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8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**  
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11 **JEZIGN LICENSING, LLC,**  
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Plaintiff,  
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v.  
14 **POSHMARK, INC.,**  
15  
Defendant.  
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Case No. 3:24-cv-00256

**COMPLAINT FOR PATENT  
INFRINGEMENT**

**DEMAND FOR JURY TRIAL**

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18 For its Complaint, Jezign Licensing, LLC (“Jezign”) alleges as follows:  
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20 **Nature of This Action**

21 1. This is a design patent infringement action against Poshmark, Inc.  
22 (“Poshmark”) based on its infringement of Jezign’s U.S. Design Patent No.  
23 D554,848 (“the ’D848 Patent”). Attached hereto as Exhibit A is a true and correct  
24 copy of the ’D848 Patent, which issued November 13, 2007 and is entitled  
25 “Illuminated Shoe Lower.”

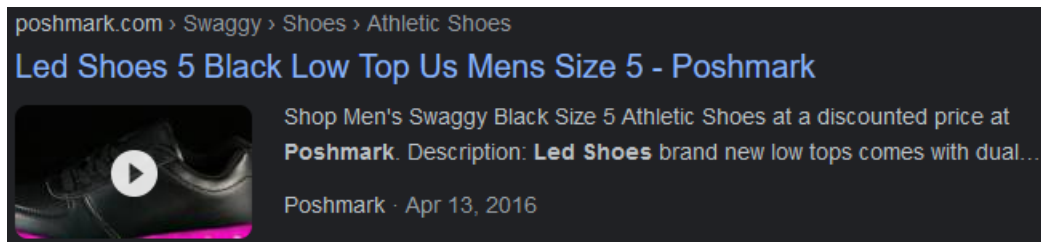
26 **Parties**

27 2. Jezign is a New York company with a principal place of business in  
28 Silver Spring, Maryland.





1            15. Upon information and belief, Poshmark sold, offered for sale,  
2 marketed, and advertised products including the MBB and Swaggy LED Light-Up,  
3 including via its online platform. Example images of these infringing products are  
4 shown below:



16            16. Upon information and belief, Poshmark sold, offered for sale,  
17 distributed, marketed, and/or advertised Bebe's infringing shoes including but not  
18 limited to the Sport Krysten, Sport Keene, and Light-Up Boots, including via its  
19 online platform. Example images of these infringing products shoes are shown  
20 below:





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17. In the eye of the ordinary observer familiar with the relevant prior art, giving such attention as a purchaser usually gives, the claimed design of the patent-in-suit and the design of the infringing products are substantially the same, such that the ordinary observer would be deceived into believing that the design of the infringing products was the design claimed in the patent-in-suit.

18. Poshmark directly infringed the patent-in-suit by making, using, offering to sell, selling and/or importing shoes, including the infringing products, having substantially the same ornamental design as the design claimed in the patent-in-suit, in violation of 35 U.S.C. §§ 271(a) and 289.

19. Jezign properly marked its shoes to give notice to the public pursuant to 35 U.S.C. § 287. Jezign marked its patent design number U.S. Patent No. D554,848 on the inside tongue of its shoes and on the back of hangtags attached to the shoes, pursuant to 35 U.S.C. § 287. Images of Jezign's markings that gives notice to the public are shown below:



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G. An Order awarding Jezign its reasonable costs and attorneys' fees under 35 U.S.C. § 285; and

H. Such further relief as this Court deems just and proper.

**JURY TRIAL DEMAND**

Pursuant to Fed. R. Civ. P. 38(b)(1) and (c), Plaintiff hereby demands a jury trial on all the issues in this action so triable of right by a jury.

Respectfully submitted,

Dated: January 15, 2024

**SML Avvocati P.C.**

By: /s/ Stephen M. Lobbin  
Attorneys for Plaintiff