



date : 5th April 2012

email : infringement@bk.com.hk

reply to : Mr. Benny Kong/ Ms. Elsie Lau

our ref : 18904-C&D-HON/312

your ref :

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

香港告士打道160號
海外信託銀行大廈
19樓B室

19B, OTB Building
160 Gloucester Road
HongKong

BY POST & BY FAX (86-574-27871279)

Ningbo Reyda Int'l Economic & Trade Corp. Ltd.
Huijin Mansion, 77 Heyi Road,
Ningbo, Zhejiang,
China 315010

Attn: Ms. Maggie Chen

Dear Sirs,

Re: Infringement of Copyright, Design Patent & Unfair Competition
Respondent: Ningbo Reyda Int'l Economic & Trade Corp. Ltd



Infringing Product:

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 the LED light product named "Wireless Led Task Light" with model no. H-620 ("our client's Product") and the reputation and goodwill in our client's Product.

Photo featuring our client's Product marked **Annexure A** is enclosed.

Our client is also the registered proprietor of the below registered designs ("the said Registered Designs"):-

- (A) no. 0802486.9M015 in the Hong Kong Registered Designs Registry; and
- (B) no. ZL 200630010675.0 in the State Intellectual property Office of the People's Republic of China (SIPO).

Our client's Product is manufactured in accordance to the said Registered Designs and/or one/ some of them.

It has come to our client's attention that you have been offering and/or exposing for sale LED light product named "Press N Click Light" with model no. 182318 ("Infringing Product") which is reproduction or contains substantial reproductions of our client's Product.

In particular, you featured photograph of the Infringing Product at a website as per the hyperlinks described below:-

.../2

t : +852 2519 3567
f : +852 2519 3610
e : enquiry@bk.com.hk
w : www.bk.com.hk

Partners	合夥人
Benny Kong	江炳滔律師
David Tsai	蔡永杰律師
Jennifer Chong	莊敏儀律師
Foreign Lawyer	外地律師
Ada Wang	王燕中國律師

BENNY KONG & YEUNG SOLICITORS



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5th April 2012
Ningbo Reyda Int'l Economic & Trade Corp. Ltd.

1. http://www.alibaba.com/product-gs/207968595/Press_N_Click_Light.html; and
2. http://nbreyda.en.alibaba.com/product/207968595-211949570/Press_N_Click_Light.html

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

Such unauthorized acts in dealing with the Infringing Product amount to infringement of copyright and design patent and unfair competition. Our client is entitled to institute Court proceedings against you for injunctions, orders for delivery up and disclosure, legal costs and damages.

You are demanded to **immediately stop** all dealings in and with the Infringing Product and to confirm with us within the next 14 days that you will comply with the followings:-

1. You undertake to stop dealing in or with the Infringing Product in the future.
2. You do deliver up to our client all items of Infringing Product, together with any pamphlets, magazines or other advertising media relating thereto.
3. You do disclose, by means of a Statutory Declaration, all of your dealings in or with the Infringing Product, including the names and addresses of the supplier and buyers of the Infringing Product; and exhibiting thereto all purchase documents, receipts and invoices relating to your dealings in or with the Infringing Product.
4. You will pay to our client damages at such amount to be assessed by the Court, if not agreed.
5. 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.

Unless you forthwith stop dealing in or with the Infringing Product and confirm your acceptance to the above requests on or before 19th April 2012, we shall advise our client to institute Court proceedings against you for injunctions, orders for delivery up and disclosure, legal costs and damages without further notice.

A purported Chinese translation of this letter marked **Annexure C** is enclosed.

Yours faithfully,

BENNY KONG & YEUNG, Solicitors
Encl (Annexures A, B & C)
BK/el
c.c. client

Annexure A

Our client's Product named

"Wireless Led Task Light" with model no. H-620



Annexure B

(The Infringing Product)

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About 99833 results: [LED Lamps \(2010\)](#) , [LED Flashlights \(216\)](#)

[Advanced Search](#)

There are **99833 touch light** from at least **4231 suppliers** on Alibaba.com

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[Language Options](#)



Press N Click Light

Other products by Input Voltage: 12v

FOB Price: [Get Latest Price](#)

Ms. MAGGIE CHEN

Offline

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[Place Order](#) via

Verified Company

Ningbo Reyda Int'l Economic & Trade Corp. Ltd.

[Zhejiang, China (Mainland)]

[A&V Checked](#)

No substantiated complaints in last 90 days

[Contact Details](#)

[View this Supplier's Website](#)

[See larger image: Press N Click Light](#)

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[Product Details](#)

[Company Profile](#)

[Online Showroom: 702 Products](#)

[Other Similar Products from this Supplier](#)

Quick Details

Place of Origin: Zhejiang China (Mainland)

Model Number: 182318

Color: any color

Input Voltage: 4.5V

product: press n click light

Specifications

Touch Lamp,Screw N Click Light, Press Light, Led Light,5 LEDs,diameter 88mm, made of plastic, power:3*AAA batteries. 3pcs per

Touch Lamp,Screw N Click Light, Press Light, Led Light

- Bright white led light,
- Up to 100 hours of light on.
- A single set of batteries.
- No tools required;
- Peel & Stick back.
- 3 different directions light adjustable
- 2 grade bright adjustable.

5 LEDs touch lamp, diameter 88mm, made of plastic, power:3*AAA batteries. 3pcs per pack, 72 packs per ctn.

Send your message to this supplier

From: Enter email or Member ID

To: **Ms. MAGGIE CHEN**
Ningbo Reyda Int'l Economic & Trade Corp. Ltd.

Message:

Enter your inquiry details such as:

- Self introduction
- Required specifications
- Inquire about price/MOQ

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Touch Light



Press N Click Light

Ningbo Reyda Int'l Economic & Trade Corp. Ltd.
[Zhejiang, China (Mainland)]

A&V Checked

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- Carabiner [7]
- Flashing Cup [18]

Company Profile

Quality Control

Management

Contact Person



Ms. MAGGIE CHEN

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Offline

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[Report Suspicious Activity](#)



Press N Click Light

Add to My Favorites

Product Details:

Place of Origin	Zhejiang, China (Mainland)
Model Number	182318
Color	any color
Input Voltage	4.5V
product	press n click light

Payment & Shipping Terms:

Price: [Get Latest Price](#)

Ms. MAGGIE CHEN

Offline

Contact Supplier

Add to Inquiry Cart

Place Order via

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Next Product >>

Detailed Product Description

Touch Lamp,Screw N Click Light, Press Light, Led Light,5 LEDs,diameter 88mm, made of plastic, power:3*AAA batteries. 3pcs per

Touch Lamp,Screw N Click Light, Press Light, Led Light

1. Bright white led light;
2. Up to 100 hours of light on.
3. A single set of batteries.
4. No tools required;
5. Peel & Stick back.
6. 3 different directions light adjustable
7. 2 grade bright adjustable.

5 LEDs touch lamp, diameter 88mm, made of plastic, power:3*AAA batteries. 3pcs per pack, 72 packs per ctn.

Language Option

Suggestions

Annexure C

(Purported Chinese translation)

先生/女士：

有關：侵犯版權、外觀專利及不公平競爭

答辯人：Ningbo Reyda Int'l Economic & Trade Corp. Ltd



侵權產品：

我們代表漢威製品(香港)有限公司。

我們的客戶是燈飾產品「Wireless Led Task Light」型號為 H-620 (「我們客戶的產品」)的原創設計版權持有人，亦是我們客戶的產品的聲譽和商譽擁有着。

標誌著我們客戶的產品的照片請參閱附件 A。

本所客戶產品於(1)中國申請外觀註冊的號碼為 ZL 200630010675.0; 及(2)香港申請外觀註冊的號碼為 0802486.9M015。

我們的客戶的關注到各下提供和/或出售燈飾產品(「侵權產品」)，這是我們客戶的產品的複製品或近乎與我們客戶的產品一樣的複製品。

特別是各下在一個網站上載了侵權產品的照片，網址如下： -

1. http://www.alibaba.com/product-gs/207968595/Press_N_Click_Light.html; 及
2. http://nbreyda.en.alibaba.com/product/207968595-211949570/Press_N_Click_Light.html

附件 B 附載了該些被上載的侵權產品的照片的剪影，供各下參考。

此等未經准許的處理侵權產品行為侵犯了版權，外觀專利及構成不公平競爭。我們的客戶有權對各下提出訴訟，以申請禁制令、交付令及披露、法律費用和賠償。

為了避免訴訟，各下必須立即停止所有有關侵權產品的交易並在 14 天內確認各下將遵守以下事項： -

1. 承諾停止所有有關侵權產品的交易及所有有關我們客戶的產品的複製品或近乎與我們客戶的產品一樣的複製品的交易；
2. 交出所有侵權產品予我們的客戶，需連同任何有關小冊子、雜誌或其他與之相關的廣告媒體一併交出；
3. 披露，以法定聲明的方式，各下的所有有關侵權產品的交易，包括供應商和買家的姓名和地址；以及展示所有與侵權產品有關的採購文件、收據和發票；
4. 支付予我們的客戶賠償，如不能同意則交由法院評估金額；和
5. 支付予我們的客戶合理法律費用，如不能同意則交由法院評估金額；

我們的客戶亦會要求各下就上述事項執行一承諾契據。

除非各下立即停止處理侵權產品並在 2012 年 4 月 19 日之前確認你已接受上述要求，我們會建議我們的客戶對各下提出法律訴訟以申請禁制令、交付令及披露、法律費用和賠償，而不作另行通知。

此信件的中文譯本請見附件 C

江炳滔律師事務所
連附件(附件 A, B 及 C)
BK / el
副件予客戶