

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

CASE NO. _____

LINWOOD CUTCHINS,

Plaintiff,

v.

BUG BITE THING, INC.,

Defendant.

RECEIVED

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AT 8:30 _____ M
WILLIAM T. WALSH
CLERK

COMPLAINT FOR INJUNCTIVE RELIEF AND DEMAND FOR JURY TRIAL

COMES NOW, Plaintiff, LINWOOD CUTCHINS, and hereby submits this Complaint for Injunctive Relief and Demand for Jury Trial against Defendant, BUG BITE THING, INC., and alleges the following:

PARTIES, JURISDICTION, AND FACTS

1. Plaintiff, LINWOOD CUTCHINS, is and was a resident of New Jersey, at all times relevant to the facts and claims set forth in this Complaint.
2. Defendant, BUG BITE THING, INC., is and was a corporation with its principal office at 611 NW Mercantile Pl., Port Saint Lucie, Florida 34986 and conducts business in the State of New Jersey.
3. All of the acts and/or failures to act alleged herein were and are attributable to Defendant.
4. This is a case for Patent Infringement under 35 U.S.C. §271.

5. The Plaintiff is the owner of EFOR device, an Apparatus for removing debris from an organ, patent no. 11399979. Specifically, the Patent is for an apparatus to remove debris from organ(s): eye, liver, kidney, skin, etc., via manual suction. Furthermore, his patented product extracts debris from the eye(s) via suction, waterless eye cleansing, without flushing. His patent further authorizes him to exclusively make products of that kind. *See Exhibit A*

6. The Defendant has been selling a product that has an identical process to that of the Plaintiff's patent, The Bug Bite Thing suction tool.

7. The Plaintiff has placed the Defendant on notice regarding infringement of his patent but Defendant has continued to sell the infringing product.

8. Due to the Defendant's actions, the Plaintiff has and will suffer irreparable harm.

COUNT - PATENT INFRINGEMENT UNDER 35 U.S.C. §271

9. Plaintiff re-alleges and incorporates by reference each and every allegation contained in paragraphs 1 through 8 above as though set forth herein.

10. Defendant knowingly has been selling a product that uses an identical process as is protected under the Plaintiff's patent. Specifically, the Defendant has a product that uses suction to remove debris from insect bites from a person's body.

11. Defendant has been placed on notice regarding the unauthorized use of the patent but has continued to sell its product.

12. Defendant has suffered and will continue to suffer irreparable harm if the Defendant is not enjoined from selling its product.

PRAYER FOR RELIEF

Issue a Permanent Injunction enjoining Defendant, their officers, agents, servants, employees, and all persons in active concert or participation with them, and each of them, from selling its Bug Bite Thing product.

DEMAND FOR JURY TRIAL

Plaintiff hereby demands a jury trial as to the cause of action set forth within the Complaint.

Linwood Cutchins
1475 Mount Holly Road - L7
Edgewater Park, NJ 08010