



date : 4th January 2013

email : infringement@bk.com.hk

reply to : Mr. David Tsai/Ms. Hedy Luk

our ref : 21479-C&D-HON/113

your ref :

BY EMAIL (raymondok@gmail.com)(godfrey1125@gmail.com)

Honwell Products (HK) Limited
Flat A, 12th Floor
Waylee Industrial Centre
30-38 Tsuen King Circuit
Tsuen Wan, Hong Kong

Attn: Mr. Raymond Lok

Dear Sirs,

Re: Infringement of Copyright, Design Patent & Unfair Competition
Respondent: 北京环球广贸软件技术有限责任公司

Infringing Product: _____

We refer to our letter dated 3rd January 2013 and enclosed you herewith a draft cease and desist letter for your approval.

The causes of action that we advise you to claim against the above Respondent herein are copyright, design patent and unfair competition. If you have the other relevant registration(s) in the country in which the above Respondent carries on the subject business, please advise.

We believe the attached draft is in order and await your comments thereon and/or instruction to engross and issue.

Yours faithfully,

BENNY KONG & YEUNG

Encl.
DT/hl

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

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| 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 |

DRAFT

4th January 2013

infringement@bk.com.hk

Mr. David Tsai/Ms. Hedy Luk

21479-C&D-HON/113

BY POST & BY EMAIL (my@China-telecommunications.com)

北京环球广贸软件技术有限责任公司
中國北京
北京市朝阳区
东四环中路 41 号
嘉泰国际大厦 A 座
1212 室
邮编：100026

Dear Sirs,

Re: Infringement of Copyright, Design Patent & Unfair Competition
侵犯版權、外觀專利及不公平競爭
Respondent 答辯人：北京环球广贸软件技术有限责任公司

Infringing Product 侵權產品:

We act for Honwell Products (HK) Limited.
本所代表漢威製品（香港）有限公司。

Our client is the owner of the copyright subsisting in original artistic works in relation to the design 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.

本所客戶擁有產品“Wireless LED Task Light” 型號 H-620 (“本所客戶產品”)的著作版權，並擁有其成功建立的良好聲譽及商譽。

Our client is also the registered proprietor of the below registrations in Hong Kong and China (“the said Registration”):-
本所客戶產品的外觀設計已於香港及中國註冊:-

(A) Design Patent, no. ZL 200630010675.0 (“the said PRC Design”) in China; and
中國外觀專利註冊號碼為ZL 200630010675.0 (“中國外觀專利”); 及

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北京环球广贸软件技术有限责任公司

- (B) Registered Design, no. 0802486.9M015 in the Hong Kong Registered Designs Registry.
香港外觀設計註冊號碼為 0802486.9M015。

A Photo featuring our client's Product and the Official Record of the said PRC Design marked **Annexure A** are enclosed.

請參閱附件A是本所客戶產品相片及中國外觀專利註冊紀錄的複印本。

It came to our client's attention that you have been assisting and/or causing one company named "Ninghai Zanhao Electrical Co., Ltd." to offer and/or expose for sale product named "5 LED Puck Light" ("the Infringing Product") which is a reproduction or contains substantial reproductions of our client's Product.

本所客戶注意到貴司持續協助一間名為“宁海贊皓电器有限公司”的企業推廣、提供及/或出售產品“5 LED Puck Light”（“侵權產品”），是為本所客戶產品的複製品或近乎與本所客戶產品一樣的複製品。

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

特別是貴司在一個網站上載了侵權產品的照片，網址如下： -.

http://www.china-telecommunications.com/products-search/5_led_puck_light-pz5590108-z57d6200.html

Screenshot featuring the Infringing Product marked **Annexure B** is enclosed for your reference.

附件B附載了該些被上載的侵權產品的照片的網頁，供貴司參考。

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北京环球广贸软件技术有限责任公司

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

此等未經准許的處理侵權產品的行為侵犯了本所客戶產品的版權、註冊外觀專利及構成不公平競爭。本所的客戶有權對貴司提出訴訟，以申請禁制令、交付令及披露令、法律費用和賠償。

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:-

本所要求 貴司立即停止處理有關侵權產品，並於14天內向本所確認並遵守以下三點要求：

1. **Forthwith delete** the said webpage (or the relevant details thereof);
立刻刪除上述上載了侵權產品的網頁，連同所有相關內容;
2. **Disclose** the true identity of the seller who posted the Infringing Product for sale on the above said website and his or her full particulars on your records including the address, contact numbers, contact emails and etc.; and
披露刊登上述侵權網頁的賣家的真實身份及於貴司的紀錄中他/她的詳細資料包括姓名，地址和電郵聯絡資料等；及
3. **Undertake** to stop dealings in or with the Infringing Product in the future.
承諾從此停止展示及處理有關侵權產品。

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

本所客戶要求貴司就回應以上要求另外簽署一份《承諾書》。

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北京环球广贸软件技术有限责任公司

Unless you forthwith stop dealing in or with the Infringing Product and confirm your acceptance to the above requests on or before **18th January 2013**, 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.

如 貴司未能在**2013年1月18日**或之前承諾本所遵行上述要求，本所會建議本所客戶就其一切相關損失針對貴司啟動法律程序，向法院申請禁制令、交付令、披露令、賠償訟費及損失等，並不另行通知。

Yours faithfully,
專此

BENNY KONG & YEUNG, Solicitors

江炳滔律師事務所

Encl (Annexures A & B)

連附件（附件 A 及 B）

c.c. client

副件予客戶


DT/hl

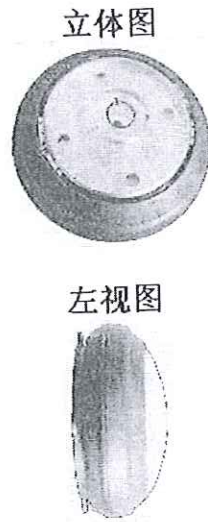
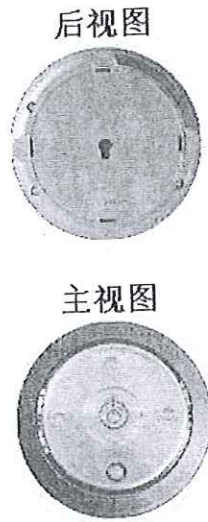
Annexure A 附件 A

(Our client's Product 本所客戶產品)



Name 名稱: Wireless LED Task Light
Model no. 型號: H-620

| | |
|--|----------------------------------|
|  中华人民共和国国家知识产权局 外观设计 | |
| 【申请号】 | 200630010675.0 |
| 【申请日】 | 2006.04.03 |
| 【名称】 | 发光二极管圆型灯(H-620) |
| 【公开(公告)号】 | CN3619427 |
| 【公开(公告)日】 | 2007.03.07 |
| 【主分类号】 | 26-05 |
| 【分案原申请号】 | |
| 【分类号】 | 26-05 |
| 【颁证日】 | |
| 【优先权】 | |
| 【申请(专利权)人】 | 汉威制品(香港)有限公司 |
| 【地址】 | 香港荃湾沙咀道11-19号达贸中心703及705室 |
| 【发明(设计)人】 | 邓江坚 |
| 【国际申请】 | |
| 【国际公布】 | |
| 【进入国家日期】 | |
| 【专利代理机构】 | 广州新诺专利商标事务所有 限公司 |
| 【代理人】 | 周端仪 |
| 【摘要】 | 俯视图与仰视图对称, 右视图与左视图对称, 省略俯视图、右视图。 |




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 共 5 张外观专利图形

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 ICP备案编号: 京ICP备05069085号

Annexure B 附件 B

(The Infringing Product 侵權產品)



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5 LED Puck Light



5 LED Puck Light

| | |
|------------------|---|
| Country/Region: | china |
| City & Province: | zhejiang/ningbo |
| Company: | Ninghai Zanhao Electrical Co.,Ltd |
| Categories: | Lighting Fixtures |
| Update: | 2012-09-17 19:03:14 |
| Delivery Time: | within 3 working days(depends on your quantity) |
| Model Number: | ZH-1386 |
| Sample Price: | Depending on the quality demanded |
| Place of Origin: | china |
| Category: | Other LED Lighting |

Company Info

[Ninghai Zanhao Electrical Co.,Ltd](#)

[View Contact Details](#)

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[Product List](#)

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- [super light weight wood](#)
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Product Details

Company Profile

5 LED Puck Light

5LED puck light,use 3AAA batteries not included,size: 90X90X45mm



5 LED Puck Light

Email to this supplier

From: Enter your Email please.

To: [Ninghai Zanhao Electrical Co.,Ltd](#)

Subject: How much for your 5 LED Puck Light?

Message: