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*Attorneys for Plaintiffs Seiko Epson Corporation,
Epson America, Inc., and Epson Portland Inc.*

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

CV '08 - 0452 - D.

SEIKO EPSON CORPORATION,
a Japan corporation; **EPSON AMERICA,**
INC., a California corporation; and **EPSON**
PORTLAND INC., an Oregon corporation,

Plaintiffs,

v.

INKJETMADNESS.COM, INC. dba
INKGRABBER.COM, a California
corporation; **ACECOM INC - SAN**
ANTONIO, dba INKSELL.COM, a Texas
corporation; **COMPTREE INC., dba**
MERITLINE.COM, a California
corporation; **MEDIA STREET INC., dba**
MEDIASTREET.COM, a New York
corporation,

Defendants.

Civil No. _____

**COMPLAINT FOR
PATENT INFRINGEMENT**

DEMAND FOR JURY TRIAL

Plaintiffs Seiko Epson Corporation, Epson America, Inc., and Epson Portland

Inc., for their Complaint herein, allege as follows:

THE PARTIES

1. Plaintiff Seiko Epson Corporation ("Seiko Epson") is a corporation organized and existing under the laws of Japan. Its principal place of business is located at 3-3-5 Owa Suwa-Shi Nagano-Ken, 392-8502, Japan.

2. Plaintiff Epson America, Inc. ("Epson America") is a corporation organized and existing under the laws of the State of California. Its principal place of business is located at 3840 Kilroy Airport Way, Long Beach, California 90806. As the North American sales, marketing and customer service affiliate of Seiko Epson, Epson America is the exclusive licensee of the Epson Patents described below for distributing in the United States Epson ink cartridges that embody the inventions contained in the Epson Patents.

3. Plaintiff Epson Portland Inc. ("Epson Portland") is a corporation organized and existing under the laws of the State of Oregon. Its principal place of business is located at 3950 NW Alcock Place, Hillsboro, Oregon 97124. Epson Portland is the exclusive licensee of the Epson Patents described below for manufacturing in the United States Epson ink cartridges that embody the inventions contained in the Epson Patents. (Seiko Epson, Epson America and Epson Portland are sometimes referred to collectively herein as "Epson" or "Plaintiffs.")

4. Plaintiffs produce and sell ink cartridges utilizing Epson's patented technology and designs in the United States and in this judicial district.

5. Upon information and belief, defendant Inkjetmadness.com, Inc. ("Inkjetmadness") is a corporation organized and existing under the laws of California. Its principal place of business is located at 2205 First Street #103, Simi Valley, CA 93065. Inkjetmadness does business on-line as "inkgrabber.com," through at least its website *inkgrabber.com*.

6. Upon information and belief, defendant Acecom Inc - San Antonio ("Acecom") is a company organized and existing under the laws of Texas. Its principal place of business is located at 14833 Bulverde Rd., San Antonio, TX 78247. Acecom does business on-line as "inksell.com," through at least its website *inksell.com*.

7. Upon information and belief, defendant Comptree Inc. ("Comptree") is a company organized and existing under the laws of California. Its principal place of business is located at 18961 East Arenth Ave., City of Industry, CA 91748. Comptree does business on-line as "meritline.com," through at least its website *meritline.com*.

8. Upon information and belief, defendant Media Street Inc. ("Media Street") is a company organized and existing under the laws of New York. Its principal place of business is located at 44 West Jefryn Blvd., Unit Y, Deer Park, NY 11729. Media Street does business on-line as "mediastreet.com," through at least its website *mediastreet.com*.

9. For ease of reference, the defendants listed in ¶¶ 5-8 are sometimes referred to collectively herein as "Defendants."

JURISDICTION AND VENUE

10. This action arises under the patent laws of the United States, 35 U.S.C. § 271. This Court has jurisdiction over the action pursuant to 28 U.S.C. §§ 1331 and 1338(a).

11. Venue is proper in this district under 28 U.S.C. §§1391(b)-(d) and 1400(b). Defendants have committed acts of infringement in this judicial district and/or reside in this judicial district.

CLAIM FOR RELIEF

(Patent Infringement—35 U.S.C. § 271)

12. Epson incorporates by reference each and every allegation contained in ¶¶ 1-11 as though fully set forth at length.

13. Epson owns all right, title, and interest in, including the right to sue thereon and the right to recover for infringement thereof, United States Patent No. 5,615,957 (the "957 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on April 1, 1997; United States Patent No. 5,622,439 (the "439 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on April 22, 1997; United States Patent No. 5,158,377 (the "377 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on October 27, 1992; United States Patent No. 5,221,148 (the "148 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on June 22, 1993; United States Patent No. 5,488,401 (the "401 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on January 30, 1996; United States Patent No. 6,502,917 (the "917 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on January 7, 2003; United States Patent No. 6,955,422 (the "422 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on October 18, 2005; United States Patent No. 7,008,053 (the "053 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on March 7, 2006; United States Patent No. 7,011,397 (the "397 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on March 14, 2006; United States Patent No. 6,193,364 (the "364 patent"), which was duly and legally issued to Seiko Epson by the United States Patent and Trademark Office on February 27, 2001; United States Patent No. 6,550,901 (the "901 patent"), which was

