



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

知識產權  
管理計劃  
IPMM

DATE: 15<sup>th</sup> March 2011  
OUR REF: 13287-L/BK/B/126-welkin  
YOUR REF:  
REPLY TO: Ms. Jennifer Chong/ Ms. Elsie Lau  
Direct email: [elsielau@bk.com.hk](mailto: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, 29<sup>th</sup> 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](mailto:enquiry@bk.com.hk)  
🌐 : [www.bk.com.hk](http://www.bk.com.hk)

**BY POST BY FAX (86-574-87673534)**

Welkin Imp & Exp Co, Ltd.  
Room 1002, No. 10,  
Huangguan Garden,  
516 Chuangyuan Road,  
Ningbo, China 315040

Attn: Mr. Jerry Zhu

Dear Sir:

**Re: Infringement of Copyright  
Respondent: Welkin Imp & Exp 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 "Micro Magnifier with LEDs" with model no. H-670 ("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 A** is enclosed.

Our client is also the registered proprietor of the design of our client's Product registered in the Hong Kong Registered Designs Registry and the State Intellectual Property Office of the PRC with registration nos. 0702447.6 and ZL200730323356.X ("the Hong Kong and PRC Registered Designs"). Our client has the right to take legal action to protect the Hong Kong and PRC Registered Designs which are also protected under the laws in Hong Kong and the PRC.

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

.../2

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15<sup>th</sup> March 2011  
Welkin Imp & Exp Co, Ltd.

It has come to our client's attention that you are promoting, offering and/or exposing for a LED light product named "Led Magnifier" with model no. TCM-003 ("the Infringing Product"), which is reproduction or contains substantial reproduction of our client's Product.

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

1. [http://www.alibaba.com/product-gs/330355460/Led\\_Magnifier.html](http://www.alibaba.com/product-gs/330355460/Led_Magnifier.html); and
2. [http://welkinacc.en.alibaba.com/product/330355460-209738056/Led\\_Magnifier.html](http://welkinacc.en.alibaba.com/product/330355460-209738056/Led_Magnifier.html)

Copies of the webpages featuring the Infringing Product marked **Annexure B** are enclosed.

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.
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.

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15<sup>th</sup> March 2011  
Welkin Imp & Exp Co, Ltd.

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 25<sup>th</sup> March 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,

BK+Y

Benny Kong & Yeung, Solicitors

Encl

JC/el

c.c. (1) client

(2) Welkin Imp & Exp Co., Ltd. [BY POST (Room Z305B, Bldg 1, East District, Lianhe District, Development Zone, Ningbo, Zhejiang, China 315040)]

# Annexure A

Our client's Product named "Micro Magnifier with LEDs"

with model no. H-670



# **Annexure B**

Welcome to Alibaba.com, [Join Free](#) | [Sign In](#)

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magnifier

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welkin.en.alibaba.com

### Led Magnifier

FOB Price: [Get Latest Price](#)

Port: Ningbo

Minimum Order Quantity: 5000 Piece/Pieces

Supply Ability: 500,000 Piece/Pieces per Month

Payment Terms: L/C, T/T, Western Union, Paypal

Mr. Jerry Zhu

Offline

[Contact Supplier](#)

Send a Message to this Supplier

#### Supplier Details

**Welkin Imp & Exp Co., Ltd.**

[ Zhejiang, China (Mainland) ]

Business Type:

Manufacturer, Trading Company, Buying Office

[Contact Details](#)

Gold Supplier [2<sup>nd</sup> Year]

A&V Checked

Online Showroom: 539 Products

17 Similar Products from this Supplier

[View this Supplier's Website](#)

[See larger image: Led Magnifier](#)

[Add to My Favorites](#)

#### Product Details

#### Company Profile

[Report](#)

#### Quick Details

Place of Origin: Zhejiang China (Mainland)

Brand Name: Welkin

Model Number: TCM-003

Size: 8.5\*5.6\*0.6cm

Material: Plastic

Magnification: 3X

Color: by customer's request

#### Packaging & Delivery

Packaging Detail: PVC bag, opp bag, white box, color box, blister card.

Delivery Detail: 30days.

#### Specifications

card magnifier, magnifier with light.

Led Card Magnifier is a wonderful promotion gifts and very useful on your travel.

card magnifier, magnifier with light.

Led Card Magnifier is a wonderful promotion gifts and very useful on your travel.

Description:

- 1. Material: PVC+ABS
- 2. Magnification: 3X
- 3. with 2pcs LED lights
- 4. Size: 8.5\*5.6\*0.6cm
- 5. OEM & ODM is available.

#### Send your message to this supplier

From:  Enter email or Member ID

To:  **Mr. Jerry Zhu**  
Welkin Imp & Exp Co., Ltd.

Message:  Enter your inquiry details such as product name, color, size, MOQ, FOB, etc.


Enter between 20 to 3,000 characters, English only.

[Send](#)

#### Related Products

 [Led Card Magnifier](#)

 [Led Card Magnifier](#)

 [Led Card Magnifier](#)

2<sup>nd</sup> year



Welkin Imp & Exp Co., Ltd.

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Welkin Imp & Exp Co., Ltd.  
[ Zhejiang, China (Mainland) ]

A&V Checked

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Company Profile

Company Position

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Trade Fair Schedule

Contact Person

Mr. Jerry Zhu  
Add to my Contacts

Offline

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home products More Gifts for Travel Led Magnifier



### Led Magnifier



Led Magnifier

Add to My Favorites

Product Details:

Place of Origin	Zhejiang, China (Mainland)
Brand Name	Welkin
Model Number	TCM-003
Size	8.5*6.6*0.6cm
Material	Plastic
Magnification	3X
Color	by customer's request

Payment & Shipping Terms:

Price:	<a href="#">Get Latest Price</a>
Minimum Order Quantity:	5000 Piece/Pieces
Port:	Ningbo
Packaging Details:	PVC bag, opp bag, white box, color box, blister card.
Delivery Time:	30days.
Payment Terms:	L/C,T/T,Western Union,Paypal
Supply Ability:	500,000 Piece/Pieces per Month

Offline

View Contact Details

« Prev Product 1 2 3 4 5 6 7 ... Next Product »

#### Detailed Product Description

card magnifier, magnifier with light  
Led Card Magnifier is a wonderful promotion gifts and very useful on your travel.

card magnifier, magnifier with light  
Led Card Magnifier is a wonderful promotion gifts and very useful on your travel.

- Description:
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  - 3.with 2pcs LED lights
  - 4.Size:8.5\*5.6\*0.6cm
  - 5.OEM & ODM is available.

Language Option