



BENNY KONG & YEUNG
SOLICITORS

江炳滔律師事務所

Agents for Patents, Trade Marks and Designs
專利、商標及外觀設計註冊代理人



DATE: 4th July 2011
OUR REF: 13287-L/BK/B/126-wahfay
YOUR REF:
REPLY TO: Ms. Jennifer Chong/ Ms. Elsie Lau
Direct email: elsielau@bk.com.hk

香港金鐘夏慤道16號遠東
金融中心 29樓2901室
Unit 2901, 29th Floor, Far
East Finance Centre, 16
Harcourt Road, Admiralty,
Hong Kong

☎ : +852 2519 3567
☎ : +852 2519 3610
(Litigation)
+852 2519 9758
Registration)
enquiry@bk.com.hk
www.bk.com.hk

BY POST BY FAX (86-574-27855716)

**BY EMAIL (wahfay@wahfay.com; sunny27851990@gmail.com;
export1@wahfay.com; wahfay110@126.com; export15@wahfay.com;
hfexport15@gmail.com; export20@wahfay.com; export20@gmail.com;
export17@wahfay.com; hfexport17@gmail.com; export8@wahfay.com;
hfexport8@gmail.com; export21@wahfay.com; hfexport21@gmail.com;
export11@wahfay.com; wfexport11@gmail.com; export@winnprime.com)**

China Ningbo Wahfay Industrial (group) Co., Ltd.
99 Chunhui Road, Wahfay Building,
Yinzhou District, Ningbo,
Zhejiang, China 315105

Attn: Mr. Yonghua Guan/ Mr. Caven Tang

Dear Sir:

Re: Infringement of Copyright

Respondent: China Ningbo Wahfay Industrial (group) Co., Ltd.

We act for Honwell Products (HK) Limited of Hong Kong.

Our client is the owner of the copyright subsisting in original artistic works in relation to the designs of its popular LED light product named "Wireless Led Task Light" with model no. H-620 ("our client's Product"). Our Client has the right to take legal action to protect the said copyright which is protected under the laws in various countries of the World, including PRC and Hong Kong.

Copy of the photograph featuring our client's Product marked **Annexure** is enclosed.

Our client is also the registered proprietor of the design of our client's Product registered in the State Intellectual Property Office of the PRC with registration no. ZL 200630010675.0 ("the PRC Registered Design"). Our client has the right to take legal action to protect the PRC Registered Design which is also protected under the laws in PRC.

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China Ningbo Wahfay Industrial (group) Co., Ltd.

The PRC Registered Design is applied to our client's Product. The rights and privileges conferred in respect of the PRC Registered Design are valid and subsisting.

It has come to our client's attention that you are promoting, offering and/or exposing for a LED light products named "5LED TOUCH LAMP" with model nos. HF918123, HF918132, HF918131, HF918109 and HF918109-A and "3PC 5LED TOUCHING LAMP" with model no. HF918203 ("the Infringing Products"), which are reproductions or contain substantial reproduction of our client's Product.

In particular, you featured photograph of the Infringing Products at your websites, as per the hyperlinks listed below, as follows:-

1. http://wahfay.en.alibaba.com/product/353992959-209521464/5LED_TOUCH_LAMP.html;
2. http://wahfay.en.alibaba.com/product/354001715-209521464/5LED_TOUCH_LAMP.html;
3. http://www.wahfay.com/ProductDetail.asp?id=86781681&class2name=Touch_lamp;
4. http://www.wahfay.com/ProductDetail.asp?id=-393933010&class2name=Touch_lamp;
5. http://www.wahfay.com/ProductDetail.asp?id=-890103038&class2name=Touch_lamp;
6. http://www.wahfay.com/ProductDetail.asp?id=-1303869320&class2name=Touch_lamp;
7. http://www.wahfay.com/ProductDetail.asp?id=-1231432774&class2name=Touch_lamp;
8. http://www.wahfay.com/ProductDetail.asp?id=-1003541680&class2name=Touch_lamp; and
9. http://www.wahfay.com/ProductDetail.asp?id=-1873321749&class2name=Touch_lamp

By such unauthorized acts in dealing with the Infringing Products, you have infringed our client's copyright. You are demanded to immediately stop all dealings in and with the Infringing Products and to confirm that you will comply with the following:-

1. **Forthwith cease** all offer and/or exposure for sale and/or possession or howsoever any dealings in or with the Infringing Products.
2. You undertake to stop dealing in or with the Infringing Products in the future.

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China Ningbo Wahfay Industrial (group) Co., Ltd.

3. You do deliver up to our client all items of Infringing Products, together with any pamphlets, magazines or other advertising media relating thereto.
4. You do disclose, by means of a Statutory Declaration, all of your dealings in or with the Infringing Products, including the name and address of the supplier(s) of the Infringing Products; and exhibiting thereto all purchase documents, receipts and invoices relating to your dealings in or with the Infringing Products.
5. You will pay to our client damages at such amount to be assessed by the court, if not agreed.
6. You will pay to our client costs at such amount to be assessed by the Court, if not agreed.

Our client will also require you to execute a Deed of Undertaking to the above effect.

We trust you will agree to the above terms to avoid unnecessary litigation. If we do not receive your confirmation that you will comply with the above terms **on or before 14th July 2011**, our client will appoint PRC attorneys to institute Court proceedings against you without further notice for injunctions, orders for delivery up, disclosure, legal costs and damages to compensate our client's losses.

If you have any questions, please contact our Ms. Elsie Lau at (+852) 2519 3567.

如對以上有任何問題，請與本行劉小姐聯絡 (電話 +852-2519-3567)。

Yours faithfully,



Benny Kong & Yeung, Solicitors

Encl

JC/el

c.c. (1) client

(2) China Ningbo Wahfay Industrial (group) Co., Ltd. [BY POST (No. 1688, Ningheng Road, (4/F, Canghai Industrial Building), Yinzhou, Ningbo, Zhejiang, China 315105)]

Annexure

Our client's Product named "Wireless Led Task Light"

with model no. H-620

