

專利、商標及外觀設計註冊代理人



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+852 2519 9758 (Registration)

Hong Kong

DATE:

11th May 2010

OUR REF:

13287-L/BK/B/126-plus

YOUR REF:

REPLY TO:

Ms. Jennifer Chong/ Ms. Elsie Lau Direct e-mail: elsielau@bk.com.hk

BY POST BY FAX (86-574-87915101)

Ningbo Plus Bright Imp.&Exp. Incorporated Company Rm 1440-1441, No. 17 Building, Jiuwu Int' Business Building, No.598 Jiangnan Road, Ningbo, Zhejiang, China 315040

Attn:

Ms. Cathy Xia

Dear Sirs,

Re: Infringement of Copyright

Respondent: Ningbo Plus Bright Imp. & Exp. Incorporated Company

We act for Honwell Products (HK) Limited.

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 Track Lighting" with model no. H-703 ("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.

A copy of the photograph featuring our client's Product marked Annexure A is enclosed.

Our client is also the registered proprietor of the designs of our client's Product registered in the Hong Kong Registered Designs Registry with registration no. 0700459.9 ("the Hong Kong Registered Designs"). Our client also has the right to take legal action to protect the Hong Kong Registered Designs which is also protected under the laws in Hong Kong.

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

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Partners: BENNY KONG 江炳滔律師 Direct Line: 3105 5100 EDMOND YEUNG 楊名遠律師 Direct Line: 3105 5106 For other solicitors, please see the above website.

11th May 2010 Ningbo Plus Bright Imp.&Exp. Incorporated Company

It came to our client's attention that you are promoting, offering and/or exposing for sale LED light product named "9LED Wireless LED Light (6AAA)" with model no. PL8003 ("the Infringing Product"), which is a reproduction or contains substantial reproductions of our client's Product.

In particular, you featured a photograph of the Infringing Product at your website at http://www.alibaba.com/product-gs/281885191/9LED_Wireless_LED_Light_6AAA.html

A copy of the webpage featuring the Infringing Product marked Annexure B is enclosed.

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

- Forthwith cease all offer and/or exposure for sale and/or possession or howsoever any dealings in or with the Infringing Product.
- 2. You undertake to stop dealing in or with the Infringing Product in the future.
- 3. You do deliver up to our client all items of Infringing Product, together with any pamphlets, magazines or other advertising media relating thereto.
- 4. You do disclose, by means of a <u>Statutory Declaration</u>, all of your dealings in or with the Infringing Product, including the name and address of the supplier(s) of the Infringing Product; and exhibiting thereto all purchase documents, receipts and invoices relating to your dealings in or with the Infringing Product.
- 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.

11th May 2010 Ningbo Plus Bright Imp.&Exp. Incorporated Company

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 <u>on or before 21st May 2010</u>, 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) 25193567.

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,

BKYY

Benny Kong & Yeung, Solicitors Encl JC/Ilk c.c. client

Annexure A

Our client's Product named "Wireless LED Track Lighting" with model no. H-703



Annexure B

Language Optic Check out all Product Listings for led push light Related Searches: led push light (SAAA) Add Product to Favorites Place of Origin Dear States Product States Pr		Products	Suppliers	Buyers		 Whole	sale Product	S		
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