

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

WATSON GUIDE IP, LLC, )  
a Delaware limited liability )  
company, and ROE DENTAL )  
LABORATORY, INC., an )  
Ohio corporation, )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
ABSOLUTE DENTAL SERVICES, )  
INC, a North Carolina corporation, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Case No. 22-cv-00558

**COMPLAINT**

Plaintiffs Watson Guide IP, LLC (“Watson IP”) and ROE Dental Laboratory, Inc. (“ROE”), by and through their counsel, file this Complaint against defendant Absolute Dental Services, Inc. (“Absolute”) and allege as follows:

**PRELIMINARY STATEMENT**

1. This is a patent infringement action alleging that Absolute has infringed and continues to infringe and induce infringement of one or more claims of U.S. Patent No. 11,173,016 (“the ‘016 patent”) by making, using, selling, and offering to sell its Synergy Guided Workflow products and services.

**THE PARTIES**

2. Plaintiff Watson IP is a Delaware limited liability company having its principal place of business at 4933 Ocean View Blvd., La Canada, California 91011.

3. Plaintiff ROE is an Ohio corporation with a principal place of business at 7165 E. Pleasant Valley Rd., Independence, Ohio 44131.

4. Defendant Absolute is, on information and belief, a North Carolina corporation with a principal place of business at 3600 University Drive, Durham, North Carolina 27707.

### **JURISDICTION AND VENUE**

5. This is a civil action for patent infringement under the laws of the United States, Title 35 United States Code.

6. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1338(a) and 1331.

7. This Court has personal jurisdiction over Absolute because it is a North Carolina corporation headquartered in this District, and it has committed acts within this District giving rise to this action.

8. Venue is proper in this District under 28 U.S.C. § 1400(b) because Absolute is a North Carolina corporation headquartered in this District, and because Absolute has a regular and established place of business in this District from which it has committed acts giving rise to this action.

### **BACKGROUND**

9. Watson IP is the owner by assignment of the '016 patent. The '016 patent describes and claims an apparatus and method for installing a multi-tooth dental prosthesis. Jason Watson, the inventor of the '016 patent and managing member of

Watson IP, is an innovation leader in techniques for installing multi-tooth dental prostheses.

10. ROE is the exclusive licensee to the '016 patent. ROE has been building successful long-term partnerships with dentists since 1926. ROE manufactures and sells Chrome GuidedSMILE products that practice the '016 patent. CHROME GuidedSMILE provides dentists with a preplanned, predictable guided surgery for multi-tooth dental prostheses. The Chrome GuidedSMILE stackable guide coordinates implants, bone reduction, prosthetics, with a simplified final conversion protocol. Components of the Chrome GuidedSMILE system are shown below:



11. The '016 patent, titled "Fixation Base and Guides for Dental Prosthesis Implantation" was duly and legally issued by the United States Patent and Trademark Office on November 16, 2021. A true and correct copy of the '016 patent is attached as Exhibit A.

12. Watson IP and ROE have complied with 35 U.S.C. § 287(a) by marking substantially all of the Chrome GuidedSMILE products with the number of the '016 patent.

13. On information and belief, Absolute is and has been aware of the '016 patent, having among other things corresponded with Jason Watson regarding that patent.


14. Neither Watson IP nor ROE has authorized Absolute to use the '016 patent or any portion thereof.

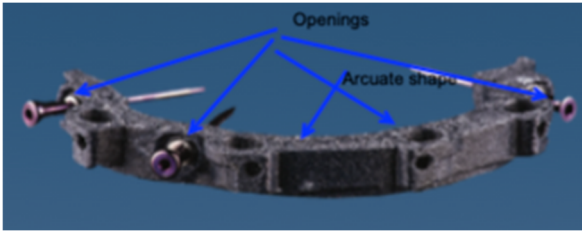


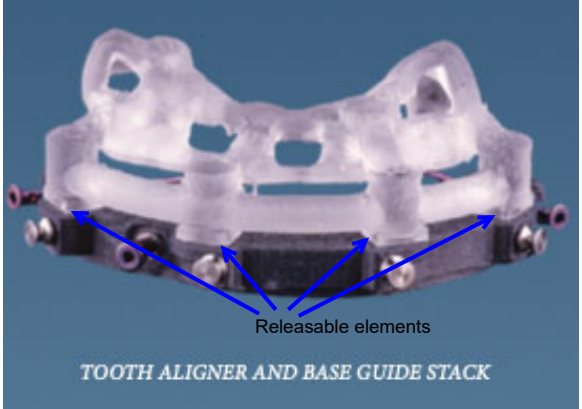
15. On information and belief, Absolute makes, sells and offers to sell guided surgery products under the Synergy Guided Workflow brand. On information and belief, components of the Synergy Guided Workflow system are shown below:



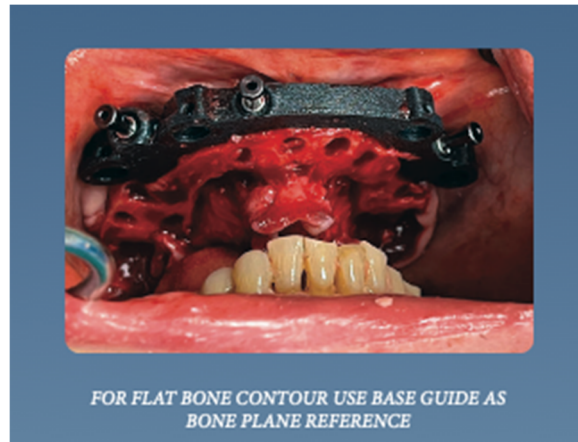


16. On information and belief, the Synergy Guided Workflow products infringe at least claim 6 of the '016 patent as shown below:

<b>'016 patent, claim 6</b>	<b>Synergy Guided Workflow</b>
<p>An apparatus for installing a dental prosthesis to maxillary or mandibular jaw bone of a patient, the apparatus comprising: a fixation base for providing an attachment surface for a dental guide used during a dental prosthesis installation procedure, the fixation base further comprising</p>	 <p>CARBON FIBER FIXATION BASE GUIDE</p>

<p>a generally arcuate base member with a front surface that includes a plurality of openings through which fasteners can be passed,</p>	
<p>a rear surface,</p>	
<p>a horizontal surface, and</p>	
<p>manually releasable attachment elements for attachment of a dental guide used during a prosthesis installation to the fixation base,</p>	

wherein the fixation base is configured and dimensioned to fit only in front of the maxillary or mandibular bone structure of a patient and which fixation base itself does not include any portions which would otherwise extend in back of the maxillary or mandibular bone structure of a patient.



17. On information and belief, Absolute has induced others to use the Synergy Guided Workflow in a manner that infringes the '016 patent through advertisements, instruction manuals and videos, many of which are available on the [absolutedentalservices.com](http://absolutedentalservices.com) website operated by Absolute.

18. On information and belief, Absolute has infringed the '016 patent and induced others to infringe despite knowing of the '016 patent and that infringement.

### **CAUSE OF ACTION**

19. Paragraphs 1 through 18 are incorporated by reference as if fully set forth herein.

20. Through making, selling and offering for sale of the Synergy Guided Workflow products, Absolute has directly infringed and continues to directly infringe the '016 patent in violation of 35 U.S.C § 271(a).



21. By causing others to use the invention claimed in the '016 patent, Absolute has induced infringement in violation of 35 U.S.C § 271(b).

22. Absolute's acts of infringement and inducement of infringement have been and continue to be willful and deliberate.

23. By reason of Absolute's infringement and inducement, Watson IP and ROE have suffered and continue to suffer damages, including lost profits.

24. By reason of Absolute's infringement and inducement, Watson IP and ROE have suffered irreparable harm for which there is no adequate remedy at law, which will continue unless Absolute is enjoined.

#### **DEMAND FOR JURY TRIAL**

25. Watson IP and ROE demand a trial by jury on all matters herein so triable.

#### **PRAYER FOR RELIEF**

WHEREFORE, Watson IP and ROE respectfully request the Court enter judgment in their favor and against Absolute as follows:

- a) Declaring that Absolute has directly infringed and is directly infringing the '016 patent;
- b) Declaring that Absolute has induced infringement the '016 patent;
- c) Declaring that Absolute's infringement and inducement have been willful;
- d) Declaring that this case is exceptional under 35 U.S.C. § 285;

- e) Preliminarily and permanently enjoining Absolute from making, selling or offering for sale its Synergy Guided Workflow products and colorable variations thereof;
- f) Preliminarily and permanently enjoining Absolute from encouraging others to use the Synergy Guided Workflow products and colorable variations thereof;
- g) Awarding Watson IP and ROE their respective damages including lost profits, but not less than a reasonable royalty;
- h) Trebling the damages awarded to Watson IP and ROE;
- i) Awarding all costs and expenses of this action, including Watson IP's and ROE's reasonable attorneys' fees;
- j) Awarding pre-judgment and post-judgment interest;
- k) Awarding such other and further relief as the Court may deem just, necessary, and proper.

Dated: July 19, 2022

Respectfully submitted,

By: /s/ Peter D. Siddoway  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the 19th day of July 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

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*Attorney for Plaintiffs  
Watson IP and ROE*