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19 *Attorneys for Plaintiff*

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

Edge-Works Manufacturing Company,

Plaintiff,

v.

Concealed Carrier, LLC d/b/a Tacticon  
Armament,

Defendant.

CASE NO. 1:22-at-609

**COMPLAINT**

**PATENT INFRINGEMENT (35 U.S.C. § 271)**

**DEMAND FOR JURY TRIAL**

Plaintiff Edge-Works Manufacturing Company (“Edge-Works”) files this Complaint (“Complaint”) for Patent Infringement against Concealed Carrier, LLC d/b/a Tacticon Armament (“Tacticon”), and hereby alleges as follows:

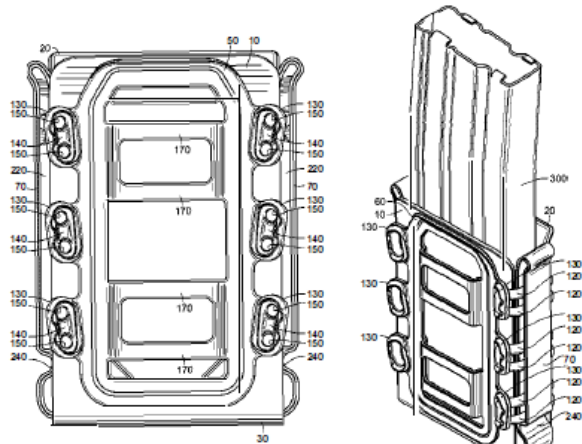
**THE PARTIES**

1. Edge-Works is a North Carolina corporation with its principal place of business at 272 West Stag Park Service Road, Burgaw, North Carolina 28425.



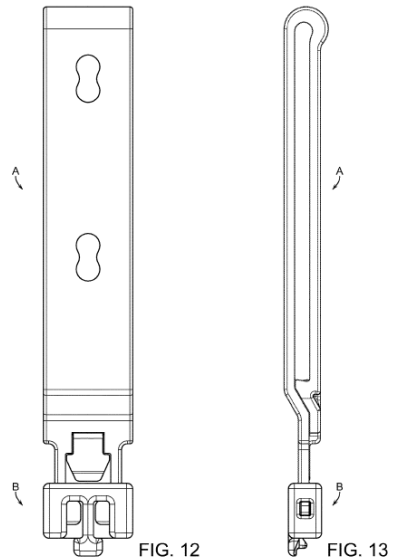
1 10. The claims of the '973 Patent are  
 2 generally directed towards an expandable,  
 3 variable compression pouch with an exoskeleton  
 4 construction. As shown in the picture to the  
 5 right, the hybrid construction combines a soft,  
 6 flexible shell with semi-flexible molded outer  
 7 components on the back, sides, bottom and front  
 8 of the flexible shell. These molded components  
 9 form an exoskeleton that provides structural  
 10 reinforcement where needed without limiting the  
 11 essential qualities of expansion or contraction or form fit that is essential to achieve the unique  
 12 features and superior function of the pouch.

**'973 Patent – FIGS. 1 and 21**



13 11. The '595 Patent is directed towards a retaining  
 14 clip for securing an article to a belt or similar restraint structure.  
 15 As shown in the pictures to the right, the structure of the clip  
 16 generally includes a single bend portion with opposing legs  
 17 extending therefrom which are configured to receive a belt. The  
 18 clip further includes a locking member that operates as a clasp  
 19 on the distal ends of both legs when in a locked position, or is  
 20 configured to release one leg in an open position to allow the clip  
 21 to be released from the belt.

**'595 Patent - Clips**



22 12. Edge-Works launched its Softshell Scorpion  
 23 product line as commercial embodiments of the '973 Patent. As  
 24 part of this product line, Edge-Works sells a rifle magazine pouch, as well as a short version and  
 25 tall version of its pistol magazine pouch.

26 13. In combination with the sale of its Softshell Scorpion pouches, Edge-Works offers  
 27 for sale its "R-Series" molle clips and belt mounts for rifle magazine carriers and "P-Series" clips  
 28 for pistol magazine carriers. Both are commercial embodiments of the invention disclosed in the

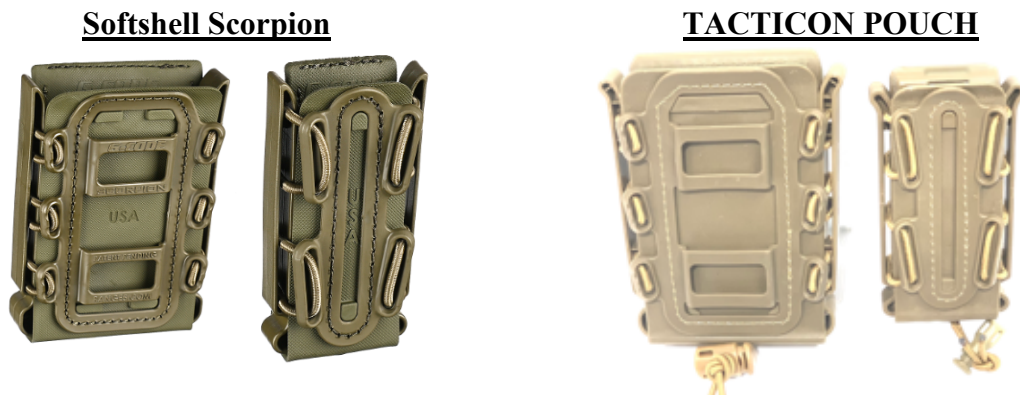
1 ‘595 Patent. These clips are configured to quickly and securely attach to the Softshell Scorpion  
2 and are often purchased by consumers in combination with the purchase of a Softshell Scorpion  
3 pouch.

4 **TACTICON’S INFRINGEMENT OF EDGE-WORKS’ PATENTS**

5 14. Tacticon makes, uses, sells, and offers for sale tactical gear and accessories in  
6 competition with Edge-Works.

7 15. In an effort to trade off of Edge-Works’ ingenuity and innovations, Tacticon  
8 recently released and has been selling counterfeit versions of Edge-Works’ Patented Products in  
9 clear violation of Edge-Works’ patent rights.

10 16. Specifically, Tacticon offers for sale and has sold expandable pistol and rifle  
11 pouches under the name “R1MC/Single Rifle Magazine Carrier/ Universal Mag Pouch” and  
12 “P1MC/Single Pistol Magazine Carrier/Universal Handgun Mag Pouch (collectively, the  
13 “TACTICON POUCHES”). A comparison of the Softshell Scorpion pouches and Tacticon  
14 Pouches are shown below:



22 17. The TACTICON POUCHES are covered by one or more claims of the ‘973 Patent.  
23 Tacticon does not have a license to the ‘973 Patent.

24 19. Tacticon’s manufacture, use, sale and offer for sale of the TACTICON POUCHES  
25 constitutes infringement of at least one claim of the Edge-Works’ ‘973 Patent, either directly,  
26 indirectly, or under the doctrine of equivalents.





1           35.     Tacticon has made, used, sold, and offered for sale products in the United States,  
2 including the TACTICON CLIPS, which include all of the elements and limitations of one or  
3 more of the claims of the '595 Patent.

4           36.     Tacticon has directly infringed and currently infringes the '973 Patent under 35  
5 USC 271(a), literally and/or under the doctrine of equivalents, including at least claims 1-8 and  
6 11-18 of the '973 Patent by making, using, selling and offering for sale the TACTICON  
7 POUCHES, without Edge- Works' permission.

8           37.     Tacticon has directly infringed and currently infringes the '595 Patent under 35  
9 USC § 271(a), literally and/or under the doctrine of equivalents, including at least claims 1-7 of  
10 the '595 Patent by making, using, selling and offering for sale the TACTICON CLIPS, without  
11 Edge-Works' permission.

12           38.     As a result of Tacticon's unlawful activities, Edge-Works has suffered and will  
13 continue to suffer irreparable harm for which there is no adequate remedy at law. Edge-Works  
14 competes directly with Tacticon in the tactical gear industry. Tacticon's continued infringement  
15 of the Edge-Works' Patents causes harm to Edge-Works in the form of price erosion, loss of  
16 goodwill, damage to reputation, loss of business opportunity, inadequacy of money damages, and  
17 direct and indirect competition. Monetary damages are insufficient to compensate Edge-Works  
18 for these harms. Accordingly, Edge-Works is entitled to temporary, preliminary and permanent  
19 injunctive relief.

20           39.     Tacticon's infringement of the Edge-Works' Patents have injured and continues to  
21 injure Edge-Works in an amount to be proven at trial, but not less than a reasonable royalty.

22           40.     Despite its knowledge of the Edge-Works' Patents, Tacticon developed, sold and  
23 continues to sell the accused products in complete and reckless disregard of Edge- Works' patent  
24 rights. As such, Tacticon has acted recklessly and continues to willfully, wantonly, and  
25 deliberately engage in acts of infringement of the Edge-Works' Patents, justifying Edge-Works  
26 to an award of increased damages under 35 U.S.C. § 284, and attorneys' fees and costs incurred  
27 under 35 U.S.C. § 285.

28



**PRAYER FOR RELIEF**

1  
2 A. An entry of judgment holding that Tacticon has infringed and is infringing the  
3 Edge-Works Patents;

4 B. A temporary, preliminary and permanent injunction against Tacticon, and its  
5 officers, employees, agents, servants, attorneys, and those in privity with them, from infringing  
6 the Edge-Works Patents, or inducing the infringement of the Edge-Works Patents, and for all  
7 further and proper relief pursuant to 35 U.S.C. § 283;

8 C. An award to Edge-Works of past damages, not less than a reasonable royalty, as it  
9 shall prove at trial against Tacticon that is adequate to fully compensate Edge-Works for  
10 infringement of the Edge-Works Patents by Tacticon.

11 D. A determination that Tacticon's infringement has been willful, wanton, and  
12 deliberate and that the damages against it be increased up to treble on this basis or for any other  
13 basis in accordance with law;

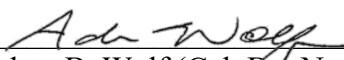
14 E. A finding that this case is "exceptional" and an award to Edge-Works of its costs  
15 and reasonable attorney fees, as provided by 37 U.S.C. § 285;

16 F. An accounting of all infringing sales and revenues, together with post judgment  
17 interest and prejudgment interest from the first date of infringement of each of the Edge-Works  
18 Patents; and

19 G. Such other and further relief as the Court may deem proper and just.

20  
21 Dated: August 12, 2022

Respectfully submitted,

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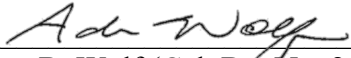
*Attorneys for Plaintiff Edge-Works Manufacturing Company*

8 **DEMAND FOR JURY TRIAL**

9 Plaintiff hereby demands a jury trial for all matters that may be tried to a jury.

10  
11 Dated: August 12, 2022

Respectfully submitted,

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