



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

date : 28th February 2013

email : infringement@bk.com.hk

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

our ref : 21840-C&D-HON/0213

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, Contributory Passing Off &
False Descriptions
Respondent: Softlayer Technologies, Inc.



Infringing Product:

We refer to our letter dated 26th February 2013 and enclosed you herewith a draft letter for your approval.

The causes of action that we advise you to claim against the above Respondent herein are infringement of copyright, contributory passing off and false descriptions. 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
DT/hl
Encl

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DRAFT

28th February 2013

infringement@bk.com.hk

Mr. David Tsai/Ms. Hedy Luk

21840-C&D-HON/0213

BY POST & BY EMAIL (abuse@softlayer.com)

Softlayer Technologies, Inc.
4849 Alpha Road
Dallas, TX 75244
USA

Dear Sirs,

Re: Infringement of Copyright, Contributory Passing Off &
False Descriptions
Respondent: Softlayer Technologies, Inc.

Infringing Product:



We act for Honwell Products (HK) Limited.

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.

Our client is also the registered proprietor of the below registrations in Hong Kong and China (“the said Registration”):-

- (A) Design Patent, no. ZL 200630010675.0 (“the said PRC Design”) in China; and
- (B) Registered Design, no. 0802486.9M015 in the Hong Kong Registered Designs Registry.

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

It came to our client’s attention that you have been assisting and/or causing one company named “Hiking Electronic Co., Ltd.” to offer and/or expose for sale product named “LED Track Lighting” (“the Infringing Product”) with model no. 62029B which is a reproduction or contains substantial reproductions of our client’s Product.

.../2

28th February 2013
Softlayer Technologies, Inc.

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

<http://www.hiking8.com/products/LED-Track-Lighting-778005.html>

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

Such unauthorized acts in dealing with the Infringing Product amount to infringement of copyright, contributory passing off and false descriptions which entitle our client to institute Court proceedings against you for injunctions, orders for delivery up and disclosure, legal costs and damages.

You are demanded to **IMMEDIATELY DELETE THE INFRINGING WEBPAGE AND 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. **Disclose** the true identity of the seller who posted the Infringing Webpage and his or her full particulars on your records including the address, contact numbers, contact emails and etc.; and
2. **Undertake** to stop dealings in or with the Infringing Product in the future.

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 **15th March 2013**, we shall advise our clients to institute Court proceedings against you for injunctions, orders for delivery up and disclosure, legal costs and damages without further notice.

Yours faithfully,

BENNY KONG & YEUNG, Solicitors
Encl (Annexures A & B)
c.c. client
DT/hl

Annexure A

(Our client's Product)



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

Annexure B

(The Infringing Product)



Professional Services,
Innovation, Fast Delivery,
Quality Superior, Improvements,
Sincerity and Mutual Benefits

Search Products LED Track Lighting



Chocolate fountain



Electric Food processor



Popcorn Maker

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Product List

chocolate dispenser **New!**

hot chocolate dispenser

chocolate fountain **New!**

home chocolate fountain
commercial chocolate fountain

chocolate fountain desk

wine fountain

chocolate melting pot

popcorn maker **New!**

oil popcorn maker
hot air popcorn maker

cotton candy maker **New!**

Electric cotton candy maker

snack maker **New!**

Roti maker
cupcake maker
cake pop maker

pie maker

Pizza maker

waffle maker

donut maker

sandwich maker

brownie maker

hot dog maker

hot dog roller

hot dog steamer

ice cream maker

electric ice cream maker

ice crusher **New!**

commercial ice crusher
ice snow maker

yogurt maker

electric yogurt maker

cheese grater

electric cheese grater

food processor



Aqua Globes



Water Globes



Laser parking system



Disc Repair System



3 in 1 Carrier



Riddex plus



Turbo Smart Snake Front



Shoe Dini

LED Track Lighting



LED Track Lighting

Model No: 62029B
Place of Origin: Zhejiang, China (Mainland)
Light Source: LED
Style: Others
Material: Plastic
Color: White
Brand Name: hiking
function: lighten

Contact Now

Add to Basket

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LED Track Lighting Description

Payment & Shipping Terms

Unit Price: 1.5~2.5 USD
Payment Term: L/C, T/T
MOQ: 5000 Piece/Pieces
Means of Transport: Ocean

Supply Capacity

Production Capacity: 50000PC/Month
Packing: color box
Delivery Date: 40days after get the...

Product Name: LED Track Lighting
Item No: 62029B

Feature
9 super bright white LEDs, Last up to 100,000 hours

HiSupplier Online