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*Attorneys for Plaintiff ANDERSON
POWER PRODUCTS, INC.*

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

ANDERSON POWER PRODUCTS,
INC.,

Plaintiff,

v.

BIZLINK TECHNOLOGY, INC.,
BIZLINK HOLDING INC., BIZLINK
INTERNATIONAL CORP.,

Defendants.

CASE NO. 3:23-cv-05436

**PLAINTIFF'S PRELIMINARY
DISCLOSURE OF ASSERTED
CLAIMS AND INFRINGEMENT
CONTENTIONS**

JURY TRIAL DEMANDED

1 Pursuant to the Scheduling Order and Local Patent Rules 3-1 and 3-2, Plaintiff
2 Anderson Power Products, Inc. (“Plaintiff” or “Anderson”) hereby provides its Preliminary
3 Disclosure of Asserted Claims and Infringement Contentions (“Initial Contentions”) against
4 Defendants BizLink Technology, Inc., BizLink Holding Inc., Bizlink International Corp.
5 (collectively, “Defendants” or “BizLink”) for U.S. Patent No. 8,808,017 (“the ‘017 patent”
6 or “the Patent-in-Suit”).

7 Anderson’s Initial Contentions reflect its knowledge, thinking and contentions as of
8 this date in the present action. Accordingly, Anderson’s Initial Contentions are preliminary
9 in nature as discovery in this case is in its initial stages, and Defendants have not yet
10 produced any documents or things to Anderson. Documents or things produced by
11 Defendants may very well contain relevant information pertaining to the structure, function,
12 and operation of Defendants’ accused products. In addition, Anderson has not yet had the
13 opportunity to depose any witnesses of Defendants who may be knowledgeable regarding
14 the structure, function, and/or operation of the accused products.

15 Anderson reserves the right to modify and supplement, without prejudice, its Initial
16 Contentions in the event that additional information regarding the structure, function, and
17 operation of the accused products is identified during the course of discovery, after the
18 Court has construed the claims of the Patent-in-Suit, and/or in response to any amendment
19 by Defendants of its initial or final invalidity contentions or in response to any non-
20 infringement positions taken by Defendants in accordance with the Federal Rules of Civil
21 Procedure, the local rules of the Northern District of California, the Court’s standing orders,
22 and/or other applicable rules and statutes. This disclosure is therefore given without
23 prejudice to Anderson’s right to supplement or amend its disclosures as additional facts are
24 ascertained. The disclosures herein are not and should not be construed as a statement that
25 no other persons have discoverable information, that no other documents, data compilations
26 and/or tangible things exist that Anderson may use to support its infringement claims, or
27 that no other legal theories or factual bases will be pursued.

28 The Court has not yet construed the asserted claims of the Patent-in-Suit and,

therefore, Anderson's current infringement contentions are based upon Anderson's present understanding of the meaning and scope of the asserted claims of the Patent-in-Suit. Likewise, expert reports pertaining to Defendants' infringement of the Patent-in-Suit have not yet been submitted. Notwithstanding the foregoing, Anderson presently contends that Defendants have infringed and continue to infringe at least one claim of the Patent-in-Suit. Anderson further asserts that Defendants literally infringe each asserted claim of the Patent-in-Suit. Anderson's specific contentions pertaining to Defendants' infringement of the asserted claims of the patent are set forth in greater detail in the claim chart attached hereto. The attached claim chart identifies specifically where each limitation of each asserted claim is found within the accused products. The attached claim chart is based primarily on publicly available products, documents, and/or records. As such, Anderson reserves the right to modify the claim chart based upon fact discovery, expert discovery, claim construction, and any other pleading that may have a bearing thereon.

I. ASSERTED CLAIMS OF THE PATENT-IN-SUIT.

Patent-in-Suit	Asserted Claims
U.S. Patent No. 8,808,017	Claims 1-4, 7, and 9

II. DEFENDANTS' INFRINGEMENT OF THE '017 PATENT.

Defendants' manufacture, sale, offer for sale, and/or use in the United States, and importation into the United States, of certain products, including but not limited to the following accused products: BSC-301 series receptacle and BC-330 series plug, and any similar products (collectively, the "Accused Products"), constitutes infringement of at least Claims 1-4, 7, and 9 (collectively, the "Asserted Claims") of the '017 patent under 35 U.S.C. § 271 (a), (b), and (c).

More specifically, Defendants infringe Claims 1-4, 7, and 9 of the '017 patent under § 271 (a) through their manufacture, importation, offer for sale, sale, use, operation, configuration, control, and testing of the Accused Products.

1 Defendants also infringe Claims 1-4, 7, and 9 of the '017 patent under § 271 (b) and
2 (c) through their sale and offer to sell in the United States the Accused Products to customers
3 or users along with instructions for assembly, use, and operation of these products.
4 Defendants' actions constitute active inducement of infringement of Claims 1-4, 7, and 9 of
5 the '017 patent by users of these products, and also constitute contributory infringement
6 insofar as Defendants offer to sell and sell within the United States, and/or import into the
7 United States, a component of a patented machine, manufacture, combination, or
8 composition, or a material or apparatus for use in practicing a patented process claimed in
9 Claims 1-4, 7, and 9 of the '017 patent, which constitutes a material part of the claimed
10 process, knowing the same to be especially made or especially adapted for use in an
11 infringement of Claims 1-4, 7, and 9 of the '017 patent, and not a staple article or commodity
12 of commerce suitable for substantial non-infringing use. Such instructions include guides,
13 manuals, and other media on how to assemble, use, and operate the Accused Products that
14 are provided with the products in written form or on a CD or other medium, and any guides
15 or instructions available online on Defendants' websites. In turn, the users of the Accused
16 Products who assemble, use, and operate such infringing products infringe Claims 1-4, 7,
17 and 9 of the '017 patent under § 271 (a).

18 Attached as **Exhibit 1** is a chart showing how the Accused Products meet each and
19 every limitation of Claims 1-4, 7, and 9 of the '017 patent.

20 **III. PRIORITY DATE**

21 The Asserted Claims of the '017 patent are entitled to a priority date of January 4,
22 2013 (*i.e.*, the filing date of U.S. Patent Application No. 13/734,025).

23 **IV. DEFENDANTS' WILLFUL PATENT INFRINGEMENT.**

24 Anderson's willfulness contentions are preliminary in nature as discovery in this case
25 is in its initial stages, and Defendants have not yet produced any documents to Anderson.
26 Documents produced by Defendants may very well contain relevant information pertaining
27 to Defendants' willful infringement.

28 Anderson asserts that Defendants' infringement of the Patent-in-Suit is willful and

1 deliberate, entitling Anderson to increased damages pursuant to 35 U.S.C. § 284 and to
2 attorneys' fees and costs incurred in prosecuting this action pursuant to 35 U.S.C. § 285.

3 The application for the '017 patent was published on July 10, 2014, and the '017
4 patent issued on August 19, 2014.

5 Defendants have had actual notice of the '017 patent since at least August 2, 2023,
6 when Anderson sent a cease and desist letter to Defendants notifying Defendants of the '017
7 patent and their infringement thereof.

8 On information and belief, Defendants had actual notice of the Patent-in-Suit on or
9 about its issuance date as a result of Defendants' monitoring of Anderson's patents and
10 patents in the industry. In addition, Anderson expects that representatives of Defendants
11 will have additional information regarding Defendants' actual knowledge of the '017 patent.
12 Anderson also expects that documents produced by Defendants will have additional
13 information regarding Defendants' actual knowledge of the '017 patent.

14 Moreover, on information and belief, Defendants knew of Anderson's products and
15 deliberately, intentionally, and blatantly copied Anderson's products.

16 After acquiring actual knowledge of the Patent-in-Suit, Defendants infringed and
17 continue to infringe the Patent-in-Suit even though Defendants knew or should have known
18 that their conduct constituted infringement of the Patent-in-Suit. Defendants' infringement
19 of the Patent-in-Suit after acquiring actual knowledge of the Patent-in-Suit was deliberate
20 and/or intentional infringement. Defendants' infringement of the Patent-in-Suit after
21 acquiring knowledge of the Patent-in-Suit was also subjectively willful, objectively willful,
22 and/or egregious (although egregiousness is not necessary to prove willful infringement).
23 Defendants' actions show that they knew or should have known that their conduct
24 constituted an unjustifiably high risk of infringement of the valid and enforceable Patent-
25 in-Suit. Defendants have never had a reasonable belief that their Accused Products do not
26 infringe the Patent-in-Suit. Defendants also have never made a good-faith effort to avoid
27 infringement by designing around the Patent-in-Suit. On information and belief,
28 Defendants also concealed their infringement from their customers.

1 **V. LPR 3-1(g).**

2 Pursuant to Local Patent Rule 3-1(g), Anderson states as follows:

3 Presently, there are no facts, analyses, or other discoverable information in
4 Anderson's possession, custody, or control regarding whether any of Anderson's own
5 products practice the Patent-in-Suit. At this stage, Anderson does not contend that any of
6 its products are commercial embodiments of the Asserted Claims of the '017 patent.

7 **VI. DAMAGES PERIOD.**

8 Defendants began infringing the Asserted Claims of the '017 patent at least as late as
9 August 2, 2023. Anderson asserts that the start of its claimed damages is at least as late as
10 August 2, 2023, or whenever Defendants began their infringement of the '017 patent.
11 Defendants' infringement of the Asserted Claims of the '017 patent is ongoing.

12 **VII. LPR 3-2 DOCUMENT PRODUCTION.**

13 Pursuant to Local Patent Rule 3-2, Anderson is producing documents bates numbered
14 **ANDERSON_00000001-1027.**

1 DATED: June 13, 2024

GREENBERG TRAURIG, LLP

3 By /s/ Benjamin P. Gilford

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23 *PRODUCTS, INC.*

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CERTIFICATE OF SERVICE

I, Benjamin P. Gilford, hereby certify that on June 13, 2024, a true and correct copy of Plaintiff’s Preliminary Disclosure of Asserted Claims and Infringement Contentions was served via email upon the following counsel:

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BizLink Technology, Inc.,
BizLink Holding Inc., and
BizLink International Corp.*

/s/ Benjamin P. Gilford

EXHIBIT 1

Anderson's Initial Infringement Contentions and Asserted Claims Regarding Infringement of U.S. Patent No. 8,808,017 by Defendants BizLink Technology, Inc., BizLink Holding Inc. and BizLink International Corp.

Defendants' manufacture, sale, offer for sale, and/or use in the United States, and importation into the United States, of certain products, including but not limited to the following accused products: BSC-301 series receptacle and BC-330 series plug, and any similar products (collectively, the "Accused Products"), constitutes infringement of at least Claims 1-4, 7, and 9 (collectively, the "Asserted Claims") of U.S. Patent No. 8,808,017 ("the '017 patent") under 35 U.S.C. § 271 (a), (b), and (c). Defendants infringe Claims 1-4, 7, and 9 of the '017 patent under § 271 (a) through their manufacture, importation, use, offer for sale, and sale of the Accused Products. Defendants also infringe Claims 1-4, 7, and 9 of the '017 patent under § 271 (b) and (c) through their sale and offer to sell the Accused Products in the United States to customers or users along with instructions for assembly, use, and operation of these products. Defendants' actions constitute active inducement of infringement of the '017 patent by these users and also constitute contributory infringement insofar as Defendants offer to sell and sell within the United States, and/or import into the United States, a component of a patented machine, manufacture, combination, or composition, or a material or apparatus for use in the claimed invention. Such instructions and associated guides, manuals, videos, and applications on how to use, assemble, set-up, and operate the Accused Products are available on Defendants' website at <https://www.bizlinktech.com/>. In turn, the users of the Accused Products who use, assemble, set-up, or operate such infringing products infringe Claims 1-4, 7, and 9 of the '017 patent under § 271 (a).

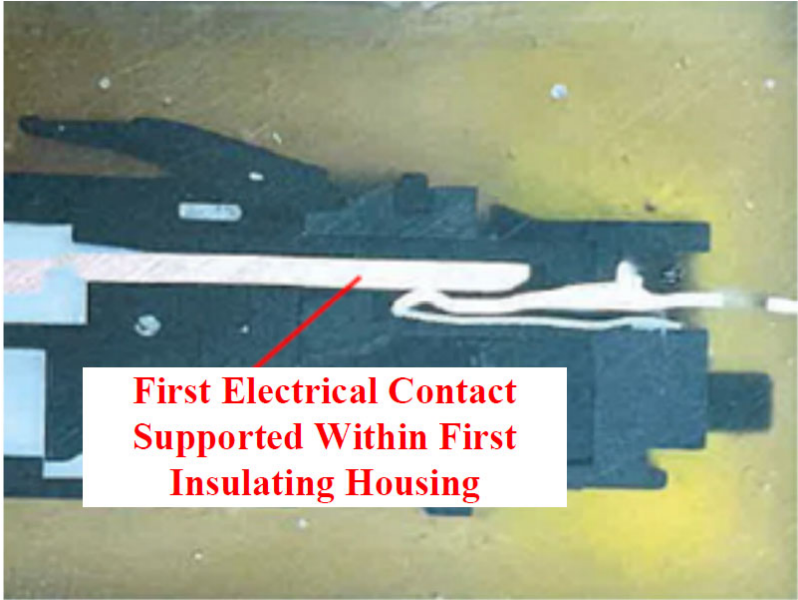
Anderson’s Initial Infringement Contentions and Asserted Claims Regarding Infringement of U.S. Patent No. 8,808,017 by Defendants BizLink Technology, Inc., BizLink Holding Inc. and BizLink International Corp.

'017 Patent Claim	Defendants’ Accused Products
Claim 1	
An electrical connector pair, comprising:	<i>The Accused Products are an electrical connector pair.</i>
a first connector having a first insulating housing;	<i>The Accused Products comprise a first connector having a first insulating housing.</i>

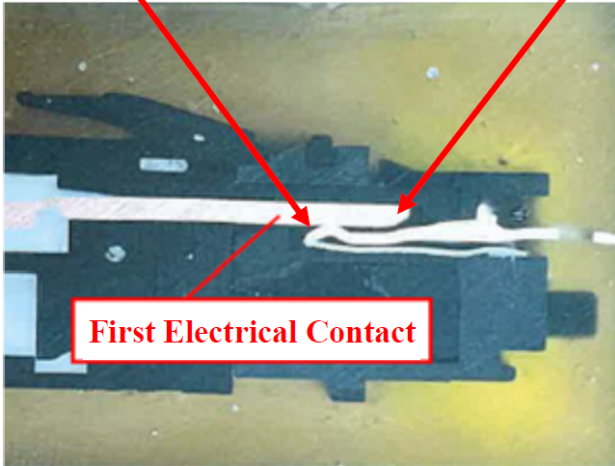
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'017 Patent Claim	Defendants’ Accused Products
Claim 1	
	
a first electrical contact supported within the first insulating housing,	<i>The Accused Products comprise a first electrical contact supported within the first insulating housing.</i>

Anderson's Initial Infringement Contentions and Asserted Claims Regarding Infringement of U.S. Patent No. 8,808,017 by Defendants BizLink Technology, Inc., BizLink Holding Inc. and BizLink International Corp.

'017 Patent Claim	Defendants' Accused Products
Claim 1	
	 First Electrical Contact Supported Within First Insulating Housing
the first electrical contact having a connecting surface that is substantially parallel with a longitudinal axis of the insulating housing and terminates in a leading end of the first electrical contact;	<i>The Accused Products comprise a first electrical contact having a connecting surface that is substantially parallel with a longitudinal axis of the insulating housing and terminates in a leading end of the first electrical contact.</i>

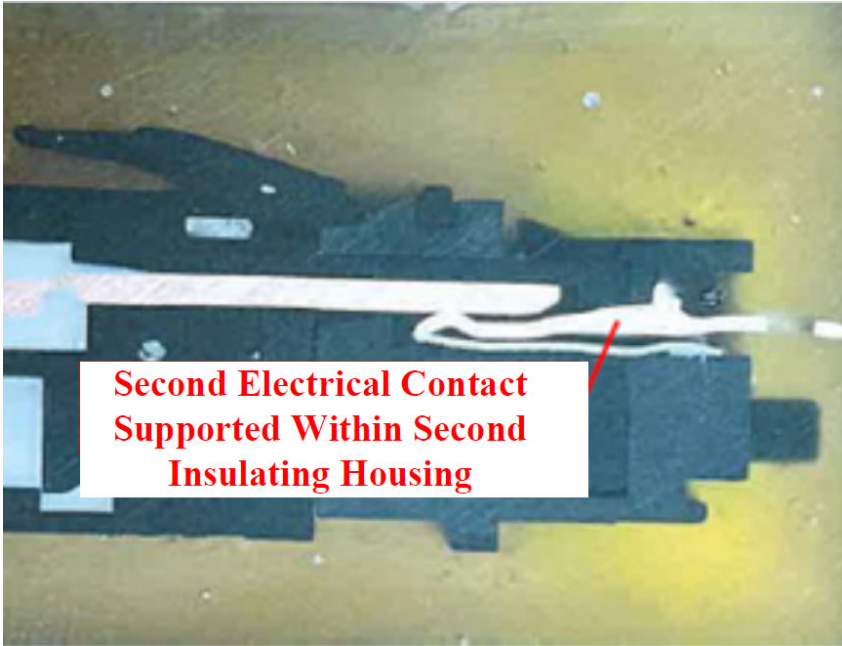
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'017 Patent Claim	Defendants' Accused Products
Claim 1	
	Connecting Surface That Is Substantially Parallel With A Longitudinal Axis Of The Insulating Housing Leading End Of First Electrical Contact  First Electrical Contact
a second connector having a second insulating housing;	<i>The Accused Products comprise a second connector having a second insulated housing.</i>

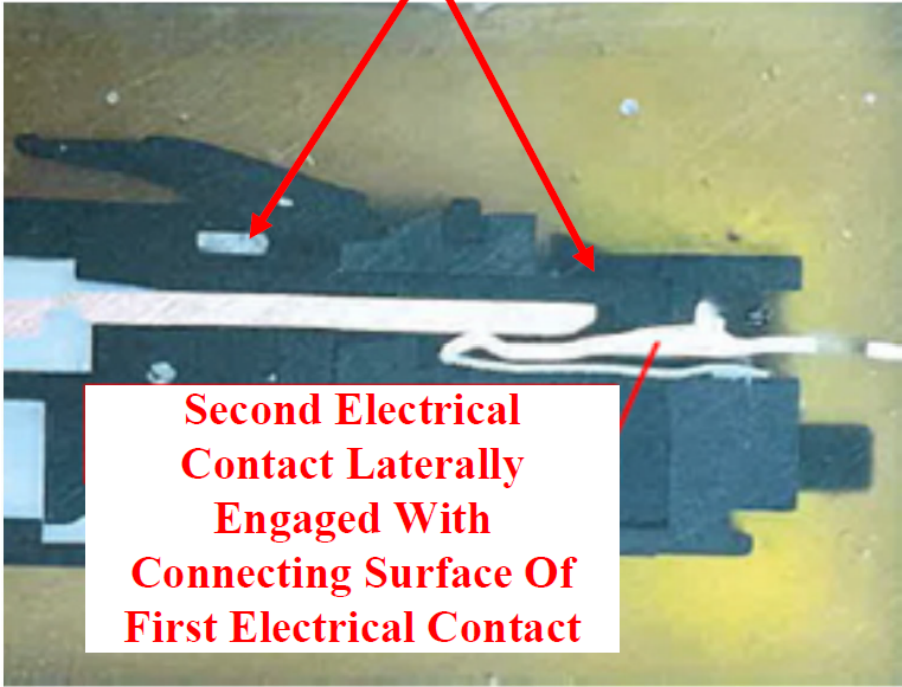
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'017 Patent Claim	Defendants’ Accused Products
Claim 1	
	
a second electrical contact supported within the second insulating housing;	<i>The Accused Products comprise a second electrical contact supported within the second insulating housing.</i>

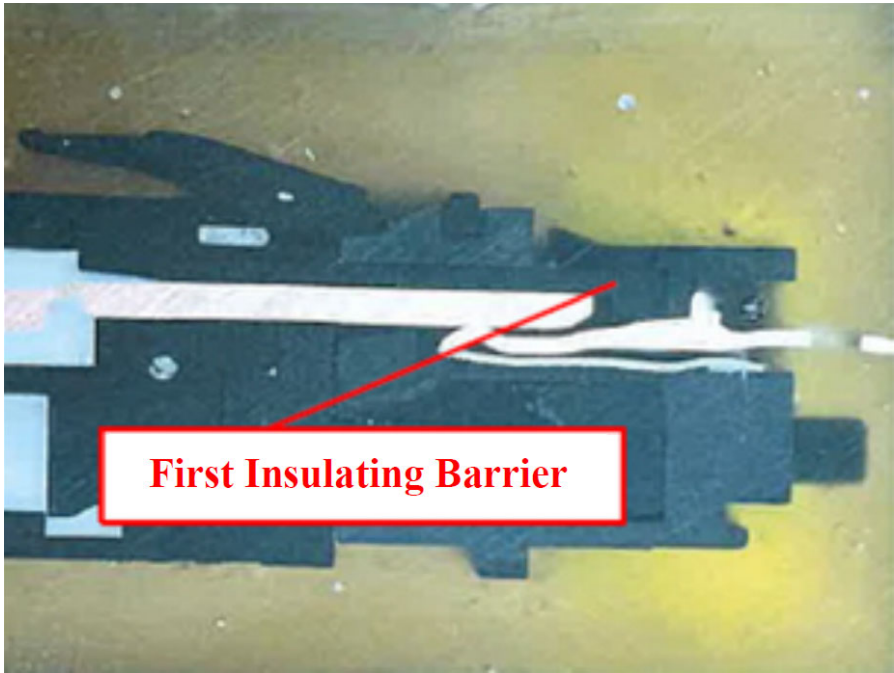
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'017 Patent Claim	Defendants' Accused Products
Claim 1	
	
the second electrical contact being configured to laterally engage with the connecting surface of the first electrical contact when the first connector is mated with the second connector;	<i>The Accused Products comprise a second electrical contact configured to laterally engage with the connecting surface of the first electrical contact when the first connector is mated with the second connector.</i>

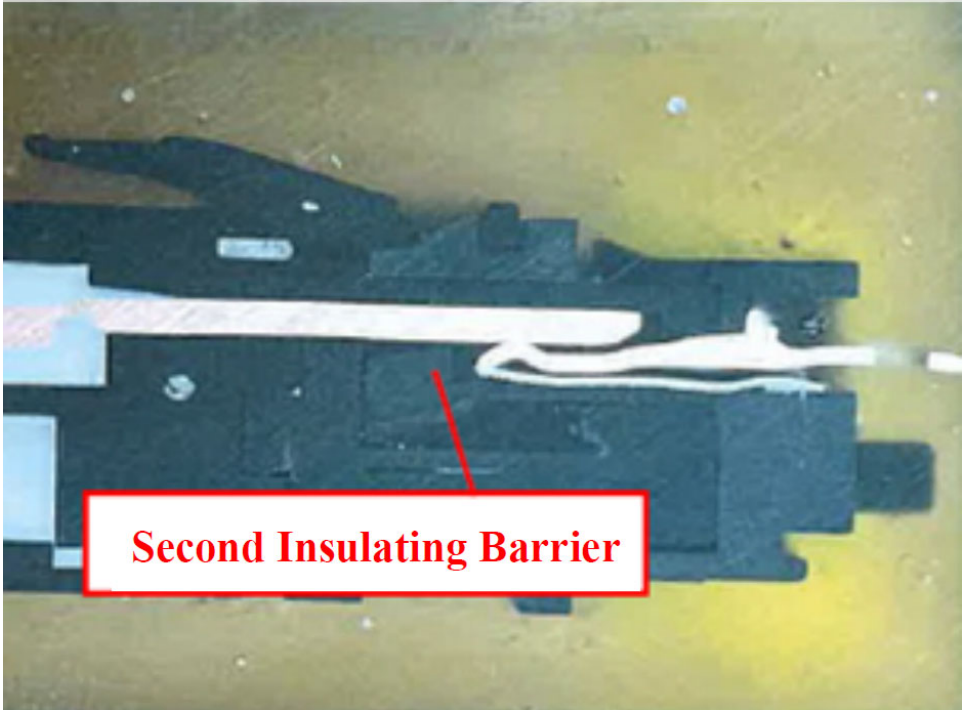
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'017 Patent Claim	Defendants’ Accused Products
Claim 1	First Connector Is Mated With Second Connector  Second Electrical Contact Laterally Engaged With Connecting Surface Of First Electrical Contact
a first insulating barrier within the first connector extending beyond and covering	<i>The Accused Products comprise a first insulating barrier within the first connector extending beyond and covering the leading end of the first electrical contact.</i>

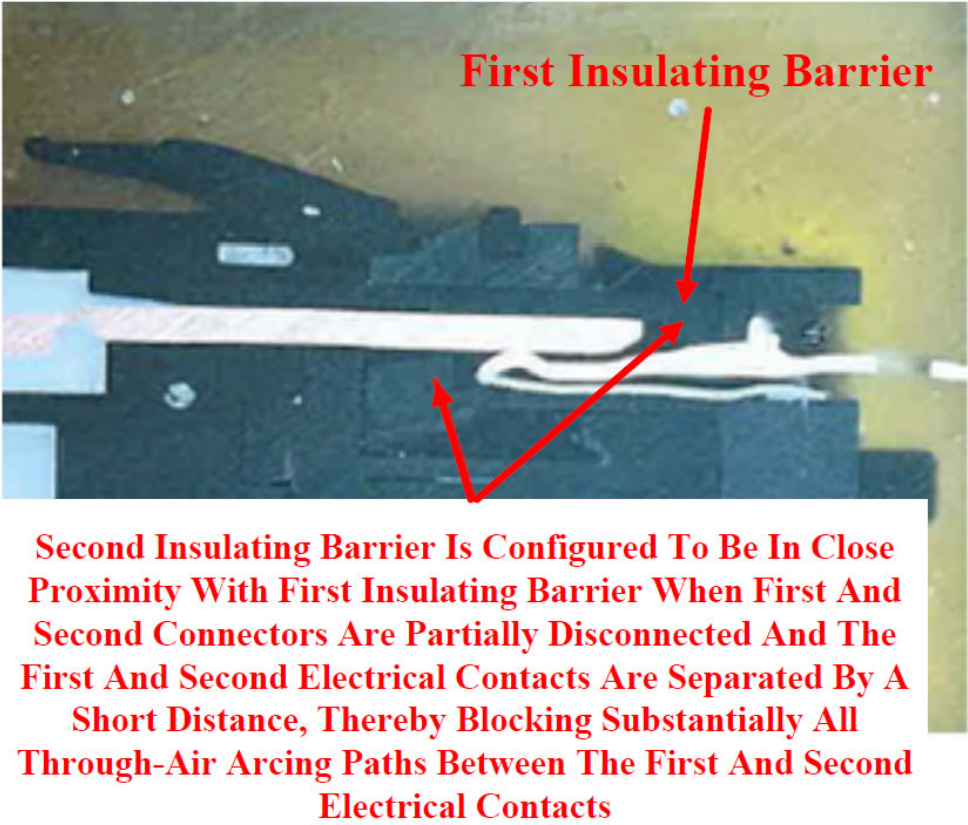
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'017 Patent Claim	Defendants' Accused Products
Claim 1	
the leading end of the first electrical contact; and	
a second insulating barrier extending beyond the second electrical contact within the second connector,	<i>The Accused Products comprise a second insulating barrier extending beyond the second electrical contact within the second connector.</i>

Anderson's Initial Infringement Contentions and Asserted Claims Regarding Infringement of U.S. Patent No. 8,808,017 by Defendants BizLink Technology, Inc., BizLink Holding Inc. and BizLink International Corp.

'017 Patent Claim	Defendants' Accused Products
Claim 1	
	
the second insulating barrier being configured so as to be in close proximity with the first insulating barrier when the first and second connectors are partially disconnected and the first and second electrical contacts are separated by a short	<i>The Accused Products comprise a second insulating barrier configured so as to be in close proximity with the first insulating barrier when the first and second connectors are partially disconnected and the first and second electrical contacts are separated by a short distance, thereby blocking substantially all through-air arcing paths between the first and second electrical contacts.</i>

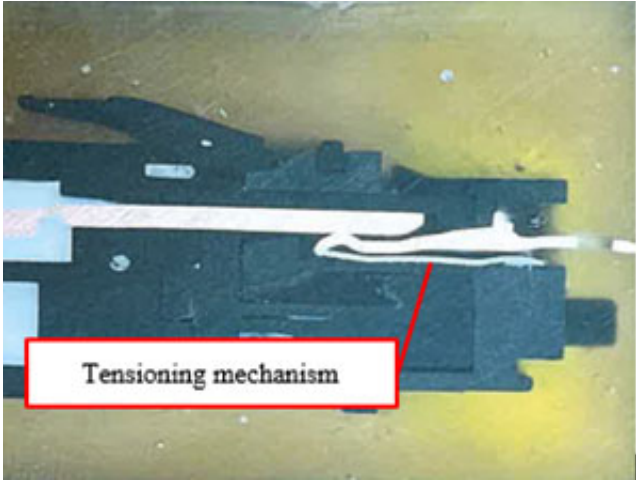
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'017 Patent Claim	Defendants' Accused Products
Claim 1 distance, thereby blocking substantially all through-air arcing paths between the first and second electrical contacts.	 For the sake of clarity, while the above image shows the first connector mated with the second connector, when the first and second connectors are partially disconnected and the first and second electrical contacts are separated by a short

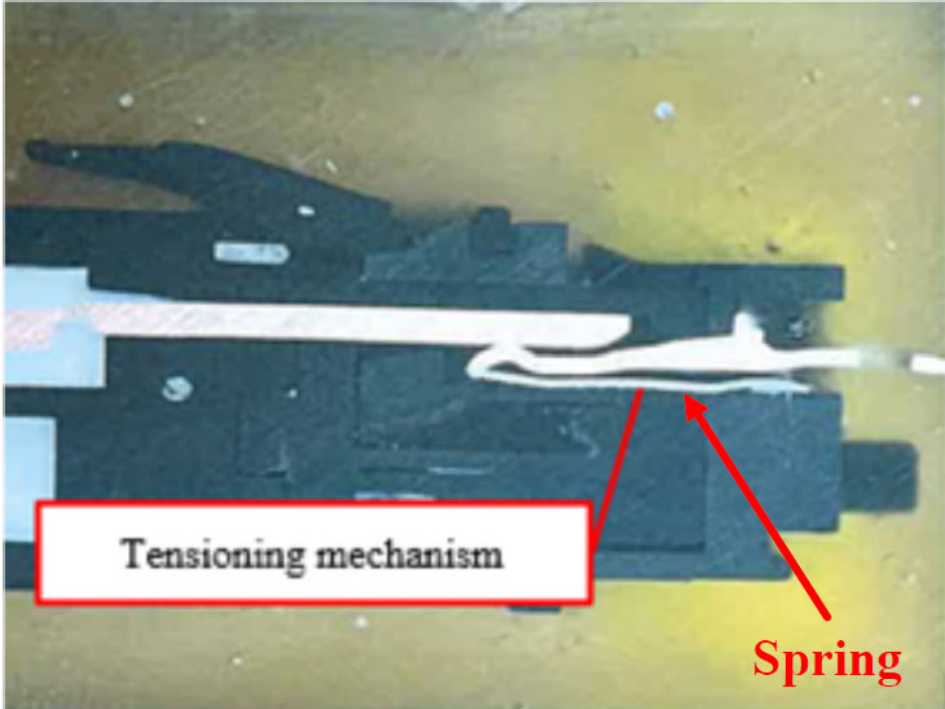
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'017 Patent Claim	Defendants' Accused Products
Claim 1	
	distance the second insulating barrier is in close proximity with the first insulating barrier, thereby blocking substantially all through-air arcing paths between the first and second electrical contacts.

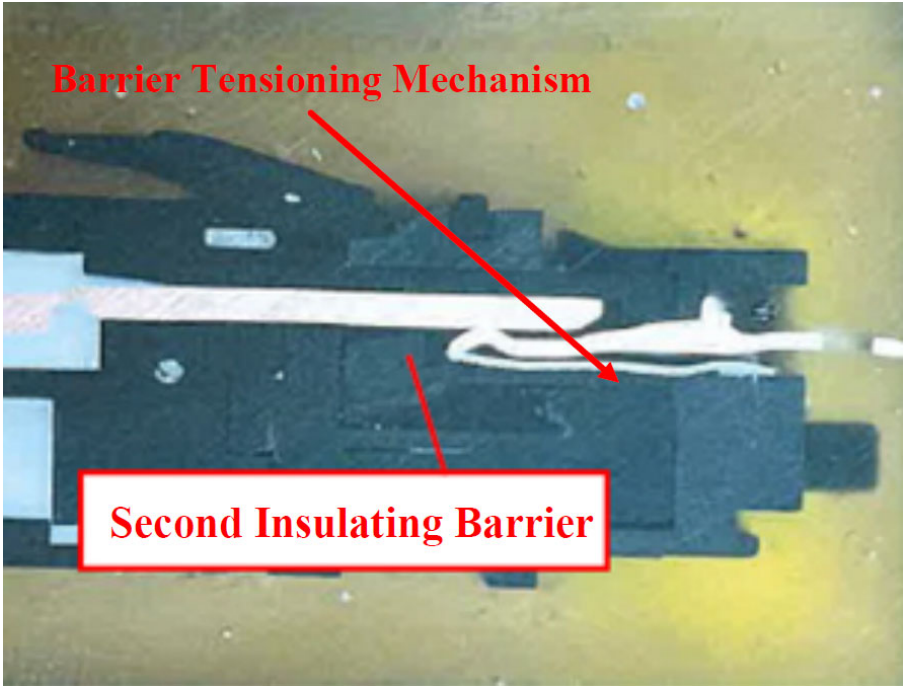
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'017 Patent Claim	Defendants' Accused Products
Claim 2	
The connector pair of claim 1, further comprising a contact tensioning mechanism that presses the second electrical contact against the engaging surface of the first electrical contact when the first and second connectors are connected.	<i>The Accused Products further comprise a contact tensioning mechanism that presses the second electrical contact against the engaging surface of the first electrical contact when the first and second connectors are connected.</i>  A photograph showing a close-up of a mechanical assembly, likely an electrical connector. A red rectangular box is drawn around a specific component, and a red arrow points from the box to the text 'Tensioning mechanism' which is written inside the box. The background is a yellowish-green surface.

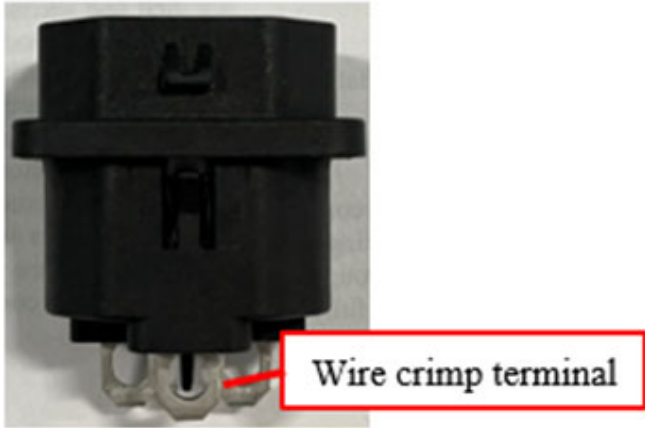
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'017 Patent Claim	Defendants' Accused Products
Claim 3	
The connector pair of claim 2, wherein the contact tensioning mechanism includes a spring.	<i>The Accused Products further comprise a contact tensioning mechanism that includes a spring.</i>  The photograph shows a dark, complex mechanical assembly. A red rectangular box is drawn around a specific part of the assembly, with the text 'Tensioning mechanism' written inside it. A red arrow points from the bottom right of the image towards a coiled spring, with the word 'Spring' written in red text next to the arrowhead.

Anderson's Initial Infringement Contentions and Asserted Claims Regarding Infringement of U.S. Patent No. 8,808,017 by Defendants BizLink Technology, Inc., BizLink Holding Inc. and BizLink International Corp.

'017 Patent Claim	Defendants' Accused Products
Claim 4	
The connector pair of claim 1, further comprising a barrier tensioning mechanism that presses the first and second insulating barriers against each other when the first and second connectors are partially disconnected and the first and second electrical contacts are separated by a short distance.	<i>The Accused Products further comprise a barrier tensioning mechanism that presses the first and second insulating barriers against each other when the first and second connectors are partially disconnected and the first and second electrical contacts are separated by a short distance.</i>  The photograph shows a close-up of a dark-colored electrical connector assembly. A red arrow points from the text 'Barrier Tensioning Mechanism' to a white, curved component on the right side of the assembly. Another red arrow points from the text 'Second Insulating Barrier' to a white, rectangular component on the left side of the assembly. The background is a light, textured surface.

Anderson's Initial Infringement Contentions and Asserted Claims Regarding Infringement of U.S. Patent No. 8,808,017 by Defendants BizLink Technology, Inc., BizLink Holding Inc. and BizLink International Corp.

'017 Patent Claim	Defendants' Accused Products
Claim 7	
The connector pair of claim 1, wherein at least one of the first and second electrical contacts includes a terminal for crimping to a wire.	<i>At least one of the first and second electrical contacts in the Accused Products includes a terminal for crimping to a wire.</i>  Wire crimp terminal

Anderson's Initial Infringement Contentions and Asserted Claims Regarding Infringement of U.S. Patent No. 8,808,017 by Defendants BizLink Technology, Inc., BizLink Holding Inc. and BizLink International Corp.

'017 Patent Claim	Defendants' Accused Products
Claim 9	
The connector pair of claim 1, wherein at least one of the first and second electrical contacts includes a terminal for soldering a wire or and electrical component to the contact.	<i>At least one of the first and second electrical contacts in the Accused Products includes a terminal for soldering a wire or and electrical component to the contact.</i> 