

**ORIGINAL**

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 (dba U.S. Lighting Tech, Inc.)

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FILED

**UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA**

U.S. Energy Technologies, Inc.,  
 (dba U.S. Lighting Tech.), a  
 California corporation,

Plaintiff,

vs.

Deco Lighting, Inc., an entity of  
 unknown status, residing in  
 California, and DOES 1 through  
 9, inclusive

Defendants.

CASE NO. SACV 11-329 JST(RNBx)

**FIRST AMENDED COMPLAINT  
 FOR:**

1. **PATENT INFRINGEMENT**
2. **TRADE DRESS  
 INFRINGEMENT**
3. **UNFAIR COMPETITION**

**DEMAND FOR JURY TRIAL**

Deco Lighting, Inc.,

Counterclaimant,

vs.

U.S. Energy Technologies, Inc.,

Counter-Defendant.

1 Plaintiff U.S. Energy Technologies, Inc. dba U.S. Lighting Tech  
2 ("U.S. Light") hereby alleges as follows:  
3

4 JURISDICTION AND VENUE

5 1. This is an action for patent infringement, trade dress  
6 infringement, and unfair competition under federal and state law against  
7 Defendant Deco Lighting, Inc. ("Deco").  
8

9 2. Plaintiff US Light seeks injunctive relief and defendant's  
10 profits pursuant to 35 U.S.C. §289, against Defendant Deco for  
11 infringement of US Light's United States Design Patent No. D624,685.  
12 Plaintiff US Light also seeks enhanced damages and attorneys' fees and  
13 costs of suit for Defendant's willful infringement of the aforementioned  
14 patent.  
15

16 3. Plaintiff US Light seeks injunctive relief only against  
17 Defendant Deco for infringement of of US Light's trade dress and waives  
18 any claims for damages related thereto.  
19

20 4. Plaintiff US Light seeks injunctive relief against Defendant  
21 Deco for unfair competition under California state and common law and  
22 waives any claims for damages related thereto.  
23

24 5. Upon information and belief, Defendant Deco has egregiously  
25 manufactured or caused to be manufactured, sold and offered for sale  
26 confusingly similar copies (*i.e.*, Defendant's Black Mamba line of  
27 products), as well as line-for-line copies or "knockoffs" (*i.e.*, Defendant's  
28 Anaconda line of products) of Plaintiff U.S. Light's Jersey Series of  
streetlights in violation of U.S. Light's aforementioned intellectual

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1 property rights.

2  
3 6. The patent claims arise under the federal patent laws, 35  
4 U.S.C. §1, *et seq.* The trade dress infringement claims arise under the  
5 Lanham Act of July 5, 1946, as amended, 15 U.S.C. §§1051 *et seq.* The  
6 state law unfair competition claims arise under California Business and  
7 Professions Code §17200.

8  
9 7. This Court has subject matter jurisdiction over the federal  
10 claims pursuant to 28 U.S.C. §§1331, 1338(a) and 1338(b) and has  
11 supplemental jurisdiction over the related state law claims pursuant to 28  
12 U.S.C. §1367.

13  
14 8. Venue is proper in this judicial district pursuant to 28 U.S.C.  
15 §§ 1391(b) and 1391(c), as Defendant Deco resides in this district, is  
16 subject to personal jurisdiction in this district, and because a substantial  
17 portion of the events giving rise to this action occurred in this district.

### 18 19 THE PARTIES

20  
21 9. Plaintiff U.S. Light is a California corporation with its  
22 principal place of business located at 14370 Myford Road, Suite 100,  
23 Irvine, CA 92606.

24  
25 10. U.S. Light is informed and believes and thereon alleges that  
26 Defendant Deco is a corporation maintaining a principal place of business  
27 at 2917 South Vail Avenue, Commerce, CA 90040. Defendant Deco's  
28 place of incorporation is not presently known to Plaintiff.

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11. The defendants named herein as Does 1 through 9, inclusive are unknown to plaintiff U.S. Light, who therefore sues such "Doe" defendants by such fictitious names. U.S. Light is informed, believes and thereon alleges that each fictitiously named "Doe" defendant is in some manner, means or degree responsible for the events and happenings herein alleged. U.S. Light will amend this complaint to assert the true names and capacities of the fictitiously designated "Doe" defendants when the same have been ascertained.

### BACKGROUND FACTS

12. Plaintiff U.S. Light was founded in 2005 with the goal of developing advanced lighting products that generate more light using less energy than those heretofore known. Plaintiff U.S. Light is now one of the country's leading manufacturers of induction lighting products and holds patents directed to its proprietary technologies.

13. In particular, Plaintiff U.S. Light is the owner of U.S. Patent No. D624,685 ("the '685 patent") entitled "STREETLIGHT." Appended to this complaint as Exhibit "A" is a copy of the '685 patent. The patent is valid and enforceable and has been validly assigned to U.S. Light. Plaintiff's Jersey series of streetlights embody in all respects the design of the '685 patent.

14. The market for streetlights in the United States is comprised primarily of city, county and state municipalities which issue requests for quotations, i.e. solicit competitive bids, for streetlights.

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1           15. Subsequent to the issue date of the '685 patent, Plaintiff U.S.  
2 Light learned that Defendant Deco was competing for streetlight bids with  
3 an allegedly new product termed by Defendant the "Anaconda" series of  
4 lights.

5  
6           16. Investigation of Defendant Deco's on-line catalog revealed  
7 that the accused Anaconda product was, upon information and belief, a  
8 line-for-line copy or "knockoff" of U.S. Light's Jersey series of lights  
9 which embody in all respects the '685 patent. A copy of the relevant  
10 pages of the online catalog of Defendant Deco's accused Anaconda series  
11 is appended hereto as Exhibit "B."

12  
13           17. Subsequent to the filing of the original complaint in this  
14 action, US Light learned that Defendant Deco had introduced to the market  
15 a product that Defendant terms the "Black Mamba." Plaintiff has obtained  
16 marking materials for Defendant's Black Mamba product that show that  
17 the Black Mamba is a minor variation of Defendant's Anaconda product  
18 and like the Anaconda product, misappropriates the design claimed in the  
19 '685 patent. A copy of Defendant's marketing materials for the accused  
20 Black Mamba product are appended hereto as Exhibit "D."

21  
22           18. U.S. Light is informed and believes and thereon alleges that  
23 Defendant Deco is importing or manufacturing confusingly similar  
24 streetlights and has sold and is selling confusingly similar streetlights in  
25 direct competition with U.S. Light's genuine products in violation of U.S.  
26 Light's patent rights.

1           19. Upon information and belief, in October of 2010, Plaintiff  
 2 U.S. Light and Defendant Deco submitted bids in direct competition  
 3 pursuant to a request for quotations issued by VMEU, a New Jersey  
 4 municipality. Plaintiff U.S. Light is informed and believes that it and  
 5 Defendant Deco are presently in direct competition on other streetlight  
 6 contracts will continue to be in direct competition until Defendant Deco is  
 7 enjoined by this Court from selling the accused products.

8  
 9           20. On or about October 19<sup>th</sup>, 2010, Plaintiff U.S. Light sent  
 10 Defendant Deco a cease & desist letter informing Deco of Plaintiff's patent  
 11 rights and its intent to enforce those rights if Defendant did not withdraw  
 12 its knockoff lights from the market. Defendant refused to comply.  
 13 Rather, despite having full knowledge of Plaintiff's patent rights,  
 14 Defendant has willfully continued to infringe those rights by offering, and  
 15 upon information and belief, selling its knockoff products to municipalities  
 16 and other users of streetlights.

17  
 18           21. Plaintiff U.S. Light's Jersey series of induction street lights  
 19 are of a novel ornamental appearance and color as evidenced by the lack of  
 20 any similar appearing streetlights in the marketplace (other than the  
 21 accused products). U.S. Light exclusively paints its Jersey series lights the  
 22 color green being in keeping with U.S. Light's image as a manufacturer of  
 23 eco friendly products.

24  
 25           22. Upon information and belief, no other manufacturer of  
 26 streetlights paints their lights green with the sole exception of Defendant  
 27 Deco's knockoff lights. The combination of the ornamental features of the  
 28 Plaintiff's Jersey Series streetlights and their green color constitute

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1 Plaintiff's protectable trade dress. Photographs of Plaintiff's Jersey series  
2 of lights are appended hereto as Exhibit "C."

3  
4 23. More specifically, U.S. Light's protectable trade dress  
5 includes at least the following: (1) four longitudinal ribs which flow along  
6 the top of the housing (2) a hump on the top of the housing that slopes  
7 downwardly to meet the longitudinal ribs; (3) four vertical fins along each  
8 side of the back of the housing; (4) a sloping depression on the back of  
9 each side of the housing which slopes inwardly to meet the four vertical  
10 fins on each such side; (5) a series of vertical fins along the back cover of  
11 the housing; (6) a rib substantially surrounding the base of the housing;  
12 and, (7) all of the foregoing the color green.

13  
14 24. U.S. Light developed the ornamental features of its trade  
15 dress and adopted the color green for its lights for the specific purpose of  
16 distinguishing its lights from those of its competitors. Defendant Deco, in  
17 producing its knockoff Anaconda lights, has copied each and every of  
18 these distinguishing features. In producing its Black Mamba lights, a  
19 slight variation of the Anaconda, Defendant has copied US Light's trade  
20 dress so closely as to make Defendant's lights confusingly similar to  
21 Plaintiff's lights

22  
23 25. U.S. Light is informed and believes that its trade dress has  
24 acquired secondary meaning among consumers of streetlights who now  
25 associate U.S. Light as being the sole source of its distinctive Jersey series  
26 of green streetlights.



26. The goodwill acquired by U.S. Light through its innovative design and marketing of its Jersey series of lights is now being threatened by Deco's entry into the market with the accused knockoff Anaconda products which are identical in appearance in all respects to Plaintiff's Jersey series of lights and by Deco's Black Mamba series of lights which are confusingly similar to Plaintiff's Jersey series of lights.

## DEFENDANT DECO'S UNLAWFUL CONDUCT

29. Defendant Deco's knockoff Anaconda product includes all of the novel ornamental features of Plaintiff's lights along with their



1 distinguishing green color which makes Defendant's Anaconda lights  
2 confusingly similar to U.S. Light's trade dress comprising the shape and  
3 green color of its Jersey series lights.

4  
5 30. After the filing of the original complaint, Plaintiff learned that  
6 Defendant Deco had begun importing and selling (or manufacturing and  
7 selling) its Black Mamba product, which misappropriates the novel  
8 ornamental appearance of the design claimed in the '685 patent and is  
9 confusingly similar to the patented design.

10  
11 31. Upon information and belief, Defendant's Black Mamba  
12 product is merely a slight variation on its Anaconda product and likewise  
13 misappropriates the ornamental features of Plaintiff's trade dress and  
14 likewise is confusingly similar to Plaintiff's trade dress.

#### 15 16 INJURY TO PLAINTIFF U.S. LIGHT

17  
18 32. Defendant Deco is not an authorized distributor of Plaintiff  
19 U.S. Light's products and is not in any other way affiliated or associated  
20 with U.S. Light. Defendant is not licensed to make, import, use, offer to  
21 sell, or sell lights that embody the novel ornamental features of the '685  
22 patent. Nor is Defendant authorized to use U.S. Light's trade dress.

23  
24 33. Plaintiff U.S. Light has no control over the nature and quality  
25 of the knockoff streetlights sold by Defendant that infringe Plaintiff's trade  
26 dress. Likewise, U.S. Light has no control over the quality of customer  
27 service offered by Defendant, and further has no control over the  
28 warranty, if any, offered by Defendant in connection with its knockoff

1 products. Plaintiff U.S. Light's business goodwill with respect to its  
2 Jersey series streetlights, upon information and belief, has suffered and  
3 will continue to suffer as a result of Defendant's actions.

4  
5 34. Defendant Deco's wrongful, unauthorized use of U.S. Light's  
6 trade dress, if permitted to continue, will irreparably harm U.S. Light, its  
7 reputation, and goodwill. Defendant's wrongful use of U.S. Light's trade  
8 dress dilutes the strength of the trade dress and tarnishes the image and  
9 reputation of U.S. Light among city, county, and state purchasing  
10 managers responsible for purchasing streetlights, as well as among other  
11 consumers of streetlights.

12  
13 35. U.S. Light has developed its goodwill among consumers of  
14 streetlights by supplying high quality, innovative products. Defendant  
15 Deco is now free riding into the market on the back of U.S. Light's  
16 innovative engineering and design by willfully infringing the '685 patent  
17 and by copying U.S. Light's trade dress shape and color in the process.

18  
19 **FIRST CAUSE OF ACTION**

20 **(For Patent Infringement of U.S. Patent No. D624,685**  
21 **as against all defendants)**  
22

23 36. Plaintiff U.S. Light realleges and incorporates paragraphs 1  
24 through 35 as though fully set forth herein.

25  
26 37. U.S. Light's '685 patent has at all relevant times subsequent  
27 to its lawful issue date been fully enforceable and is now fully enforceable.  
28

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1           38. Beginning at a time presently unknown to U.S. Light,  
2 Defendant Deco has infringed the '685 patent by manufacturing or causing  
3 to be manufactured or importing, using, selling, and offering to sell  
4 products, including Defendant's Anaconda and Black Mamba products,  
5 that come within the scope of the claim of the patent. Upon information  
6 and belief, Defendant Deco's infringing acts are continuing at the present  
7 time.

8  
9           39. By manufacturing, importing, and selling its infringing  
10 streetlights, Deco is contributing to and/or inducing infringement by the  
11 city, county and state municipalities that purchase streetlights.

12  
13           40. The making, selling, offering to sell or importing of infringing  
14 products by Defendant, and/or contributing to, and/or inducing the  
15 infringing activities of others, have been without authority or license from  
16 U.S. Light and in violation of U.S. Light's rights, thereby infringing the  
17 '685 Patent.

18  
19           41. Defendant's infringement of U.S. Light's '685 Patent has been  
20 willful and in complete disregard of the exclusive rights of U.S. Light as  
21 set forth in its patent.

22  
23           42. The amount of money damages which U.S. Light has suffered  
24 due to Defendants' acts of infringement cannot be determined without an  
25 accounting of Defendants' sales, and thus is subject to proof at trial.

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1           43. Pursuant to 35 U.S.C. §289, U.S. Light is entitled to a  
2 complete accounting of all revenue derived by Defendant from the  
3 unlawful conduct alleged herein.  
4

5           44. The harm to U.S. Light arising from Defendant's acts of  
6 infringement of U.S. Light's '685 Patent are not fully compensable by  
7 money damages. Rather, U.S. Light has suffered and continues to suffer  
8 irreparable harm which has no adequate remedy at law and which will  
9 continue unless Defendant's conduct is enjoined.  
10

11           45. U.S. Light is therefore entitled to a preliminary injunction, to  
12 be made permanent upon entry of judgment, preventing Defendant from  
13 further infringement.  
14

15           46. Moreover, Defendant's infringement of the '685 patent has  
16 been willful, deliberate, and in conscious disregard of U.S. Light's rights  
17 thereby rendering this an exceptional case within the meaning of 35  
18 U.S.C. § 285. Therefore, U.S. Light is further entitled to recover its  
19 actual attorneys' fees and costs.  
20

21                           **SECOND CAUSE OF ACTION**  
22                           **(For Trade Dress Infringement,**  
23                           **as against all defendants)**  
24

25           47. Plaintiff U.S. Light realleges and incorporates paragraphs 1  
26 through 46 as though fully set forth herein.  
27  
28

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1           48. The housing of U.S. Light's Jersey series streetlight has a  
2 distinct shape, appearance and color which in combination constitute U.S.  
3 Light's trade dress for the product.

4  
5           49. More specifically, U.S. Light's protectable trade dress  
6 includes at least the following: (1) four longitudinal ribs which flow along  
7 the top of housing; (2) a hump on the top of the housing that slopes  
8 downwardly to meet the longitudinal ribs; (3) four vertical fins along each  
9 side of the back of the housing; (4) a sloping depression on the back of  
10 each side of the housing which slopes inwardly to meet the four vertical  
11 fins on each such side; (5) a series of vertical fins along the back cover of  
12 the housing; (6) a rib substantially surrounding the base of the housing;  
13 and, (7) the color green.

14  
15           50. The shape, size, ornamental features, appearance and color of  
16 the trade dress for Plaintiff U.S. Light's streetlights is nonfunctional,  
17 fanciful, arbitrary and inherently distinctive and has acquired secondary  
18 meaning in the eyes of the consuming public.

19  
20           51. Defendants' knockoff streetlights are so similar in shape, size,  
21 appearance and color to plaintiff U.S. Light's streetlights, that the public is  
22 likely to be confused as to the source, sponsorship or approval of  
23 Defendant's streetlights.

24  
25           52. U.S. Light is informed and believes and thereon alleges that  
26 defendants' have copied U.S. Light's trade dress for the specific purpose  
27 of *free riding* on the goodwill associated by the consuming public solely  
28

1 with U.S. Light's trade dress and/or for deceiving the consuming public  
2 with respect to the source of Defendant's goods.  
3

4 53. By reason of Defendant's acts of trade dress infringement, as  
5 alleged above, plaintiff U.S. Light has suffered and will continue to suffer  
6 irreparable injury unless and until this Court enters an order enjoining  
7 Defendant Deco from any further acts of trade dress infringement.  
8

9 **THIRD CAUSE OF ACTION**  
10 **(For Unfair Competition Under California's**  
11 **Bus. & Prof. Code §17200)**  
12

13 54. Plaintiff U.S. Light realleges and incorporates paragraphs 1  
14 through 53 as though fully set forth herein.  
15

16 55. The above described acts of Defendant Deco misrepresent that  
17 Plaintiff U.S. Light is the source or sponsor or licensor of Defendant's  
18 knockoff streetlights, and that an affiliation, connection, or association  
19 exists between Plaintiff U.S. Light and Defendant Deco, or create the  
20 impression that Plaintiff is not the source of its lights, but rather is merely  
21 a distributor of a third party's lights, in violation of California Business  
22 and Professions Code section 17200.  
23

24 56. Defendant Deco's willful acts of trade dress infringement are  
25 likely to cause, and upon information and belief have caused and are  
26 causing great and irreparable injury to plaintiff U.S. Light's trade dress  
27 and to the business goodwill represented thereby. Unless Defendant Deco  
28 is restrained, Plaintiff U.S. Light will have no adequate remedy at law that

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1 will compensate for the continued and irreparable harm it will suffer if  
2 Defendant's acts are allowed to continue.

3  
4 57. Defendant Deco's engagement in the sale of products,  
5 confusingly similar or identical to those sold by plaintiff U.S. Light under  
6 a confusingly similar trade dress, via the competitive bidding process used  
7 by the principle purchasers of streetlights, and otherwise through the same  
8 channels of distribution, upon information and belief, has created actual  
9 consumer confusion as to the source of Defendant Deco's products, and as  
10 to the ownership, affiliation or sponsorship of Defendant by Plaintiff U.S.  
11 Light.

12  
13 **PRAYER FOR RELIEF**

14  
15 WHEREFORE, Plaintiff prays for relief as follows:

16  
17 A. With regard to all claims, for an order preliminarily and  
18 permanently enjoining Defendant Deco and Does 1-9, and each of them,  
19 and their officers, directors, agents, servants, attorneys, and employees  
20 and all other persons acting in concert with them from committing any  
21 further acts of patent and/or trade dress infringement, including but not  
22 limited to, manufacturing, importing, advertising and selling the accused  
23 products;

24  
25 B. With regard to the patent infringement claim, only, for an  
26 order seizing and impounding all of the accused products;  
27  
28



1 C. With regard to the patent infringement claim, only, for an  
2 order requiring Defendant Deco and Does 1-9, and each of them, pursuant  
3 to 35 U.S.C. §289, to account to Plaintiff for all revenue and profits  
4 derived by Defendants and each of them from the manufacture, use,  
5 importation, offering for sale and sale of the accused products;  
6

7 D. With regard to the patent infringement claim, only, for an  
8 award of Defendants' profits pursuant to 35 U.S.C. § 289 in an amount to  
9 be proven a trial, and for prejudgment and post-judgment interest until the  
10 award is fully paid;  
11

12 E. With regard to the patent infringement claim, only, a  
13 judgment that Defendants have willfully and deliberately infringed  
14 Plaintiff's rights, and that this is an exceptional case entitling Plaintiff to  
15 enhanced damages;  
16

17 F. With regard to the patent infringement claim, only, for  
18 plaintiff U.S. Light's attorneys' fees and costs of suit pursuant to 35  
19 U.S.C. §285; and  
20

21  
22 ///

23 ///

24 ///

25

26

27

28

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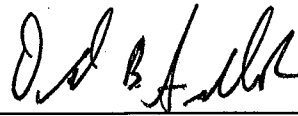
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1 G. For such other and further relief as this Court may deem just  
2 and equitable under the circumstances.  
3  
4

CISLO & THOMAS LLP

5  
6 Dated: June 5, 2011

By:



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Daniel M. Cislo

Attorneys for Plaintiff U.S.  
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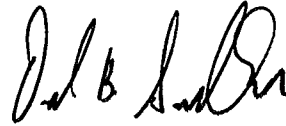
## DEMAND FOR JURY TRIAL

Pursuant to Fed. R. Civ. Proc. 38(b), Plaintiff demands a jury trial on all claims for relief herein triable by a jury.

CISLO & THOMAS LLP

Dated: June 5, 2011

By:



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Daniel M. Cislo

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**Exhibit A**



US00D624685S

(12) **United States Design Patent**  
**Ham et al.**

(10) Patent No.: **US D624,685 S**

(45) Date of Patent: **\*\* Sep. 28, 2010**

(54) **STREET LIGHT**

(75) Inventors: **Richard K. Ham**, Irvine, CA (US);  
**Kyungfan Moon**, Fullerton, CA (US);  
**Byung Il Ham**, Palos Verdes, CA (US)

(73) Assignee: **U.S. Energy Technologies, Inc.**, Irvine,  
CA (US)

(\*\*) Term: **14 Years**

(21) Appl. No.: **29/351,987**

(22) Filed: **Dec. 15, 2009**

(51) LOC (9) Cl. .... **26-05**

(52) U.S. Cl. .... **D26/71; D26/85**

(58) Field of Classification Search .... **D26/67-71,**  
**D26/85, 92; 362/20, 145, 183, 249.02, 249.03,**  
**362/249.04, 249.06, 249.16, 231, 431**  
See application file for complete search history.

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2009/0244895 A1 *	10/2009	Chen	362/249.02
2009/0251898 A1 *	10/2009	Kinnune et al.	362/249.02

#### OTHER PUBLICATIONS

Building Mounted Light in center of p. 469; and Pole Mounted Light in top left of p. 469 of the Lithonia Lighting Catalog © 2006. (2 pages).\*

Fujian Juan Kuang Yaming Electric Limited (JK), Induction Lamp, catalog, 2006.

American Induction Technologies, Inc., Roadway Lighting, 2007.

US Lighting Tech, Induction Lighting, catalog, 2008.

\* cited by examiner

Primary Examiner—Clare E Heflin

(74) Attorney, Agent, or Firm—Sheppard, Mullin, Richter & Hampton LLP

(57) **CLAIM**

The ornamental design for a street light, as shown and described.

#### DESCRIPTION

FIG. 1 is a front elevation view of the street light.

FIG. 2 is a rear elevation view of the street light.

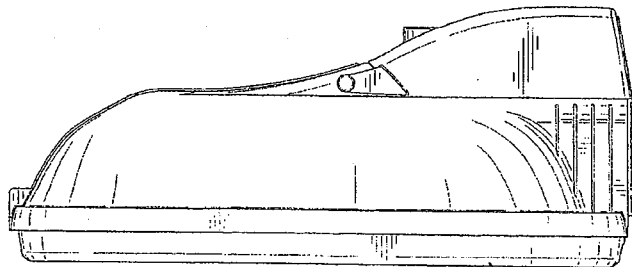
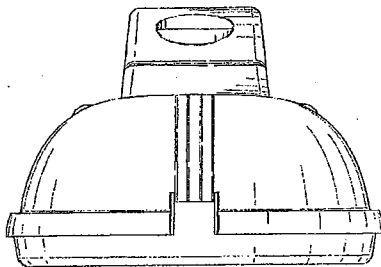
FIG. 3 is a right side elevation view of the street light.

FIG. 4 is a left side elevation view of the street light.

FIG. 5 is a top plan view of the street light; and,

FIG. 6 is a bottom plan view of the street light.

**1 Claim, 5 Drawing Sheets**



U.S. Patent

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Sheet 1 of 5

US D624,685 S

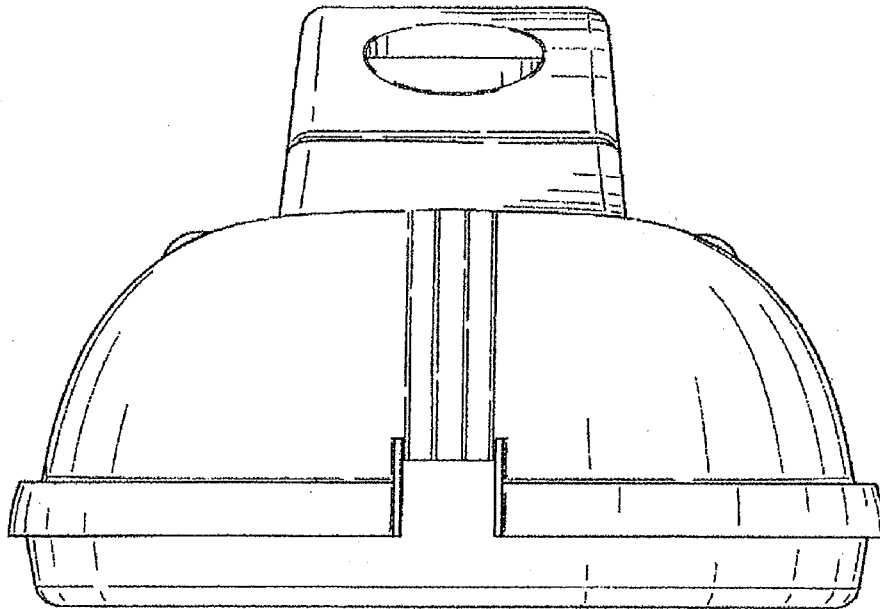


FIG. 1

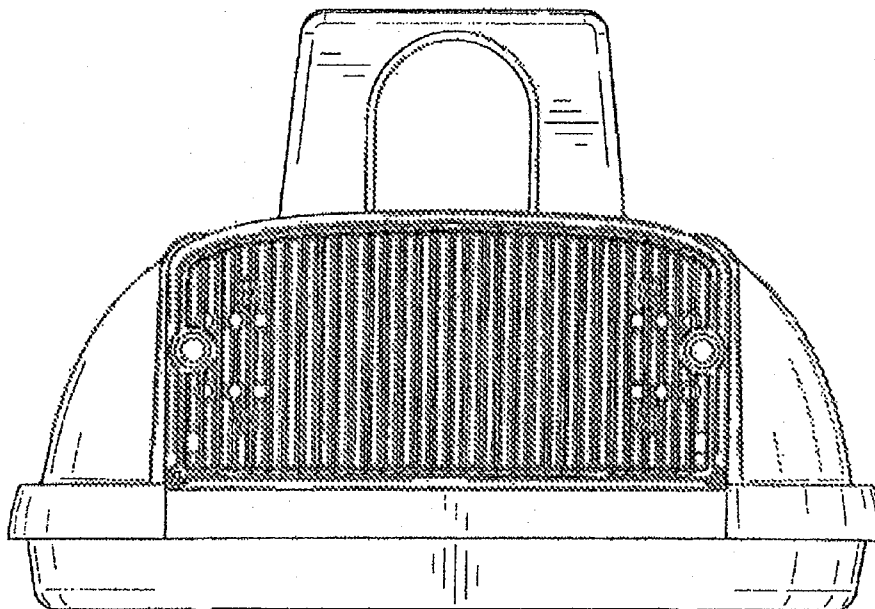


FIG. 2

**U.S. Patent**

Sep. 28, 2010

Sheet 2 of 5

**US D624,685 S**

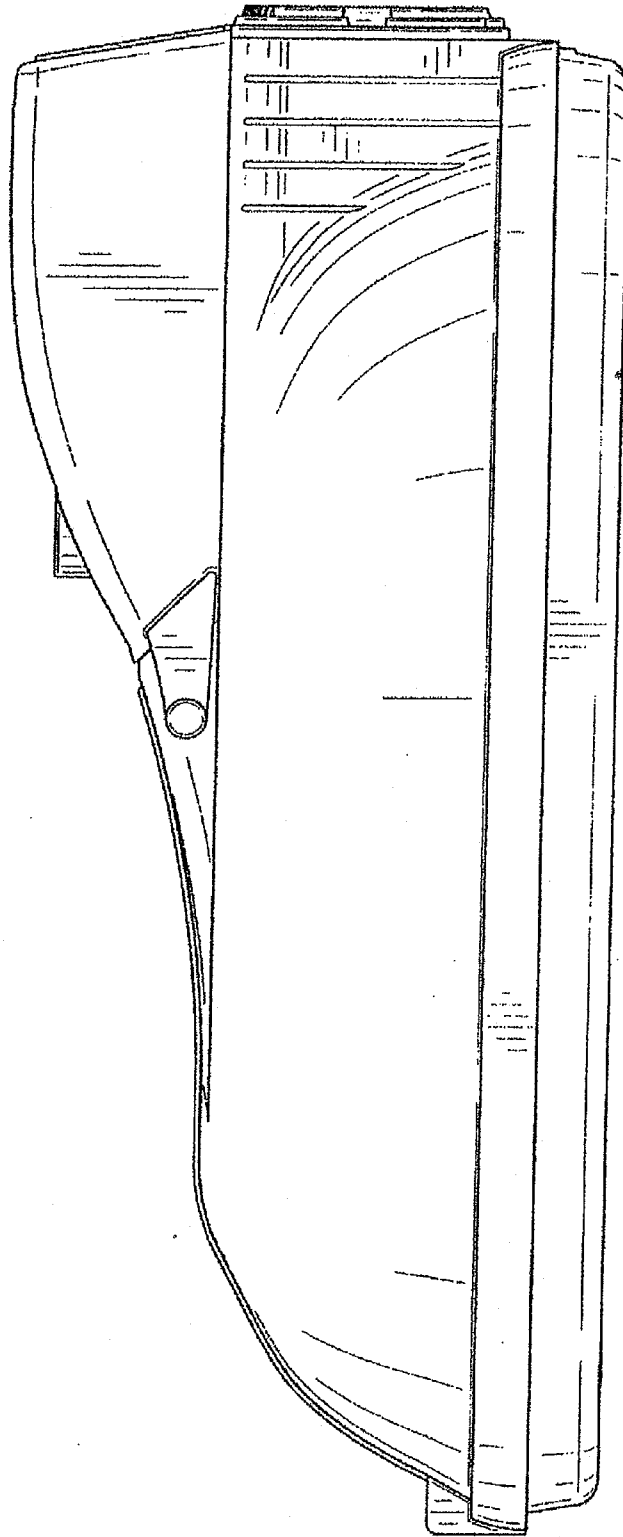


FIG. 3



U.S. Patent

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Sheet 3 of 5

US D624,685 S

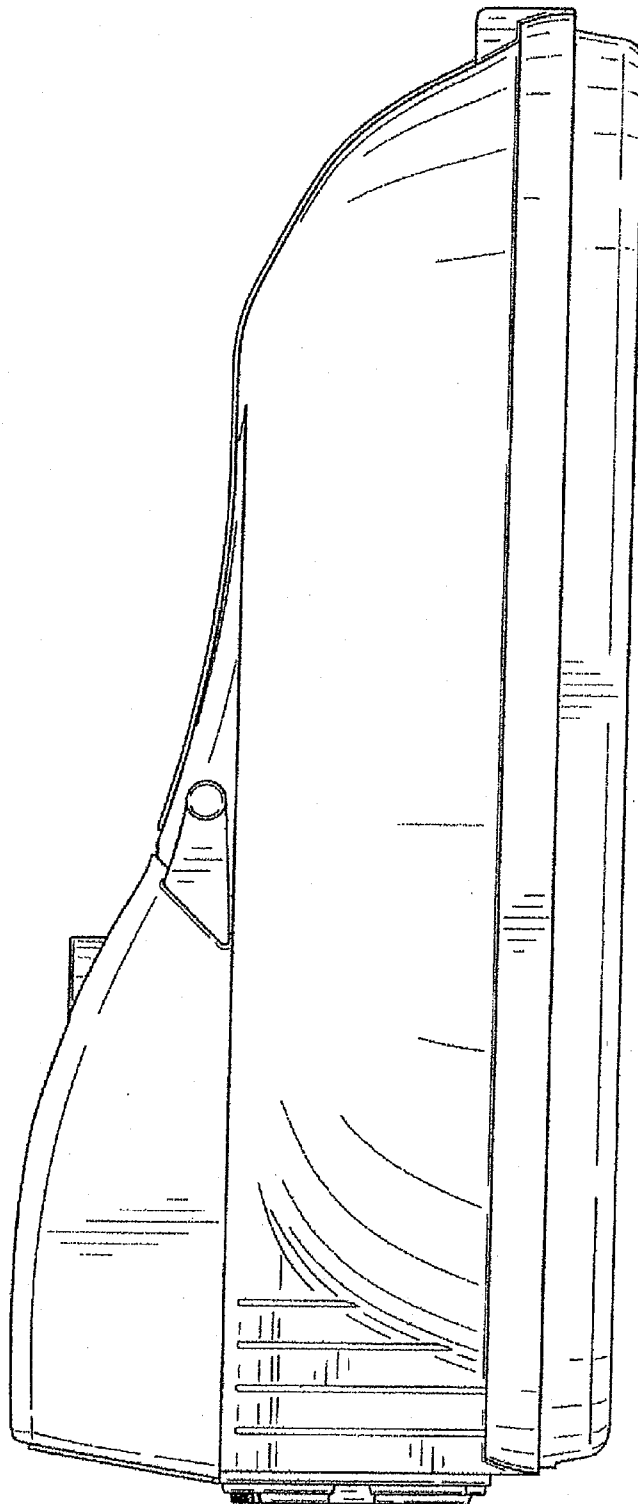


FIG. 4

U.S. Patent

Sep. 28, 2010

Sheet 4 of 5

US D624,685 S

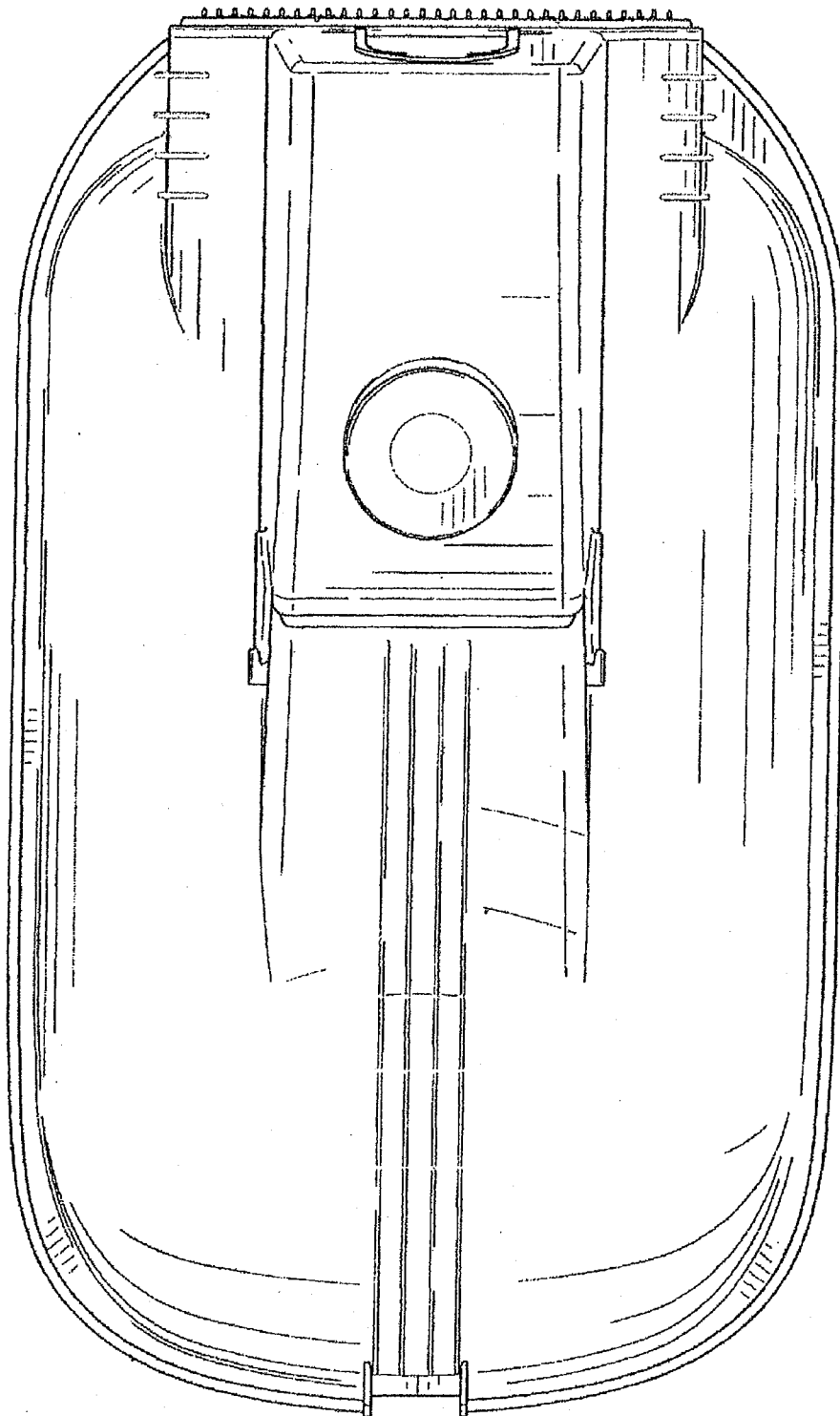


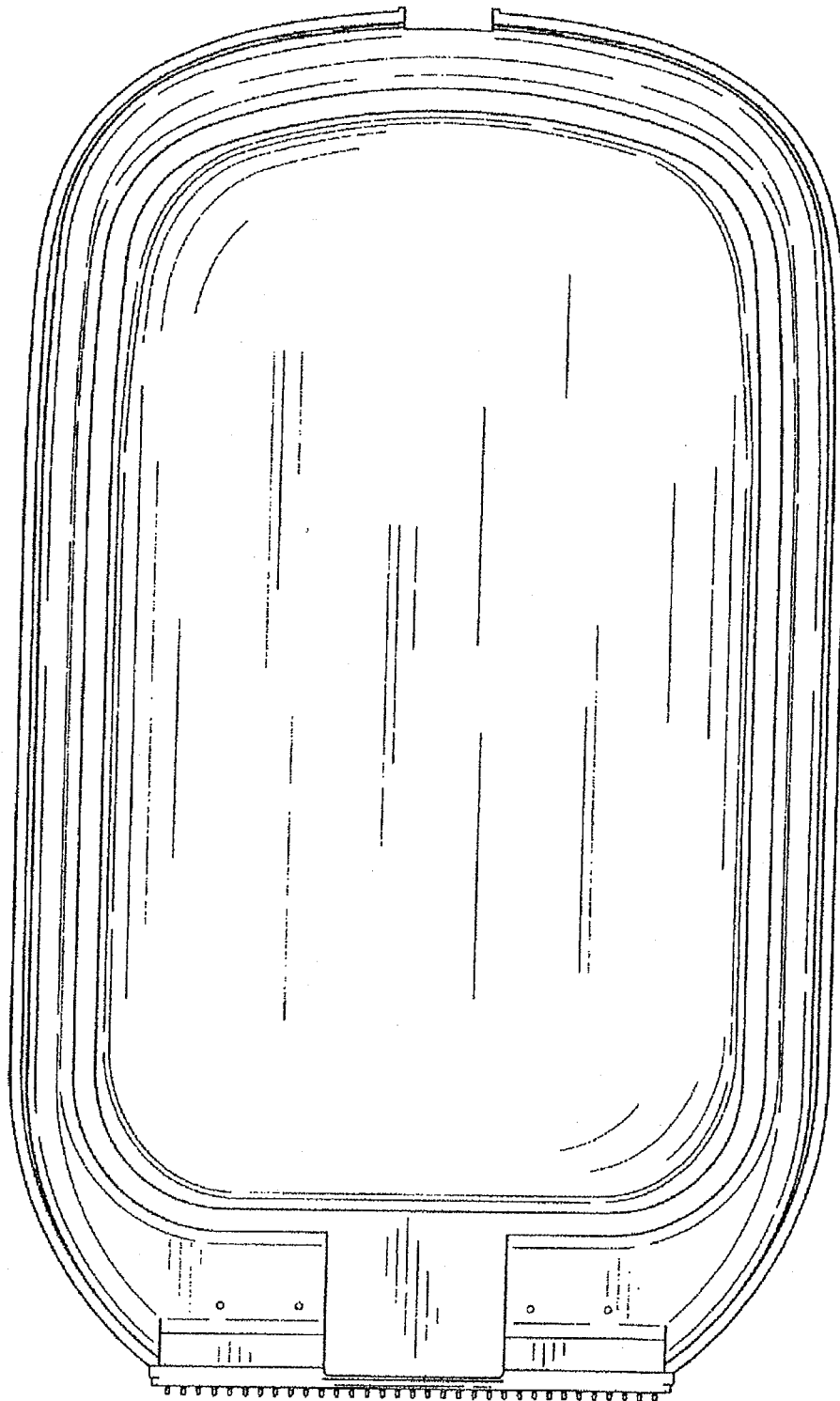
FIG. 5

**U.S. Patent**

**Sep. 28, 2010**

**Sheet 5 of 5**

**US D624,685 S**



**FIG. 6**

**Exhibit B**

# Induction lighting

## D8628i

Anaconda Series - Induction Cobrahead

### Job Information

Type:

Catalog #:

Project:

Comments:

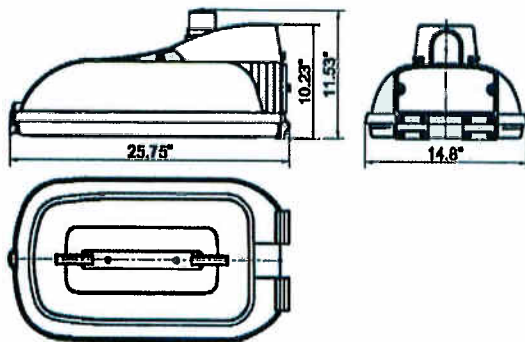
Prepared by:



anaconda



### Dimensions



### Description

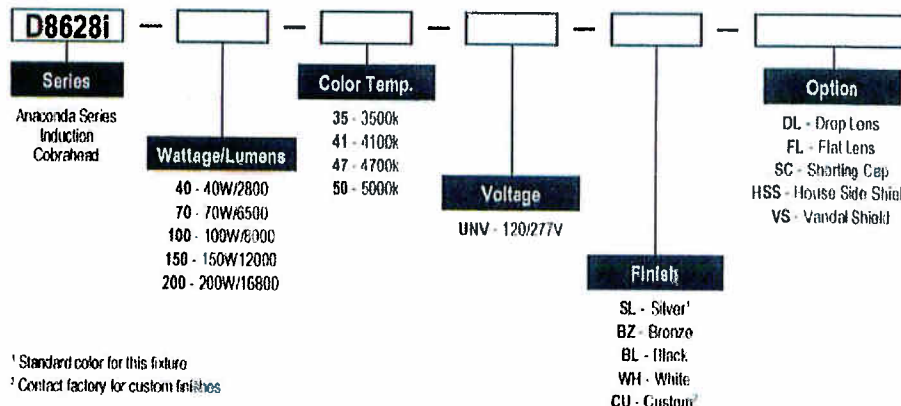
The Anaconda Induction cobrahead luminaire provides the latest green technology, energy saving solution for streetlighting, highways, and general area illumination. Proprietary, high quality Sylvania Induction lamp & generator deliver 100,000 hour life, superior efficiency, excellent 85 CRI color, instant-on, no restrike, and cold temperature starting to minus -40 C/F degrees. Anaconda is the ideal luminaire to replace inefficient HID cobraheads, providing energy cost savings of 50% and long term savings of 3 to 10 cycles of relamping maintenance costs. The Anaconda features a compact, streamlined die-cast aluminum housing and polyester powder coat finish for durability and weather resistance. Stainless steel front latch and oversize knurled fasteners provide tool-less, rapid access to lamp and electrical compartments.

### Features

- 100,000 hour lamp life for substantial relamp savings
- High efficiency for 50% or more in energy savings
- High 85 CRI for excellent color. Choice of warm to cool temperature lamps
- Instant On, Instant Restrike
- Electrode-less lamp for superior vibration resistance
- High efficiency anodized aluminum reflector
- Precision die-cast aluminum housing for durability
- Electrostatically applied polyester powder coat finish for durability, corrosion and weather resistance
- Tempered glass lens with full silicone gasketing
- Tool-less, rapid access to lamp and electrical compartments with stainless steel front latch and oversize knurled fasteners
- Terminal block and NEMA photocell receptacle
- Fully adjustable bolt mast arm mount for 1.25 in. to 2 in. (1.625 in. to 2.325 in. O.D.) diameter arms
- IP65 Protection Class Rating (dust and low water pressure)
- U.L. Listed

### ORDERING INFORMATION:

Example: (D8628i-40-50-UNV-SL-DL)



<sup>1</sup> Standard color for this fixture

<sup>2</sup> Contact factory for custom finishes

Induction Lighting  
D E C O<sup>TM</sup>  
LIGHTING

# Induction lighting

## D8628i

Anaconda Series - Induction Cobrahead

### Additional Photos

#### Job Information

Type:

Catalog #:

Project:

Comments:

Prepared by:



Lamp Detail



Heavy duty stainless steel front latch opens lens door for maintenance access to reflector and induction lamp. No tools needed.



Top housing cover opens easily with two knurled oversize stainless steel captive fasteners. No tools needed. Provides convenient access for mast arm mounting and electrical connections.

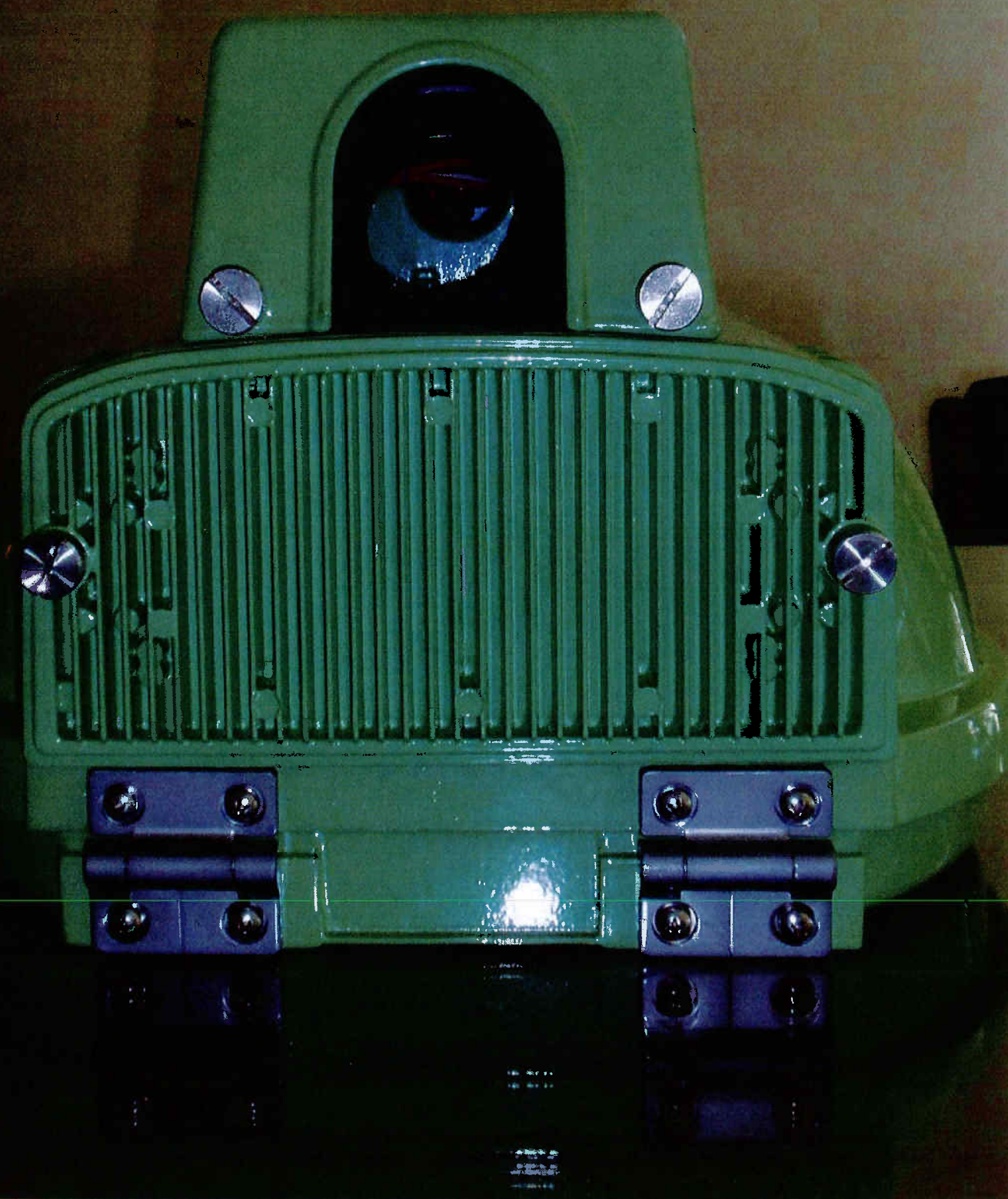


Rear housing cover opens easily with two knurled oversize stainless steel captive fasteners. No tools needed. Provides convenient access to induction generator.

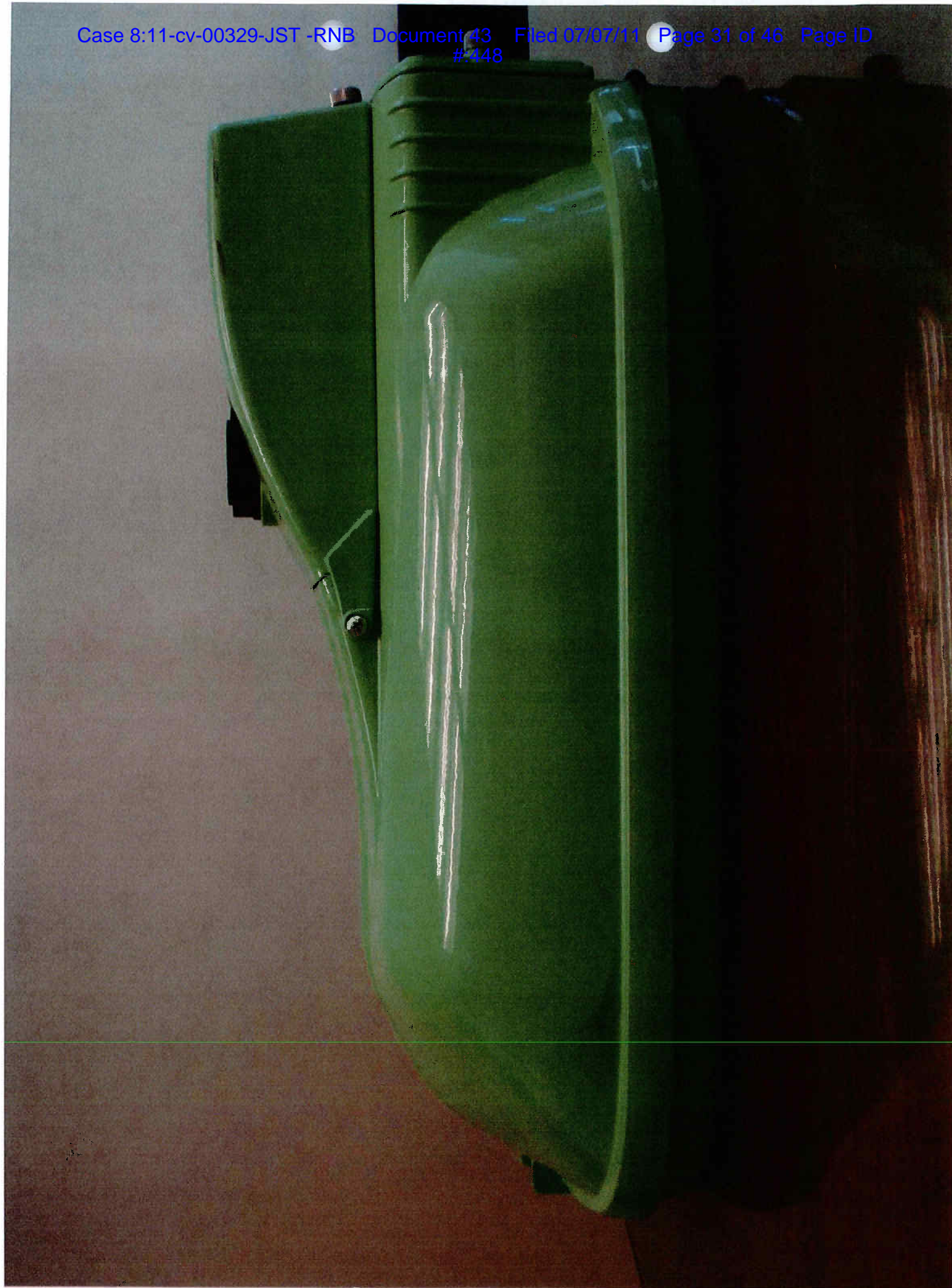
Induction Lighting **DECOR** LIGHTING

# Exhibit C

























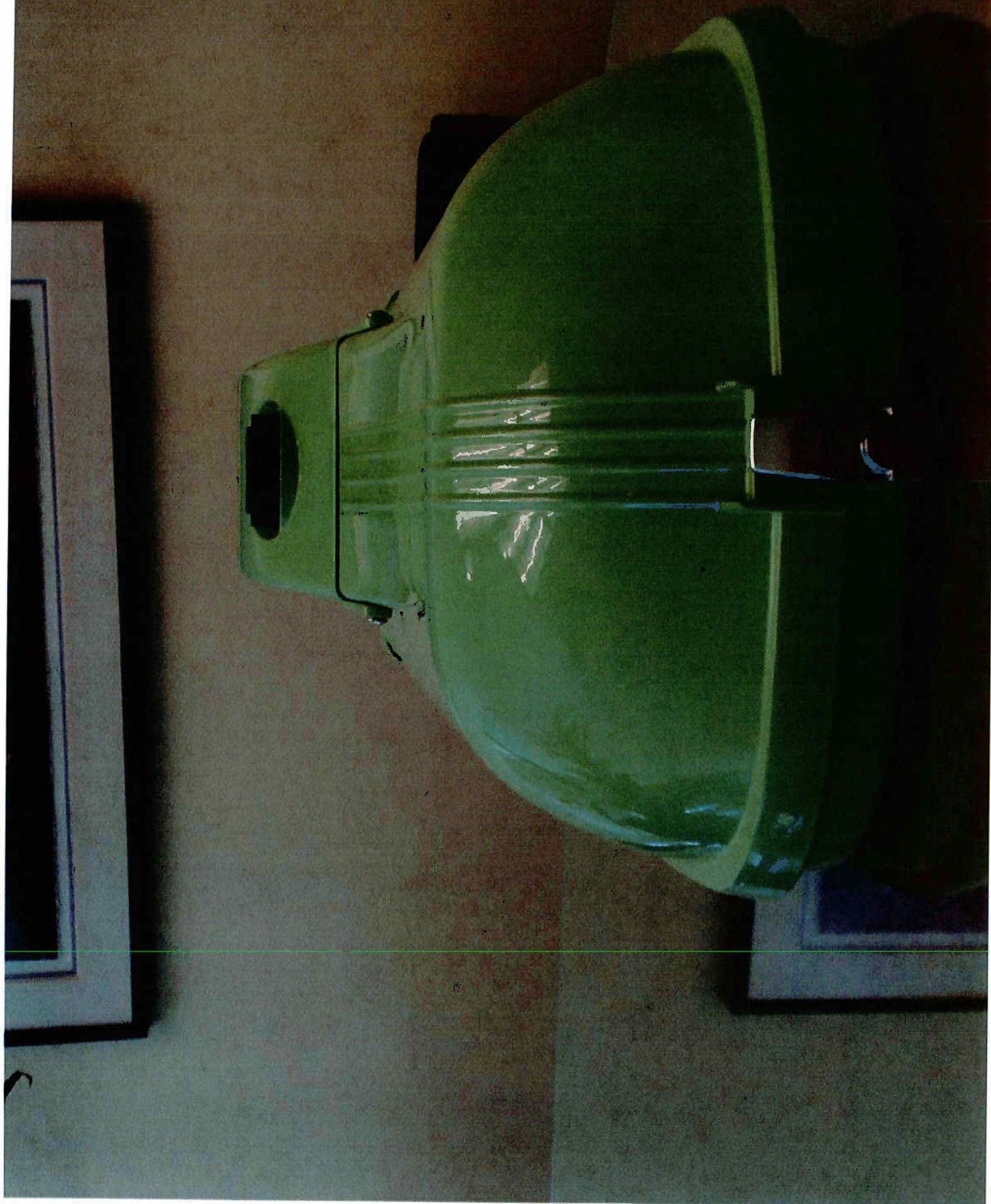


















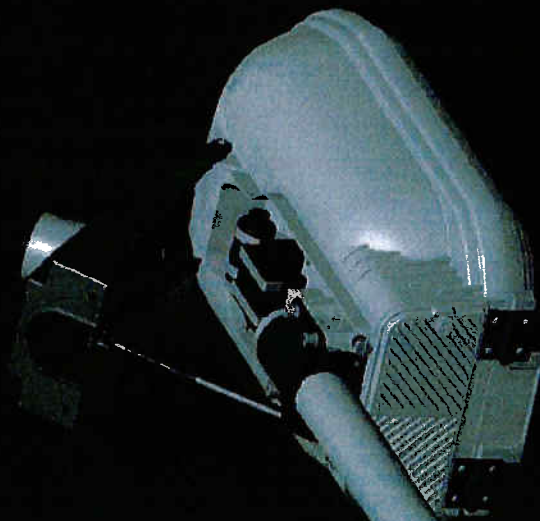


**Exhibit D**

**DECO**  
energy

New elongated top compartment houses additional integral components. Integral hydraulic lift safely holds top cover open for hands-free pole arm mounting, electrical connections and service of components.

 black mamba



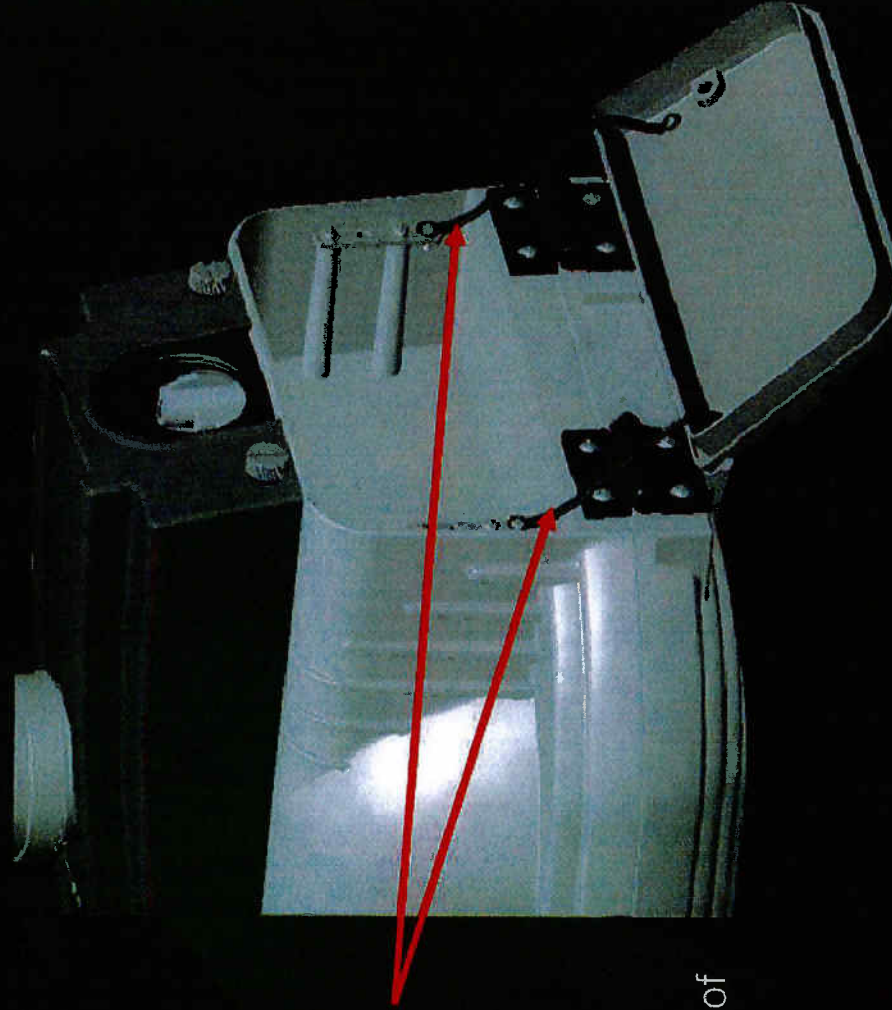
Top housing cover opens easily with two knurled oversize stainless steel captive fasteners to fit any size arm. No tools needed. Provides convenient access for mast arm mounting and electrical connections.

**DECO**  
energy



**DECN**  
energy

 black mamba



Integral twin captive  
safety cables for  
Induction generator  
access cover.

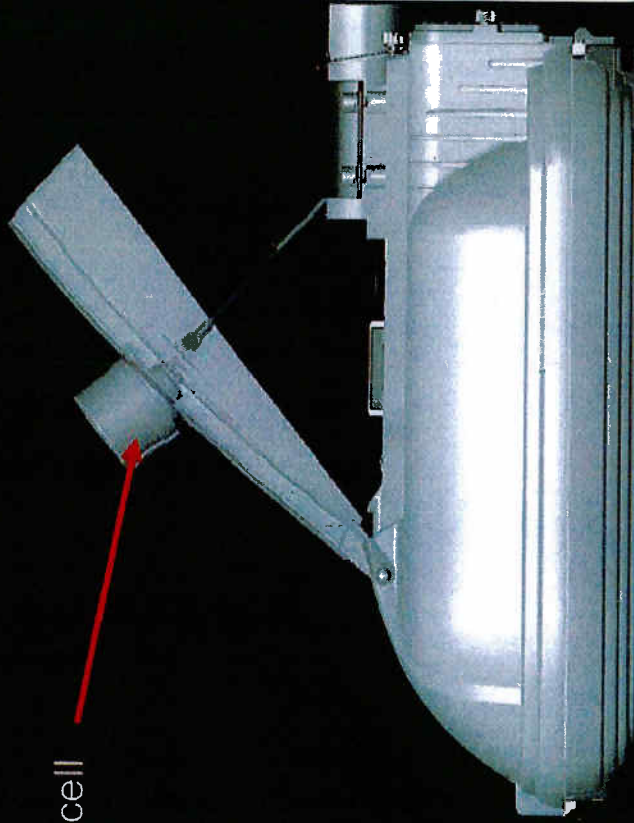
Provides convenient  
hands-free access to  
generator and security of  
access cover.

**DECN**  
energy

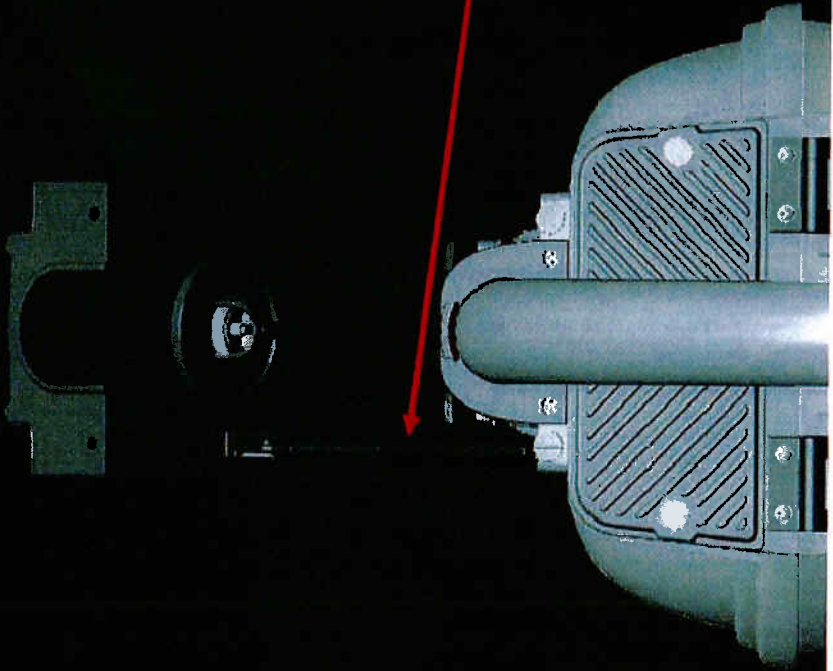
**DECN**  
**energy**

 **black mamba**

PhotoCell



Integral hydraulic lift securely holds top compartment cover open for safe, hands-free pole arm mounting, electrical connections, installation and service of photocell and other components.

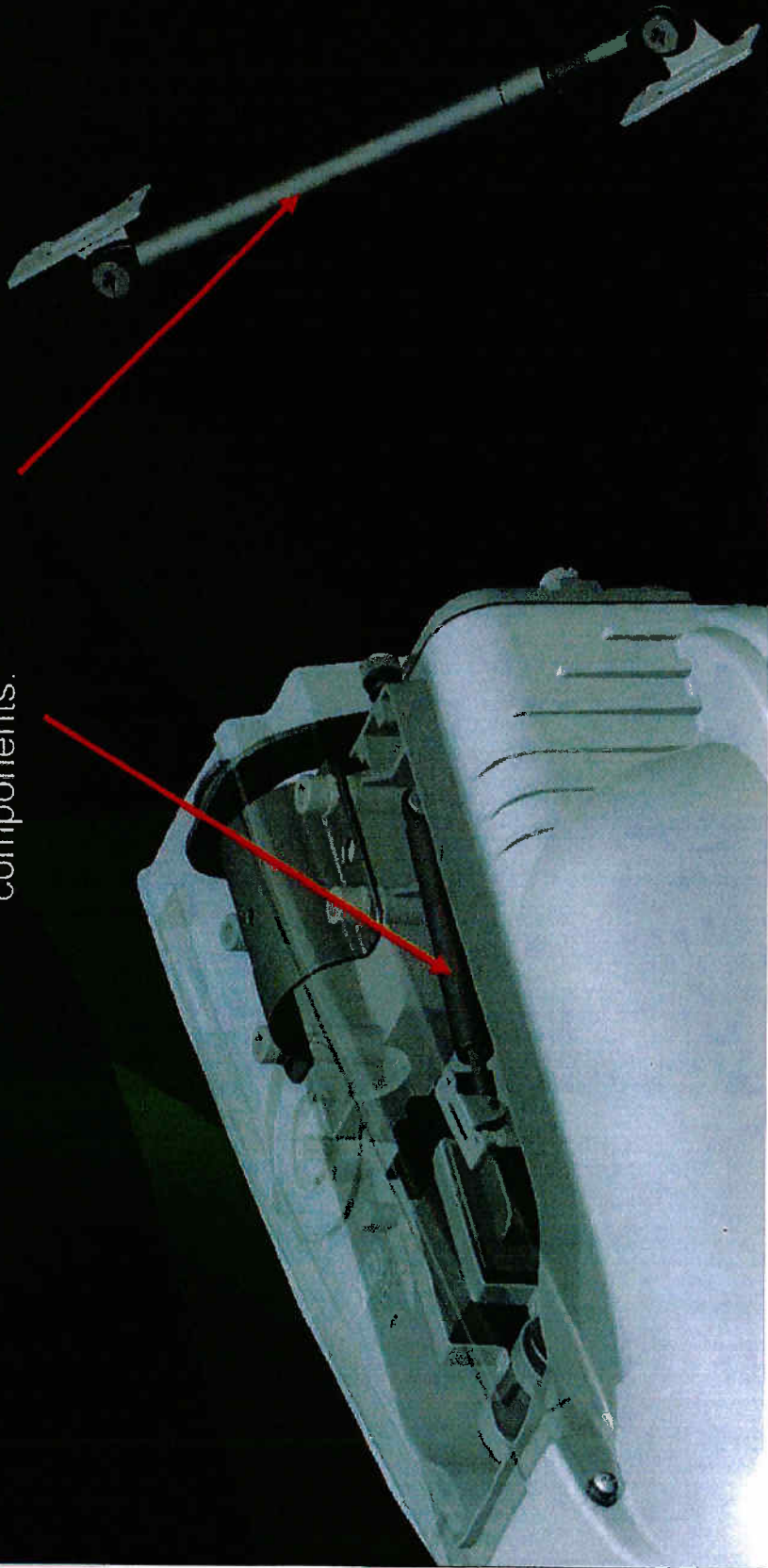




**DECON**  
**energy**

 **black mamba**

Integral hydraulic lift securely holds top compartment cover open for safe, hands-free pole arm mounting, electrical connections, installation and service of photocell and other components.



**PROOF OF SERVICE**

I am over the age of eighteen (18) years, employed in the State of California, and not a party to the above-entitled action. My business address is 1333 2nd Street, Suite 500, Santa Monica, California 90401-4110.

On Thursday, July 7, 2011, I served:

**FIRST AMENDED COMPLAINT FOR: (1) PATENT INFRINGEMENT;  
(2) TRADE DRESS INFRINGEMENT; (3) UNFAIR COMPETITION**

addressed as follows to:

Nathaniel L. Dilger, Esq.  
Marc S. Williams, Esq.  
John Tehranian, Esq.  
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West Tower, Suite 1100  
Newport Beach, California 92660  
Email: [ndilger@onellp.com](mailto:ndilger@onellp.com)  
[mwilliams@onellp.com](mailto:mwilliams@onellp.com)  
[jtehranian@onellp.com](mailto:jtehranian@onellp.com)

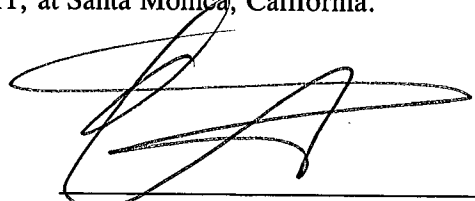
Omid E. Khalifeh, Esq.  
OMNI LEGAL GROUP  
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Email: [omid@omnilegalgroup.com](mailto:omid@omnilegalgroup.com)

☒ **BY MAIL:** I am readily familiar with the Firm's practice of collecting and processing correspondence for mailing. Under that practice, it would be deposited with the United States Postal Service on the same day with a postage thereon fully prepaid at Santa Monica, California, in the ordinary course of business. I am aware that, on the motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one (1) day after the date of deposit for mailing shown on this proof of service.

☐ **BY ELECTRONIC PROCESS:** An electronic copy of this document was sent to the above email address(es) via the Electronic Court Filing (ECF) procedure provided by this Court.

I declare, under penalty of perjury under the laws of the United States that the foregoing is true and that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

Executed on Thursday, July 7, 2011, at Santa Monica, California.

  
\_\_\_\_\_  
Christopher Eckart