



NOTICE ON INTELLECTUAL PROPERTY INFRINGEMENT

APR 2008

WARNING:

EARTH TREK (HONG KONG) LTD

is the first and original designer of Tape Dispenser with USB Hub with design patented in Hong Kong, China, Japan, EU and USA. Upon the receipt of infringement reports from our worldwide distributors, we will certainly take legal action and claim against violators, importers, distributors and retailers who sell imitated, copycat or infringed item in the market.



EARTH TREK's original design of tape dispenser with 4 ports hub (model# 21-802)



INTELLECTUAL PROPERTY INFRINGEMENT CASE

Product Infringement reported by our customer during the HKTDC Electronics Fair 14-17 April 2008

Our model no: 21-802 / Taper dispenser with 4 ports USB Hub was copied by the following company



indemnity yourselves on demand against any and all liabilities, losses, damages, costs,

SAMY 美之森

SHENZHEN SAMY TECHNOLOGY CO., LTD.

SALES CENTER: 21J, SEIBU BLDGS, NO. 3002 DONGMEN
SOUTH ROAD, LUOHU DISTRICT, SHENZHEN, CHINA.

TEL: 0086-755-82389610 82389612 82389620

FAX: 0086-755-82388074

E-mail: samy@samy.com.cn sales@samy.com.cn

Website: www.samy.com.cn

INTELLECTUAL PROPERTY INFRINGEMENT CASE

Legal action taken by EARTH TREK (HONG KONG) LTD

To be filled in by
Complainant

IPR Form

A

Ref: ES0078

To : Hong Kong Trade Development Council

Dear Sirs,

HK Electronics Fair (Spring Edition) 2008

It has come to our attention that the following item(s) currently displayed by the exhibitor Shenzhen Samy Technology Co., Ltd at the booth location of EDE27 infringes our intellectual property right. Details of our right and the infringement are as follows:

Intellectual Property Right : Registered Design

Infringing Items(s): Small tape dispenser with USB hub
(Catalogue+Product)

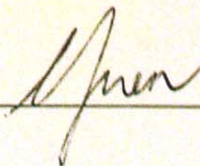
We hereby request that you require the Exhibitor to cease displaying and all dealings in the infringing item(s) from its stands and booths at the Fair.

In consideration of your making a request, as requested by us, to the Exhibitor to cease displaying the item(s) and other good and valuable consideration (the adequacy and receipt whereof are hereby acknowledged), we irrevocably undertake to indemnify yourselves on demand against any and all liabilities, losses, damages, costs, fees and expenses of any nature whatsoever incurred or suffered by yourselves as a result of or howsoever arising out of any requests, directions or instructions made or given by us. Further, we irrevocably undertake not to take any legal action against yourselves in relation to infringement of our intellectual property right(s).

This letter shall be governed by the laws of Hong Kong.

Yours faithfully,
For and on behalf of
EARTH TREK (HONG KONG) LTD. :

Signature



Name : EARTH TREK (HONG KONG) LTD.
(1T41)

INTELLECTUAL PROPERTY INFRINGEMENT CASE

IP infringement evidence - Sample display & outlook reference



indemnity yourselves on demand
fees and expenses of any
result of or how
given

SAMY
2008

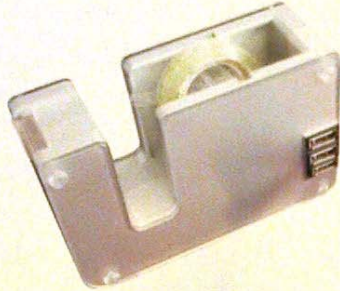


INTELLECTUAL PROPERTY INFRINGEMENT CASE

IP Infringement evidence - Advertisement

www.samy.com.cn

HUB



SM-H05



SM-H06

USB port A type up to 500mA and automatic current sharing by devices request
Over current protection
Compact design feature four type A USB 2.0 ports
Hi-Speed data transfer rate
Complies with specifications for USB 2.0 and backward compatible with USB 1.1
Chains up to 127 USB devices
Truly plug & play automatic system configuration
Windows 98 and above device drivers automatic installation
USB and ACPI compliant

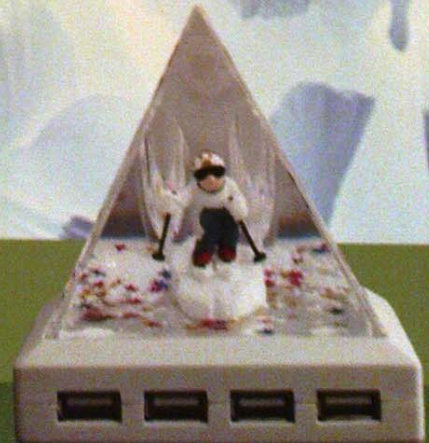


SM-H07

SM-H08



SM-H09



SM-H10

INTELLECTUAL PROPERTY INFRINGEMENT CASE

IP Infringement confirmation letter & ceasing agreement

IPR Form
B2
Ref: ES0078

致：香港貿易發展局

日期：

16 April 08

香港春季電子產品展 2008

涉嫌侵犯知識產權承諾書

貴局於____年____月____日發出的涉嫌侵犯知識產權通知書已經收悉。對於此事，本公司現作出下列決定：

(請在適當空格加上一號)

- 本公司同意立即收回涉嫌的產品，並在展覽會舉行期間不再展示或經營所涉產品。本公司明白，假若主辦機構(香港貿易發展局)發現本公司違反此承諾，將會採取處罰行動，按《參展商須知》及其他有關通知內所列條文，即時取消本公司的參展資格。
- 本公司將繼續展示所涉產品，並明白涉嫌侵權通知書內所述的有關後果。

證明：本產品為本公司自用產品，並不是我們出售的產品。

謹啟

代表人姓名：

香港身份證號碼/護照號碼(國家)：

()

公司名稱：

Shenzhen Samy Technology Co., Ltd

攤位編號：

EDE27

SAMY

Katie

0086 13510876882

SAMY TECHNOLOGY CO., LTD.

Sales Center: 21J, SEIBU Bldgs, No.3002 Dongmen

South Road, LuoHu District, Shenzhen, China

Tel: 0086 755 82389612

Fax: 0086-755 82388074

E-mail: katie@samy.com.cn

samy@samy.com.cn

Website: www.samy.com.cn

MSN: yuxiel998@hotmail.com

Skype: katiechina

INTELLECTUAL PROPERTY INFRINGEMENT CASE

US design registration

By Post & By Email (jason@earth-trek.com.hk)

Earth Trek (Hong Kong) Limited
Unit 503, 5th Floor, Silvercord Tower 2
30 Canton Road
Tsim Sha Tsui,
Kowloon, Hong Kong

Attn: Mr. Jason Yuen / Ms. Midchee Wong

Dear Sir / Madam,

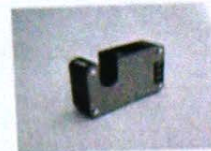
Re: United States Registered Design Application for "Tape Dispenser with USB hub"

We are pleased to inform you that the above United States Registered Design application has been filed to the United States Patent and Trademark Office (the "USPTO"). We now enclose a copy of the filing receipt and the filed documents for your record.

The filing particulars are as follows:

Filing Date	: 18 November 2006
Application Number	: 29250532
Name of Applicant	: Earth Trek (Hong Kong) Limited
Name of Design	: Tape Dispenser with USB hub
Designers	: Chun Fat YUEN
Priority Number	: 0602439.8M002
Priority Date	: 21 September 2006

Design:



The application will be examined by the USPTO accordingly. We shall inform you the result of the examination immediately once we have received the same from the USPTO

INTELLECTUAL PROPERTY INFRINGEMENT CASE

EU design registration

By Post & By Email (jason@earth-trek.com.hk)

Earth Trek (Hong Kong) Limited
Unit 503, 5th Floor, Silvercord Tower 2
30 Canton Road
Tsim Sha Tsui,
Kowloon, Hong Kong

Attn: Mr. Jason Yuen / Ms. Midchee Wong

Dear Sir / Madam,

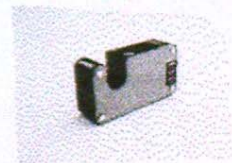
Re: European Community Design Application for "Tape Dispenser with USB hub"

We are pleased to inform you that the above European Community Design application has been filed to the Office for Harmonization in the Internal Market (the "OHIM"). We now enclose a copy of the filing receipt and the filed documents for your record.

The filing particulars are as follows:

Design:

Filing Date	: 6 November 2006
Application Number	: 617154
Name of Applicant	: Earth Trek (Hong Kong) Limited
Name of Design	: Tape Dispenser with USB hub
Designers	: Chun Fat YUEN
Priority Number	: 0602439.8M002
Priority Date	: 21 September 2006



The application will be examined by the OHIM accordingly. We shall inform you the result of the examination immediately once we have received the same from the OHIM.

INTELLECTUAL PROPERTY INFRINGEMENT CASE

HK design registration

知識產權署外觀設計註冊處
Designs Registry
Intellectual Property Department



香港特別行政區政府
The Government of the Hong Kong
Special Administrative Region

外觀設計註冊證明書

《註冊外觀設計條例》(第 522 章)

CERTIFICATE OF REGISTRATION OF DESIGN

Registered Designs Ordinance (Chapter 522)

茲證明下述外觀設計之詳情於今日記入註冊紀錄冊:

I hereby certify that the design with the following particulars has been entered in the register today:

- [11] 註冊編號 Registration No.: 0602439.8M002
- [15] 註冊日期 Date of Registration: 21.09.2006
- [51] 洛迦諾分類號 Locarno Classification No.: C1. 14 - 02
- [54] 物品 Article (s)
小膠紙座連 USB 分插器 Small tape dispenser with USB hub
- [55] 外觀設計的表述 Representation of the Design
見後附表述 See attached representation(s)
- [57] 新穎性陳述 Statement of Novelty
表述所顯示的物品的形狀和構形是聲稱具有新穎性的外觀設計特色。
The features of the design for which novelty is claimed are the shape and configuration of the article as shown in the representations.
- [73] 註冊擁有人姓名/名稱及地址 Name and Address of Registered Owner
Earth Trek (Hong Kong) Ltd.
Unit 503, 5/F.,
Silvercord Tower 2,
30 Canton Road,
Tsim Sha Tsui,
Kowloon, Hong Kong.