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Kimberly-Clark Worldwide, Inc., and)	
Kimberly-Clark Global Sales, LLC,)	
)	Case No.
Plaintiffs,)	
)	
v.)	
)	Jury Trial Demanded
First Quality Baby Products, LLC, and)	
First Quality Consumer Products, LLC,)	
)	
Defendants.)	
)	

Plaintiffs, Kimberly-Clark Worldwide, Inc. and Kimberly-Clark Global Sales, LLC (collectively, “K-C” or “Plaintiffs”), by its attorneys, for its Complaint against Defendants, First Quality Baby Products, LLC (“FQBP”), and First Quality Consumer Products, LLC (“FQCP”) (collectively, “First Quality” or “Defendants”), hereby demands a jury trial and alleges as follows:

1. Kimberly-Clark Worldwide, Inc. and Kimberly-Clark Global Sales, LLC are corporations organized and existing under the laws of the State of Delaware, and having principal places of business within this district in Neenah, Wisconsin. K-C has manufacturing, research, sales and marketing offices and facilities in Neenah, Wisconsin.

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Lewistown, Pennsylvania, and Defendant FQCP is a limited liability company organized and existing under the law of the State of Delaware with a place of business at Mc Elhattan, Pennsylvania.

JURISDICTION AND VENUE

3. This action is for patent infringement under the patent laws of the United States, 35 U.S.C. § 1 *et seq.*

4. This Court has subject matter jurisdiction over this dispute pursuant to 28 U.S.C. §§ 1331, 1338(a), and 1367.

5. This Court has personal jurisdiction over Defendants, *inter alia*, because Defendants' products, including their refastenable training pant products, are sold in, distributed to and shipped into the Eastern District of Wisconsin, and because upon information and belief Defendants have done and are doing business in Wisconsin, and in this judicial district. Upon information and belief, Defendants have knowingly and intentionally placed their products, including their refastenable training pant products, into the stream of commerce through established distribution channels expecting them to be shipped into and purchased by customers in this judicial district.

6. Venue is proper in this district pursuant to 28 U.S.C. §§ 1391(b), 1391(c), and 1400(b). Upon information and belief, Defendants reside in the Eastern District of Wisconsin.

COUNT I – INFRINGEMENT OF U.S. PATENT NO. 8,221,378

7. On July 17, 2012, the United States Patent and Trademark Office duly and legally issued U.S. Patent No. 8,221,378 ("the '378 patent") to Robert L. Popp, Walter A. Mattingly, and Thomas E. Williamson who assigned to K-C the entire right, title, and interest to the '378 patent, including all rights to recover for all infringements thereof. Kimberly-Clark Worldwide,

Inc. is the owner and assignee of the '378 patent. Kimberly-Clark Global Sales, LLC is licensed under the '378 patent. A copy of the '378 patent is attached as Exhibit A.

8. Upon information and belief, Defendants have been infringing and continue to infringe the '378 patent by making, selling and/or offering for sale a training pant product covered by one or more claims of the '378 patent.

9. K-C has been damaged by Defendants' infringement.

10. Furthermore, Defendants' acts of infringement have been without express or implied license by K-C, are in violation of K-C's rights, and will continue unless enjoined by this Court.

11. K-C has been and will continue to be irreparably harmed by Defendants' infringement of the '378 patent.

JURY DEMAND

12. Trial by Jury is hereby demanded.

RELIEF SOUGHT

WHEREFORE, K-C prays:

A. For injunctive relief against further infringement of the '378 patent by Defendants, their officers, agents, servants, employees, attorneys, and all those persons in active concert or participation with any one or more of them;

B. For damages to compensate K-C for the infringement of the '378 patent, together with pre-judgment and post-judgment interest;

C. That K-C be awarded its fees and costs; and

D. For all such other and further relief as this Court deems just and proper.

Dated: September 28, 2012

Respectfully submitted,

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