

Anthony J. Viola
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CANON, INC., :
 :
 Plaintiff, :
 :
 -against- :
 :
 SHANGHAI ORINK INFOTECH :
 INTERNATIONAL CO., LTD., ORINK :
 INFOTECH INTERNATIONAL CO., LTD., :
 ZHUHAI RICH IMAGING TECHNOLOGY :
 CO., LTD., STANDARD IMAGE CO., LTD., :
 ZHUHAI NATIONAL RESOURCES & :
 JINGJIE IMAGING PRODUCTS CO., LTD., :
 STANDARD IMAGE USA, INC. and :
 PRINTRONIC CORP., :
 :
 Defendants. :
----- X

Case No.: 12-civ-0570 (RWS)

ANSWER

Defendant Printronic Corp. (“Defendant” or “Printronic”) by its attorneys, Edwards Wildman Palmer LLP, by way of its answer to the complaint (the “Complaint”) of Plaintiff, states as follows upon personal knowledge as to its own acts and otherwise upon information and belief:

ANSWER

1. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 1 of the Complaint, except admits that Plaintiff in this action is a Complainant in the ITC Proceeding and that Printronic is named as a Respondent in the ITC Proceeding.

2. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 2 of the Complaint.

3. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 3 of the Complaint.

4. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 4 of the Complaint.

5. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 5 of the Complaint.

6. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 6 of the Complaint.

7. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 7 of the Complaint.

8. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 8 of the Complaint.

9. Denies the allegations of paragraph 9 of the Complaint, except admits that Printronic is a corporation organized and existing under the laws of the State of California, with its principal place of business located at 1621 East Saint Andrew Place, Santa Ana, California

92705, that it is doing business under the names of both Printronic.com and InkSmile.com, and that Printronic has a website at www.printronic.com.

10. Denies the allegations of paragraph 10 of the Complaint.

Jurisdiction and Venue

11. Paragraph 11 of the Complaint asserts conclusions of law to which no response is required. To the extent that a response is required, Defendant denies the allegations of paragraph 11 of the Complaint.

12. Denies the allegations of paragraph 12 of the Complaint as they relate to Printronic and denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 12 of the Complaint as to other defendants.

13. Paragraph 13 of the Complaint asserts conclusions of law to which no response is required. To the extent that a response is required, Defendant denies the allegations of paragraph 13 of the Complaint.

14. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 14 of the Complaint, and respectfully refers the Court to the referenced documents for their contents.

15. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 15 of the Complaint, and respectfully refers the Court to the referenced documents for their contents.

16. Denies the allegations of paragraph 16 of the Complaint as they relate to Printronic and denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 16 of the Complaint as to other defendants.

First Cause of Action: Infringement of U.S. Patent No. 5,903,803

17. Defendant's responses to the preceding paragraphs are realleged and incorporated by reference as if set forth in full.

18. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 18 of the Complaint.

19. Denies the allegations of paragraph 19 of the Complaint.

20. Denies the allegations of paragraph 20 of the Complaint.

21. Denies the allegations of paragraph 21 of the Complaint.

22. Denies the allegations of paragraph 22 of the Complaint.

23. Denies the allegations of paragraph 23 of the Complaint.

24. Denies the allegations of paragraph 24 of the Complaint.

Second Cause of Action: Infringement of U.S. Patent No. 6,128,454

25. Defendant's responses to the preceding paragraphs are realleged and incorporated by reference as if set forth in full.

26. Denies knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 26 of the Complaint.

27. Denies the allegations of paragraph 27 of the Complaint.

28. Denies the allegations of paragraph 28 of the Complaint.

29. Denies the allegations of paragraph 29 of the Complaint.

30. Denies the allegations of paragraph 30 of the Complaint.

31. Denies the allegations of paragraph 31 of the Complaint.

32. All remaining allegations not specifically admitted herein are denied. It is further denied that Plaintiff is entitled to the relief requested in the complaint or to any relief whatsoever.

AFFIRMATIVE DEFENSES

Further responding to the Complaint, Defendant responds with certain affirmative defenses as set forth below.

FIRST AFFIRMATIVE DEFENSE

The Complaint fails to state a claim upon which relief may be granted.

SECOND AFFIRMATIVE DEFENSE

The Court lacks personal jurisdiction over this Defendant.

THIRD AFFIRMATIVE DEFENSE

The claims of 5,903,803 and 6,128,454 patents are invalid for failure to satisfy the requirements of Title 35 of the United States Code, including without limitation, one or more of 35 U.S.C. §§ 101, 102, 103, 112 and/or double patenting.

FOURTH DEFENSE

The manufacture, use, sale, offer for sale, and/or importation of the accused toner cartridges does not and will not infringe any claim of the 5,903,803 and 6,128,454 patents, either literally or under the doctrine of equivalents.

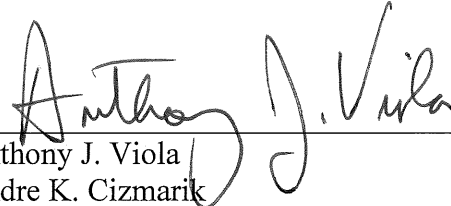
FIFTH AFFIRMATIVE DEFENSE

Any asserted claim of infringement of the 5,903,803 and 6,128,454 patents under the doctrine of equivalents would be estopped under the doctrine of prosecution history estoppel.

SIXTH DEFENSE

Defendant reserves all defenses, at law or equity, that may now exist or in the future be available on discovery and further factual investigation in this case.

Dated: New York, New York
February 17, 2012

A handwritten signature in black ink that reads "Anthony J. Viola". The signature is written in a cursive style with a horizontal line underneath it.

Anthony J. Viola /
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