hanger **38** described in detail above. The right bar hanger includes an elongated arm **126** with a mounting ear **128** formed integral therewith. Ear **128** is substantially perpendicular to the arm as may be best seen in FIGS. **2** and **7**. Elongated arm **126** has a length which is substantially greater than its width as may be seen in FIGS. **4** and **6**. A stiffener rib **130** is formed in substantially the entire length of arm **126** to make the arm rigid. Rib **130** in contrast to rib **88** of the left bar hanger protrudes in the opposite direction of respective ear **128**. Rib **130** is positioned in the middle of the width of the arm. Rib **130** has a pair of indentations **132** adjacent to its free end to form a locking stop for the arm.

Arm **126** has an upper edge **134** and a lower edge **136**. The lower edge has a pair of assembly notches **138** and **140** which are similar in shape to retaining fingers **78** and **82**, and are spaced apart the same distance as those retaining fingers so that the bar hanger may be disengaged from the bar hanger bracket. Arm **126** has a pair of scores **142** and **144** formed in one side thereof so that the scores extend into the stiffening rib **130**. Scores **142** and **144** are identical to scores **100** and **102** in the left bar hanger **38**. Break apertures **146** and **148** are formed in arm **126** in the center of rib **130** and extend through the arm to communicate with scores **142** and **144**, respectively. The position of the scores **142** and **144** is adjacent to side wall **50**. Scores **142** and **144** cooperate with the respective break apertures **146** and **148** to facilitate a fracture of arm **126** in the same manner that scores **100** and **102** cooperate with the break apertures **104** and **106**, respectively, to facilitate fracture of arm **84**.

Ear **128** has an inner face **150** and an outer face **152**. Ear **128** has an integral bridge **154** identical to bridge **112** of ear **86**. Bridge **154** includes a fastener aperture **156** which receives fastener **158** in the same manner that ear **86** receives fastener **116**. Fastener **158** is identical in construction to fastener **116** and the same numerals for like parts are used on fastener **158** as are used on fastener **116**.

The installation of recessed light fixture assembly **20** is greatly facilitated over the installation of prior art recessed light fixture assemblies in the event that it is found that the distance between supporting members, such as, joists **22** and **24**, is too small to accommodate the length of the bar hangers. It is a simple matter for the installer to remove the bar hangers from the bar hanger bracket and break off a desired length of the bar hanger. The fracture of the arm of the bar hanger is accomplished by bending the arm at a selected score and break aperture. The stiffening rib extending along the respective arm of the bar hanger improves the rigidity of the bar hanger. The score with the break aperture allows the arm of the bar hanger to be fractured with a minimum of distortion of the arm so that the bar hanger is capable of being used in its respective bar hanger bracket.

The recessed light fixture assembly with shortened bar hangers is then placed between supporting members, such as, joists **22** and **24**. The installer has the advantage of having fasteners mounted in the ears. The installer need only to strike the head of the fastener with an instrument, such as, a hammer to drive the fastener into the supporting member. Inasmuch as the outer surface of the respective ear is substantially perpendicular to the bar hanger arm, the recessed light fixture assembly is properly positioned relative to the joists. The instant recessed light fixture assembly is quickly and easily installed in its selected position with a minimum of effort on the part of the installer and without damage to the light fixture assembly or portions thereof by shortening the bar hangers.

Although a specific embodiment of the herein disclosed invention has been shown and described in detail above, it is readily apparent that those skilled in the art may make various modifications and changes to the disclosed invention without departing from the spirit thereof. It is to be expressly understood that the instant invention is limited only by the claims, and the foregoing specification and the drawings are provided herein in order to comply with the appropriate requirements of disclosure of the invention.

What is claimed is:

1. A bar hanger for use in a recessed light fixture assembly to support the assembly on a support member comprising; an elongated arm having its length substantially greater than its width, a stiffener rib formed integral with said elongated arm, said stiffener rib extending substantially the length of the arm to make the arm substantially rigid along its length, a mounting ear fixed on one end of said arm, said mounting ear being adapted to be connected to a fastener to secure the ear to a support member, a score in said arm extending across the length of the arm, and a break aperture in the stiffener rib extending through the rib and communicating with the score, whereby said arm and stiffener rib may be selectively fractured at the score and the break aperture to shorten the length of the arm.

2. A bar hanger for use in a recessed light fixture assembly to support the assembly on a support member as defined in claim **1**, wherein said mounting ear is formed integral with the arm, said mounting ear being substantially perpendicular to the arm to hold the arm substantially perpendicular to a support member when the ear is secured to that support member.

3. A bar hanger for use in a recessed light fixture assembly to support the assembly on a support member as defined in claim **1**, including, a bridge formed integral with the mounting ear and extending over a portion of the arm, said mounting ear having an inner face and an outer face, said outer face being adapted to be positioned adjacent to the support member, and a fastener mounted in the bridge, said fastener having a point positioned between the bridge and outer face of the ear.

4. A bar hanger for use in a recessed light fixture assembly to support the assembly on a support member as defined in claim **1**, wherein said stiffener rib is positioned substantially midway between opposite sides of the width of the arm, and said break aperture extending through the center of the stiffener rib to facilitate a selective fracture of the arm and the stiffener rib at the score.

5. A bar hanger for use in a recessed light fixture assembly to support the assembly on a support member as defined in claim **1**, wherein said break aperture is positioned midway between opposite sides of the width of the arm to facilitate a selective fracture of the arm and the stiffener rib at the score.

6. A bar hanger for use in a recessed light fixture assembly to support the assembly on a support member as defined in claim **1**, wherein said mounting ear is formed integral with the arm, said mounting ear being substantially perpendicular to the length of the arm to hold the arm substantially perpendicular to a support member when the ear is secured to that support member, said mounting ear having an inner face and an outer face, said outer face being adapted to be positioned adjacent to the support member, a bridge formed integral with the mounting ear and extending over a portion of the arm, a fastener mounted in the bridge, said fastener having a point extending in a direction opposite to the direction of extension of the length of the arm, said point being positioned between the bridge and the outer face of the ear, and said break aperture positioned in the center of the stiffener rib communicating with the score to facilitate a selective fracture of the arm at the score.

* * * * *

Name & Address:
Grant Kinsel (SBN 172407)
Perkins Coie LLP
1888 Century Park East, Suite 1700
Los Angeles, CA 90067

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Juno Lighting, LLC PLAINTIFF(S) v. Nora Lighting, Inc. DEFENDANT(S).	CASE NUMBER CV13-00981 JEM **SUMMONS**

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☑ complaint ☐ _____ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Grant Kinsel, whose address is Perkins Coie LLP, 1888 Century Park East, Suite 1700, Los Angeles, CA 90067. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Dated: FEB 11 2013

Clerk, U.S. District Court

By: _____
Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

Name & Address:
Grant Kinsel (SBN 172407)
Perkins Coie LLP
1888 Century Park East, Suite 1700
Los Angeles, CA 90067

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Juno Lighting, LLC

PLAINTIFF(S)

v.

Nora Lighting, Inc.

DEFENDANT(S).

CASE NUMBER

CV13-00981 JEM

SUMMONS

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☑ complaint ☐ _____ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Grant Kinsel, whose address is Perkins Coie LLP, 1888 Century Park East, Suite 1700, Los Angeles, CA 90067. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Dated: FEB 11 2013

Clerk, U.S. District Court

By: JULIE PRADO
Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA

CIVIL COVER SHEET

CONFORMED COPIES

I (a) PLAINTIFFS (Check box if you are representing yourself ☐)	DEFENDANTS
Juno Lighting, LLC	Nora Lighting, Inc.
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)	Attorneys (If Known)
Grant Kinsel (SBN 172407), Perkins Coie LLP 1888 Century Park East, Suite 1700 Los Angeles, CA 90067 310 788-9900	

I. BASIS OF JURISDICTION (Place an X in one box only.)

☐ 1 U.S. Government Plaintiff ☑ 3 Federal Question (U.S. Government Not a Party)

☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.)

	PTF	DEF		PTF	DEF
Citizen of This State	☐ 1	☐ 1	Incorporated or Principal Place of Business in this State	☐ 4	☐ 4
Citizen of Another State	☐ 2	☐ 2	Incorporated and Principal Place of Business in Another State	☐ 5	☐ 5
Citizen or Subject of a Foreign Country	☐ 3	☐ 3	Foreign Nation	☐ 6	☐ 6

IV. ORIGIN (Place an X in one box only.)

☑ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify): ☐ 6 Multi-District Litigation ☐ 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: **JURY DEMAND:** ☑ Yes ☐ No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: ☐ Yes ☑ No ☐ **MONEY DEMANDED IN COMPLAINT: $**_____

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

Patent Infringement(28 USC § 1331, 1338(a))

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES
- ☐ 400 State Reapportionment
- ☐ 410 Antitrust
- ☐ 430 Banks and Banking
- ☐ 450 Commerce/ICC Rates/etc.
- ☐ 460 Deportation
- ☐ 470 Racketeer Influenced and Corrupt Organizations
- ☐ 480 Consumer Credit
- ☐ 490 Cable/Sat TV
- ☐ 810 Selective Service
- ☐ 850 Securities/Commodities/ Exchange
- ☐ 875 Customer Challenge 12 USC 3410
- ☐ 890 Other Statutory Actions
- ☐ 891 Agricultural Act
- ☐ 892 Economic Stabilization Act
- ☐ 893 Environmental Matters
- ☐ 894 Energy Allocation Act
- ☐ 895 Freedom of Info. Act
- ☐ 900 Appeal of Fee Determination Under Equal Access to Justice
- ☐ 950 Constitutionality of State Statutes

CONTRACT
- ☐ 110 Insurance
- ☐ 120 Marine
- ☐ 130 Miller Act
- ☐ 140 Negotiable Instrument
- ☐ 150 Recovery of Overpayment & Enforcement of Judgment
- ☐ 151 Medicare Act
- ☐ 152 Recovery of Defaulted Student Loan (Excl. Veterans)
- ☐ 153 Recovery of Overpayment of Veteran's Benefits
- ☐ 160 Stockholders' Suits
- ☐ 190 Other Contract
- ☐ 195 Contract Product Liability
- ☐ 196 Franchise

REAL PROPERTY
- ☐ 210 Land Condemnation
- ☐ 220 Foreclosure
- ☐ 230 Rent Lease & Ejectment
- ☐ 240 Torts to Land
- ☐ 245 Tort Product Liability
- ☐ 290 All Other Real Property

TORTS PERSONAL INJURY
- ☐ 310 Airplane
- ☐ 315 Airplane Product Liability
- ☐ 320 Assault, Libel & Slander
- ☐ 330 Fed. Employers' Liability
- ☐ 340 Marine
- ☐ 345 Marine Product Liability
- ☐ 350 Motor Vehicle
- ☐ 355 Motor Vehicle Product Liability
- ☐ 360 Other Personal Injury
- ☐ 362 Personal Injury-Med Malpractice
- ☐ 365 Personal Injury-Product Liability
- ☐ 368 Asbestos Personal Injury Product Liability

IMMIGRATION
- ☐ 462 Naturalization Application
- ☐ 463 Habeas Corpus-Alien Detainee
- ☐ 465 Other Immigration Actions

TORTS PERSONAL PROPERTY
- ☐ 370 Other Fraud
- ☐ 371 Truth in Lending
- ☐ 380 Other Personal Property Damage
- ☐ 385 Property Damage Product Liability

BANKRUPTCY
- ☐ 422 Appeal 28 USC 158
- ☐ 423 Withdrawal 28 USC 157

CIVIL RIGHTS
- ☐ 441 Voting
- ☐ 442 Employment
- ☐ 443 Housing/Accommodations
- ☐ 444 Welfare
- ☐ 445 American with Disabilities - Employment
- ☐ 446 American with Disabilities - Other
- ☐ 440 Other Civil Rights

PRISONER PETITIONS
- ☐ 510 Motions to Vacate Sentence Habeas Corpus
- ☐ 530 General
- ☐ 535 Death Penalty
- ☐ 540 Mandamus/ Other
- ☐ 550 Civil Rights
- ☐ 555 Prison Condition

FORFEITURE/ PENALTY
- ☐ 610 Agriculture
- ☐ 620 Other Food & Drug
- ☐ 625 Drug Related Seizure of Property 21 USC 881
- ☐ 630 Liquor Laws
- ☐ 640 R.R. & Truck
- ☐ 650 Airline Regs
- ☐ 660 Occupational Safety /Health
- ☐ 690 Other

LABOR
- ☐ 710 Fair Labor Standards Act
- ☐ 720 Labor/Mgmt. Relations
- ☐ 730 Labor/Mgmt. Reporting & Disclosure Act
- ☐ 740 Railway Labor Act
- ☐ 790 Other Labor Litigation
- ☐ 791 Empl. Ret. Inc. Security Act

PROPERTY RIGHTS
- ☐ 820 Copyrights
- ☑ 830 Patent
- ☐ 840 Trademark

SOCIAL SECURITY
- ☐ 861 HIA (1395ff)
- ☐ 862 Black Lung (923)
- ☐ 863 DIWC/DIWW (405(g))
- ☐ 864 SSID Title XVI
- ☐ 865 RSI (405(g))

FEDERAL TAX SUITS
- ☐ 870 Taxes (U.S. Plaintiff or Defendant)
- ☐ 871 IRS-Third Party 26 USC 7609

FOR OFFICE USE ONLY: Case Number: CV13-00981

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☑ No ☐ Yes
If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☑ No ☐ Yes
If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:
(Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.
☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	Illinois

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.
☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.
Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

*** Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties**
Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER): _____ Date February 11, 2013

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))