



BENNY KONG & YEUNG  
SOLICITORS

江炳滔律師事務所

Agents for Patents, Trade Marks and Designs  
專利、商標及外觀設計註冊代理人

知識產權  
管理計劃  
IPMM

DATE: 30<sup>th</sup> March 2009  
OUR REF: 13287-L/BK/B/126-zyoe  
YOUR REF: Mr. Benny Kong/ Ms. Katherine Law  
REPLY TO: Direct email: [katherinelaw@bk.com.hk](mailto:katherinelaw@bk.com.hk)

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**BY POST BY FAX (86-574-8772-2775) BY EMAIL (sales@zyoe.com)**

Ningbo Zhaoyang Optoelectronic Technology Co., Ltd.  
Room 1303  
No. 10 Building, New World  
No. 675 Shiji Road  
Ningbo, Zhejiang Province  
China 315040

Attn.: Ms. Angela Wen

Dear Sir,

**Re: Infringement of Copyright**  
**Respondent: Ningbo Zhaoyang Optoelectronic Technology Co., Ltd.**

We act for Honwell Products (HK) Limited of Hong Kong .

Our client is the owner of the copyright subsisting in original artistic works in relation to the design of the led light products with model nos. H-696 (“our client’s Product”). The said copyright is protected in various countries of the World, including the PRC and Hong Kong.

A copy of the photograph featuring our client’s Product marked **Annexure A** is enclosed.

Our client is also the registered proprietor of the designs of our client’s Product registered in the Hong Kong Registered Designs Registry with registration no. 0702443.7 (“the Hong Kong Registered Designs”).

The said Registered Designs is applied to our client’s Product. The rights and privileges conferred in respect of the said Hong Kong Registered Designs is valid and subsisting.

It has come to our client’s attention that you have been promoting, offering and/or exposing for sale led light product named “LED light (ZY-208854)” (“Infringing Product”), which is reproduction or contains substantial reproductions of our client’s Product.

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30<sup>th</sup> March 2009  
Ningbo Zhaoyang Optoelectronic Technology Co., Ltd.

In particular, you featured photograph of the Infringing Product at your website at [http://zyoe.en.alibaba.com/product/213757894-200377912/LED\\_light\\_ZY\\_208854.html](http://zyoe.en.alibaba.com/product/213757894-200377912/LED_light_ZY_208854.html).

A copy of the webpage featuring the Infringing Product marked **Annexure B** is enclosed.

Such unauthorised promotion, offer and/or exposure for sale of the Infringing Product amount to infringement of copyright for which our client is entitled to institute the Court proceedings claiming, amongst other relief, a permanent injunction order restraining you from further dealings in the Infringing Product; delivery up of all infringing materials, pamphlets, magazines or other advertising media; thorough discovery of all your dealings in such Infringing Product; and damages (or account of profits) and costs.

We are instructed to, which we hereby do, require you to confirm that you will comply with the following:-

1. **Forthwith cease** all offer and/or exposure for sale and/or possession or howsoever any dealings in or with the Infringing Product.
2. You undertake to stop dealing in or with the Infringing Product in the future.
3. You do deliver up to our client all items of Infringing Product, together with any pamphlets, magazines or other advertising media relating thereto.
4. You do disclose, by means of a Statutory Declaration, all of your dealings in or with the Infringing Product, including the name and address of the supplier(s) of the Infringing Product; and exhibiting thereto all purchase documents, receipts and invoices relating to your dealings in or with the Infringing Product.

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30<sup>th</sup> March 2009  
Ningbo Zhaoyang Optoelectronic Technology Co., Ltd.

5. You will pay to our client damages at such amount to be assessed by the Court, if not agreed.
6. You will pay to our client costs at such amount to be assessed by the Court, if not agreed.

Our client will also require you to execute a Deed of Undertaking to the above effect.

If we do not hear from you within ten (10 nos.) days from the date hereof, i.e. **by close of business on 9<sup>th</sup> April 2009**, we shall advise our client to appoint PRC attorneys to institute Court proceedings against you without further notice.

You are advised to seek independent legal advice.

Yours faithfully,



BENNY KONG & YEUNG, Solicitors  
Encl  
BK/kl  
c.c. client

# **Annexure A**

**Our client's Product with model no. H-696**



# **Annexure B**

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4<sup>th</sup> year



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OTHER LIGHT [7]

FLASHLIGHT [1]

LED LAMP [1]

CAMPING LIGHT/LANTERN [1]

Others [5]

Company Profile

Video Intro

Company Info

Ningbo Zhaoyang Optoelectronic Technology Co., Ltd. [China] [Verified Member]

Online Postings: Products [1449], Selling Leads [2358]

Business Type Trading Company

City Ningbo Province/State Zhejiang Country/Region China

I'm online Chat now!

View Contact Details

### LED light (ZY-208854)



LED light (ZY-208854)

I'm online Chat now!

View Contact Details

<< Prev Product

... 8 9 10 11 12 13 14 ...

Next Product >>

Contact this Member

We are online

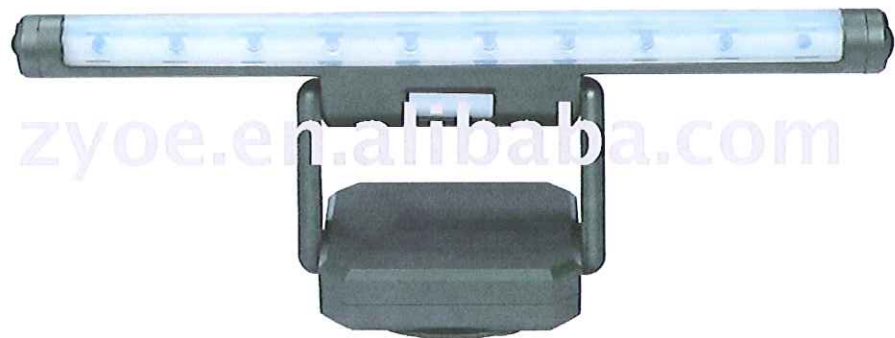
Chat now

Or Email him

Click here to enter your email message

### Detailed Product Description

LED light (ZY-208854)



LED light (ZY-208854)

Send a message directly to this member

I'm online Chat now!

<< Prev Product

... 8 9 10 11 12 13 14 ...

Next Product >>

Other Products from this Supplier