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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AMAZON.COM, INC., a Delaware corporation;
and VALENTINO S.P.A., an Italian corporation,

Plaintiffs,

v.

KAITLYN PAN GROUP, LLC f/k/a/ “JANE’S
INTERNATIONAL TRADING, LLC”, a New
York limited liability corporation; HAO PAN, an
individual, and JOHN and/or JANE DOES 1-10,

Defendants.

No.

COMPLAINT FOR DAMAGES
AND EQUITABLE RELIEF

I. INTRODUCTION

1. Valentino S.p.A. (“Valentino”) is a legendary luxury fashion brand. Since 1960, Valentino has been synonymous with high fashion apparel and merchandise worn by the well-dressed and fashionistas and beloved and endorsed by countless movie stars and celebrities. Valentino is an acknowledged industry leader, recognized for unique and innovative styling, high-quality materials, and outstanding craftsmanship. Its products have gained a reputation for their quality and bold style.

2. Among Valentino’s most popular and recognizable products are its Rockstud shoes, sold under the Valentino Garavani and Rockstud trademarks, which feature metallic, three-dimensional, pyramid-shaped studs on heels, ballet flats, mules, and sandals. The

COMPLAINT FOR DAMAGES AND EQUITABLE RELIEF

1 distinctive studs and their configuration and placement in the shoe design is unique to Valentino,
2 well-known, and instantly recognized by consumers as a symbol of Valentino's high-quality
3 products, reputation, and goodwill. Since launching in 2010, Valentino Garavani Rockstud
4 shoes have been in consistent demand in the United States and around the world and have been
5 photographed on countless celebrities while earning extensive critical review and acclaim.
6 Within five years of introducing the Rockstud shoes, Valentino's revenues doubled.

7 3. Since opening its virtual doors on the World Wide Web in July 1995,
8 Amazon.com, Inc. ("Amazon") has worked hard to build and maintain customer trust, striving to
9 be the world's most customer-centric company. Each day, millions of consumers use Amazon's
10 store to purchase a wide range of products across dozens of product categories from Amazon and
11 third-party sellers.

12 4. Amazon invests significant resources and effort into building and preserving its
13 customers' trust. To protect consumers and preserve the integrity of the Amazon store, Amazon
14 has robust policies and highly developed fraud detection systems to prevent third-party bad
15 actors from selling counterfeit products in Amazon's store. When Amazon discovers that a bad
16 actor is attempting to violate Amazon's anti-counterfeiting policies, it takes immediate action to
17 remove the bad actor from the store and, in appropriate cases, to permanently enjoin the bad
18 actor from future sales through court orders.

19 5. Valentino's distinctive and bestselling Rockstud designs have been the subject of
20 frequent copying by those attempting to capitalize on Valentino's success. Two of these
21 imitators are Kaitlyn Pan Group, LLC and Hao Pan (collectively "Defendants"), who introduced
22 a line of shoes that blatantly copy the iconic look and design of Valentino Garavani Rockstud
23 shoes, infringing Valentino's trademark and design patents. Defendants advertise and sell the
24 infringing products through their website www.kaitlynpan.com, without Valentino's
25 authorization and in violation of Valentino's valuable intellectual property ("IP") rights.

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COMPLAINT FOR DAMAGES AND EQUITABLE RELIEF

1 Defendants also operated a selling account on Amazon's online store through which they
2 unlawfully advertised and sold infringing shoes.

3 6. Defendants' unlawful copying and infringement of Valentino Garavani Rockstud
4 shoe designs is knowing and willful, and continues despite Valentino's cease-and-desist letter to
5 Defendants, as well as notice from Amazon to Defendants of certain of Valentino's claims.

6 7. As a result of their illegal actions, Defendants have infringed and misused
7 Valentino's IP; willfully deceived Amazon and its customers; attempted to compromise the
8 integrity of Amazon's store, which risked undermining the trust that customers place in Amazon
9 and Valentino; tarnished Amazon's and Valentino's brands and reputations; and harmed Amazon
10 and Valentino and their customers. Additionally, Defendants' illegal actions have caused
11 Amazon and Valentino to expend significant resources to investigate and combat Defendants'
12 wrongdoing and to bring this lawsuit to prevent Defendants from inflicting further and continued
13 harm on Amazon, Valentino, and their customers.

14 8. Defendants' illegal actions as described below breached numerous provisions of
15 Amazon's Business Solutions Agreement ("BSA"), which entitles Amazon to injunctive relief to
16 stop Defendants from infringing and misusing Valentino's IP and to prevent them from selling
17 their infringing products. Defendants' actions also constitute trademark infringement and
18 counterfeiting and unfair competition under the Lanham Act, 15 U.S.C. § 1114 and § 1125,
19 design patent infringement under 35 U.S.C. § 271, and unfair competition under the common law
20 of Washington, for which Amazon and Valentino seek various forms of damages and equitable
21 relief.

22 II. THE PARTIES

23 9. Amazon is a Delaware corporation with its principal place of business in Seattle,
24 Washington. Through its subsidiaries, Amazon owns and operates the Amazon.com website,
25 equivalent international websites, and Amazon stores.

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