

1 Alan Chen (SBN 224420)
RIMÓN, P.C.
2 2029 Century Park East, Suite 400N
Los Angeles, CA 90067
3 Telephone: 213.677.0986
Email: alan.chen@rimonlaw.com

4 Attorneys for Plaintiff
5 TAN GROW INC.

6
7
8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

10 TAN GROW INC,

11 Plaintiff,

12 v.

13 LINK FUTURE, INC., dba LKF USA
POLAR AURORA; SINOWELL INC;
14 3Q MART INC; VIVOHOME INC;
and DOES 1-10, inclusive,

15 Defendant.
16
17
18

Case No.: 22-8257

COMPLAINT FOR:

- 1. **Patent Infringement of U.S. Patent No. 10,882,662**
- 2. **Patent Infringement of U.S. Patent No. 10,543,957**
- 3. **Patent Infringement of U.S. Patent No. D940,284**
- 4. **Patent Infringement of U.S. Patent No. D940,285**

[DEMAND FOR JURY TRIAL]

RIMÓN, P.C.
A Professional Corporation
Los Angeles

1 Plaintiff Tan Grow Inc. (hereinafter the “Plaintiff” or “Tan Grow”), states the
2 following as its complaint against defendants Link Future, Inc., dba LKF USA Polar
3 Aurora (“Polar”), Sinowell Inc (“Sinowell”), 3Q Mart Inc (“3Q”), and Vivohome
4 Inc (“Vivohome”) (collectively as “Defendants”), as follows:

5 **NATURE OF THE ACTION**

6 1. This is an action for patent infringement arising under the Patent Laws
7 of the United States, 35 U.S.C. § 1, *et seq.*, including § 271. In particular, this is an
8 action for patent infringement against Defendants for infringing U.S. Patent No.
9 10,882,662 (foldable liquid container with supporting frame, hereinafter referred to
10 as the “‘662 Patent”), U.S. Patent No. 10,543,957 (foldable liquid container with
11 supporting frame, the “‘957 Patent”) and U.S. Design Patent No. D940,285 (the
12 “‘285 Patent”) and U.S. Design Patent No. D940,286 (the “‘286 Patent”) (folding
13 pet bath tubs) (collectively, as the “Tan Grow Patents”). A true and accurate copy of
14 the ‘662 Patent is attached as Exhibit A. A true and accurate copy of the ‘957 Patent
15 is attached as Exhibit B. A true and accurate copy of the ‘284 Patent is attached as
16 Exhibit C. A true and accurate copy of the ‘285 Patent is attached as Exhibit D.

17 **PARTIES**

18 2. Plaintiff Tan Grow is an Illinois corporation with its principal place of
19 business at 13013 West Avenue, Suite 5, Blue Island, Illinois 60406.

20 3. Tan Grow designs, manufactures and distributes a line of innovative,
21 mobile and foldable pet bathtubs that are protected by the Tan Grow Patents in the
22 United States and abroad.

23 4. Upon information and belief, defendant Link Future Inc. (“Link”) is
24 incorporated in the state of Georgia with its principal place of business at 4875
25 Westpark Dr. SW, Atlanta, Georgia 30336, US. Link is the applicant for U.S.
26 trademark, POLAR AURORA, serial number 97566243, a composite mark for use
27 in International Class 021 for “Cages for pets; Cages for carrying pets; Cages for
28 household pets” with first use in commerce date of July 5, 2022.

RIMÓN, P.C.
A Professional Corporation
Los Angeles

1 5. Upon information and belief, defendant Link also operates under the
2 name, LKF USA on Amazon.com and shares the same business address name as
3 Link. Link sells, among others, the following pet bathtub product on Amazon,
4 bearing Amazon Standard Identification Number (“ASIN Number”)
5 B0B7KWQXN4.



6
7
8
9
10
11
12
13
14 6. Upon information and belief, defendant VIVOHOME INC.
15 (“Vivohome”) is a corporation registered in the state of California with a principal
16 place of operation located at 2775 E. Philadelphia Street, Unit B, Ontario, California
17 91761. Vivohome also identifies its registered agent and officer as “Jia Luo.”
18 Vivohome sells, among others, various pet products through both Vivohome and
19 DEStar stores on Amazon. Vivohome sells, among others, the following pet bathtub
20 product on Amazon, bearing ASIN No. B098WT1BXB.



RIMÓN, P.C.
A Professional Corporation
Los Angeles

1 intermediaries.

2 **FACTUAL BACKGROUND**

3 **The Patents**

4 11. The ‘662 Patent, also entitled “Foldable Liquid Container with
5 Supporting Frame,” issued on January 5, 2021. Tan Grow has all right, title and
6 interest in the ‘662 Patent, as well as the right to sue for, collect, and receive
7 damages for past, present and future infringements of the ‘662 Patent. Tan Grow has
8 owned the ‘662 Patent at all times during Defendants’ infringement of the ‘662
9 Patent.

10 12. The ‘957 Patent, entitled “Foldable Liquid Container with Supporting
11 Frame,” issued on January 28, 2020. Tan Grow has all right, title and interest in the
12 ‘957 Patent, as well as the right to sue for, collect, and receive damages for past,
13 present and future infringements of the ‘957 Patent. Tan Grow has owned the ‘957
14 Patent at all times during Defendants’ infringement of the ‘957 Patent.

15 13. The ‘284 Patent, entitled “Frame for Basin,” is a design patent issued
16 on January 4, 2022. Tan Grow has all right, title and interest in the ‘284 Patent, as
17 well as the right to sue for, collect, and receive damages for past, present and future
18 infringements of the ‘284 Patent. Tan Grow has owned the ‘284 Patent at all times
19 during Defendants’ infringement of the ‘284 Patent.

20 14. The ‘285 Patent, entitled “Basin,” is a design patent issued on January
21 4, 2022. Tan Grow has all right, title and interest in the ‘285 Patent, as well as the
22 right to sue for, collect, and receive damages for past, present and future
23 infringements of the ‘285 Patent. Tan Grow has owned the ‘285 Patent at all times
24 during Defendants’ infringement of the ‘285 Patent.

25 **Infringement of the ‘662 Patent**

26 15. Claim 1 of the ‘662 Patent reads as follows:

27 A foldable liquid container, comprising: a foldable supporting
28 frame arranged to be operated between an unfolded mode and a

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

folded mode; a switch device arranged on said foldable supporting frame to operate said foldable supporting frame between the unfolded mode and the folded mode by a single pulling operation; and a container body arranged on said foldable supporting frame, wherein said container body is constructed to be folded up with a folding of said foldable supporting frame and unfolded with an unfolding of said foldable supporting frame, wherein when said foldable supporting frame is unfolded, said foldable supporting frame is supported in the unfolded mode by said switch device, wherein said switch device is able to be operated to release the support of said foldable supporting frame when said foldable supporting frame is operated from the unfolded mode to the folded mode.

16. As can be seen in the images in the attached claim chart for the Pet Bath, a true and correct copy of which is attached at Exhibit A, the Pet Bath meets all limitations of at least Claim 1 of the ‘662 Patent.

17. In addition, the Pet Bath meets the limitations of at least dependent Claims 2-3 of the ‘662 Patent (*see* Exhibit A).

Infringement of the ‘957 Patent

18. Claim 1 of the ‘957 Patent reads as follows:

A foldable liquid container, comprising: a container body; a foldable supporting frame which supports said container body, wherein said foldable supporting frame comprises two folding arms, and a plurality of supporting legs for supporting said two folding arms respectively, wherein one folding arm of said two folding arms includes two end portions, wherein said foldable supporting frame further comprises a switching rod connecting said two end portions of said one folding arm; and a switch device which comprises a main body having a slider chamber, a slider slidably engaged with said slider chamber, and a resilient member; wherein said foldable supporting frame is arranged to be operated between a folded mode in which said one folding arm is rotated to fold up with the other folding arm of said two folding arms to move said switching rod to a position pressing against said supporting end portion to compress said resilient member for inwardly moving said slider into said slider chamber, and an unfolded state in which said two folding arms are

1 unfolded to be on a same plane with each other while said
2 resilient member provides a resilient force that pushes against
3 said slider for retaining an end portion of said slider be protruded
4 out from said slider chamber of said main body for supporting
said switching rod.

5 19. As can be seen in the images in the attached claim chart for the Pet
6 Bath, a true and correct copy of which is attached at Exhibit B, the Pet Bath meets
7 all limitations of at least Claim 1 of the '957 Patent.

8 20. In addition, the Pet Bath meets the limitations of at least dependent
9 Claims 2-3 of the '957 Patent (*see* Exhibit B).

10 **Infringement of the '284 Patent**

11 21. In the eye of an ordinary observer familiar with the relevant prior art,
12 giving such attention as a purchaser usually gives, the claimed design of the '284
13 Patent and the Pet Bath is substantially the same, such that the ordinary observer
14 would be deceived into believing that the design of the Pet Bath is the same as the
15 design claimed in the '284 Patent. The figures in the attached chart for the '284
16 Patent, a true and correct copy of which is attached at Exhibit C, illustrate the Pet
17 Bath's infringement by comparing figures of the '284 Patent with images of the Pet
18 Bath.

19 **Infringement of the '285 Patent**

20 22. In the eye of an ordinary observer familiar with the relevant prior art,
21 giving such attention as a purchaser usually gives, the claimed design of the '285
22 Patent and the Pet Bath are substantially the same, such that the ordinary observer
23 would be deceived into believing that the design of the Pet Bath is the same as the
24 design claimed in the '285 Patent. The figures in the attached chart for the '285
25 Patent, a true and correct copy of which is attached at Exhibit D, illustrate the Pet
26 Bath's infringement by comparing figures of the '285 Patent with images of the Pet
27 Bath.

28

RIMÓN, P.C.
A Professional Corporation
Los Angeles

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

COUNT I

PATENT INFRINGEMENT (The ‘662 Patent)

Against All Defendants

23. Tan Grow re-alleges and incorporates by reference paragraphs 1 – 22 above.

24. Tan Grow is informed and believes, and on that basis alleges, that Defendants have infringed at least Claims 1-3 of the ‘662 Patent, in violation of 35 U.S.C. § 271.

25. Defendants have infringed literally and/or under the doctrine of equivalents by, among other things, offering for sale, selling and/or importing within this judicial district and elsewhere in the United States, without license or authority, the Pet Bath and the Pet Bath, which are products falling within the scope of Claims 1-5 of the ‘662 Patent.

26. As a result of Defendants’ infringement of the ‘662 Patent, Tan Grow has been irreparably injured. Unless such infringing acts are enjoined by this Court, Tan Grow will continue to suffer additional irreparable injury.

27. Defendants’ acts of infringement have caused damage to Tan Grow in an amount to be proven at trial. As a consequence of Defendants’ infringement, Tan Grow is entitled to recover damages adequate to compensate it for the infringement complained of herein, but in no event less than a reasonable royalty.

COUNT II

PATENT INFRINGEMENT (The ‘957 Patent)

Against All Defendants

28. Tan Grow re-alleges and incorporates by reference paragraphs 1 – 22 above.

29. Tan Grow is informed and believes, and on that basis alleges, that Defendants have infringed at least Claims 1-3 of the ‘957 Patent, in violation of 35 U.S.C. § 271.

RIMÓN, P.C.
A Professional Corporation
Los Angeles

1 Grow is entitled to recover damages adequate to compensate it for the infringement
2 complained of herein, but in no event less than a reasonable royalty.

3 **COUNT IV**

4 **PATENT INFRINGEMENT (The ‘285 Patent)**

5 **Against All Defendants**

6 38. Tan Grow re-alleges and incorporates by reference the allegations
7 contained in paragraphs 1 – 22 above.

8 39. Tan Grow is informed and believes, and on that basis alleges, that
9 Defendants have infringed the claims of the ‘285 Patent, in violation of 35 U.S.C. §
10 271.

11 40. Defendants have been directly infringing the ‘285 Patent by selling,
12 offering and exposing for sale the Pet Bath, which is an item of manufacture in
13 which the patented design of the ‘285 Patent or a colorable imitation thereof has
14 been applied.

15 41. As a result of Defendants’ infringement of the ‘285 Patent, Tan Grow
16 has been irreparably injured. Unless such infringing acts are enjoined by this Court,
17 Tan Grow will continue to suffer additional irreparable injury.

18 42. Defendants’ acts of infringement have caused damage to Tan Grow in
19 an amount to be proven at trial. As a consequence of Defendants’ infringement, Tan
20 Grow is entitled to recover damages adequate to compensate it for the infringement
21 complained of herein, but in no event less than a reasonable royalty.

22 **PRAYER FOR RELIEF**

23 WHEREFORE, Plaintiff Tan Grow prays for judgment in its favor and
24 against Defendants as follows:

- 25 1. For a declaration that Defendants have infringed the ‘662 Patent;
- 26 2. That Defendants and any of their affiliates, subsidiaries, officers,
- 27 directors, employees, agents, representatives, licensees, successors, assigns, and all
- 28 those acting for any of them and/or on any of their behalf, or acting in concert with

RIMÓN, P.C.
A Professional Corporation
Los Angeles

1 any of them directly or indirectly, be enjoined from infringing, inducing others to
2 infringe or contributing to the infringement of the ‘662 Patent;

3 3. For damages adequate to compensate Tan Grow for Defendants’
4 infringement of the ‘662 Patent, but in no event less than a reasonable royalty for the
5 use made of the inventions, together with interest and costs under 35 U.S.C. § 284;

6 4. For an order and judgment permanently enjoining Defendants and all
7 persons and entities acting in concert with Defendants, from infringing the ‘662
8 Patent;

9 5. For a declaration that Defendants have infringed the ‘957 Patent;

10 6. That Defendants and any of their affiliates, subsidiaries, officers,
11 directors, employees, agents, representatives, licensees, successors, assigns, and all
12 those acting for any of them and/or on any of their behalf, or acting in concert with
13 any of them directly or indirectly, be enjoined from infringing, inducing others to
14 infringe or contributing to the infringement of the ‘957 Patent;

15 7. For damages adequate to compensate Tan Grow for Defendants’
16 infringement of the ‘957 Patent, but in no event less than a reasonable royalty for the
17 use made of the inventions, together with interest and costs under 35 U.S.C. § 284;

18 8. For an order and judgment permanently enjoining Defendants and all
19 persons and entities acting in concert with Defendants, from infringing the ‘957
20 Patent;

21 9. For a declaration that Defendants have infringed the ‘284 Patent;

22 10. That Defendants and their of its affiliates, subsidiaries, officers,
23 directors, employees, agents, representatives, licensees, successors, assigns, and all
24 those acting for any of them and/or on any of their behalf, or acting in concert with
25 any of them directly or indirectly, be enjoined from infringing, inducing others to
26 infringe or contributing to the infringement of the ‘284 Patent;

27 11. For damages adequate to compensate Tan Grow for Defendants’
28 infringement of the ‘284 Patent, but in no event less than a reasonable royalty for the

RIMÓN, P.C.
A Professional Corporation
Los Angeles

1 use made of the inventions, together with interest and costs under 35 U.S.C. § 284;

2 12. For an order and judgment permanently enjoining Defendants and all
3 persons and entities acting in concert with Defendants, from infringing the ‘284
4 Patent;

5 13. For a declaration that Defendants have infringed the ‘285 Patent;

6 14. That Defendants and any of their affiliates, subsidiaries, officers,
7 directors, employees, agents, representatives, licensees, successors, assigns, and all
8 those acting for any of them and/or on any of their behalf, or acting in concert with
9 any of them directly or indirectly, be enjoined from infringing, inducing others to
10 infringe or contributing to the infringement of the ‘285 Patent;

11 15. For damages adequate to compensate Tan Grow for Defendants’
12 infringement of the ‘285 Patent, but in no event less than a reasonable royalty for the
13 use made of the inventions, together with interest and costs under 35 U.S.C. § 284;

14 16. For an order and judgment permanently enjoining Defendants and all
15 persons and entities acting in concert with Defendants, from infringing the ‘285
16 Patent;

17 17. For a determination that Defendants’ infringement have been willful,
18 wanton, and deliberate and that the damages against it be increased three times on
19 this basis;

20 5. For an award of pre- and post-judgment interest on the damages
21 assessed;

22 7. For an order providing an accounting of all sales and profits made by
23 Defendants in connection with the Pet Bath;

24 8. For a determination that this is an exceptional case under 35 U.S.C. §
25 285 and that an award of attorneys’ fees and costs to Tan Grow is warranted in this
26 action;

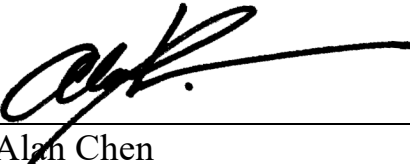
27 9. For entry of judgment against Defendants and in favor of Tan Grow in
28 all respects; and

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

10. For such other relief as the Court may deem just and proper.

Dated: November 11, 2022

RIMÔN, P.C.

By: 
Alm Chen
John Murray (will apply *Pro Hac Vice*)
Attorney for Plaintiff Tan Grow Inc.


RIMÔN, P.C.
A Professional Corporation
Los Angeles

DEMAND FOR JURY TRIAL

Pursuant to Federal Rule of Civil Procedure 38(b), Plaintiff Mu hereby demands a trial by jury on all issues so triable of right by a jury raised in this Complaint.

Dated:

RIMÓN, P.C.

By: 

Alan Chen
John Murray (will apply *Pro Hac Vice*)
Attorney for Plaintiff Mengmeng Mu

RIMÓN, P.C.
A Professional Corporation
Los Angeles

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28