

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

STROKE SOLUTIONS, INC., a Wisconsin
corporation,

Plaintiff,

v.

Case No. _____

TACKI-MAC GRIPS, INC., a Nevada
corporation.

Defendant.

COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff, Stroke Solutions, Inc. ("Stroke Solutions"), by its attorneys, Quarles & Brady, LLP, alleges its complaint against Defendant Tacki-Mac Grips, Inc. ("Tacki-Mac") for violation of the patent laws of the United States as follows:

THE PARTIES

1. Plaintiff Stroke Solutions is a corporation organized and existing under the laws of the state of Wisconsin, with its principal place of business at 900 Cheyenne Avenue, Suite 100, Grafton, Wisconsin 53024.

2. Upon information and belief, defendant Tacki-Mac is incorporated under the laws of the state of Nevada with its principal place of business at 22000 North Park Drive, Kingwood, Texas 77339. Tacki-Mac is a direct competitor of Stroke Solutions.

JURISDICTION

3. This action arises under the patent laws of the United States, Title 35 U.S.C. § 1 et. seq. This Court has exclusive subject matter jurisdiction under 28 U.S.C. § 1338(a).

NATURE OF THE ACTION

4. This is an action for patent infringement, pursuant to Title 35 of the United States Code, of U.S. Patent No. 6,626,768 B2 (" '768 Patent"). The '768 Patent issued on September 30, 2003 and is titled "Putter Grip." A copy of the '768 Patent is attached hereto as Exhibit A.

5. Stroke Solutions is the record owner by assignment of the entire right, title, and interest in the '768 Patent.

6. Stroke Solutions is engaged in the development, manufacture and sale of golf equipment, including high performance, oversized putter grips and golf putters with oversized putter grips, used in both the professional and novice golf markets. Under the trademark SuperStroke™, Stroke Solutions has manufactured and sold in the United States and around the world, high performance putter grips that incorporate the design claimed in the '768 Patent. Among other things, SuperStroke™ putter grips have won acclaim at the Professional Golf Association (PGA) Merchandise Show, and professional golfer and SuperStroke™ user KJ Choi recently prevailed at the 2008 Sony Open in Hawaii with a dramatic birdie putt on the final, 72nd hole.

7. Tacki-Mac is in the business of, among other things, making, using, importing, offered for sale and/or selling throughout the United States fabricated rubber

grips, including golf putter grips. Tacki-Mac and its agents have made, used, imported, offered for sale and/or sold products throughout the United States, that infringe one or more claims of the '768 Patent.

DIRECT INFRINGEMENT OF THE '768 PATENT

8. Stroke Solutions realleges and incorporates by reference as if fully set forth herein the allegations contained in paragraphs 1 through 7.

9. Tacki-Mac has directly infringed one or more claims of the '768 Patent by making, using, selling, offering for sale in the United States, or importing into the United States, golf putter grips covered by one or more claims of the '768 Patent.

10. Tacki-Mac will continue infringing the '768 Patent unless enjoined by this Court.

11. Tacki-Mac has caused Stroke Solutions substantial injury, including lost profits from the lost sales, for which Stroke Solutions is entitled to damages adequate to compensate it for the infringement.

12. Tacki-Mac's direct infringement has been intentional, willful, and in reckless disregard of Stroke Solution's rights. This is an exceptional case entitling Stroke Solutions to increased damages pursuant to 35 U.S.C. § 284, and an award of attorneys' fees pursuant to 35 U.S.C. § 285.

REQUEST FOR RELIEF

WHEREFORE, Plaintiff Stroke Solutions, Inc. respectfully requests judgment and relief against Defendant Tacki-Mac Grips, Inc. as follows:

(a) Adjudging that Tacki-Mac has infringed U.S. Patent No. 6,626,768 B2;

(b) Awarding Stroke Solutions damages adequate to compensate Stroke Solutions for Tacki-Mac's infringement, including lost profits, all reasonable royalties, costs, and prejudgment interest from the date of the first act of infringement, pursuant to 35 U.S.C. § 284;

(c) Permanently enjoining Tacki-Mac from infringing U.S. Patent No. 6,626,768 B2 and from making, using, selling or offering for sale the infringing putter grips or substantially similar devices, pursuant to 35 U.S.C. § 283;

(d) Adjudging that Tacki-Mac's infringement of U.S. Patent No. 6,626,768 B2 is willful and that this is an exceptional case under 35 U.S.C. § 285, and requiring Tacki-Mac to pay treble damages and attorneys' fees pursuant to 35 U.S.C. §§ 284 and 285; and

(e) Granting Stroke Solutions such other and further relief against Tacki-Mac as the Court deems just and proper.

DEMAND FOR A JURY TRIAL

The Plaintiff, Stroke Solutions, hereby demands a trial by jury in this action on all claims and issues triable before a jury.

Dated this 25th day of January, 2008.



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