

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

PAWESOME PET PRODUCTS LLC, et al.,

Plaintiff,

v.

CUTEBEAR STORES, *et al.*,

Defendants

Civil Action No. 22-cv-1063

(Judge Hornak)

RESPONSE TO ORDER AT ECF NO. 83

Plaintiffs' response to each of the Court's items, in sequence, in the Court's Order of ECF No. 83 follows:

- (1) Plaintiffs have reviewed all the other cases asserting infringement of the same patent in the cases filed in this Court. The Schedule A for the final default judgments for each of those cases were compared to identify any duplicate defendants. Plaintiffs hereby certify that to the best of Plaintiffs' knowledge, none of the defendants in Schedule A [ECF No. 75-1 at p. 11-12] in this case have previously been named in any case asserting patent infringement of the same patent in other cases filed in this Court, except for the following four defendants: CHPODOO, DETIAN STORE, FCXDG PETS LIFE STORE, and HJKL PETS LIFE STORE, who were named defendants in *Pawsome Pet Products LLC v. Colorflowers*, No. 22-cv-629 (W.D. Pa). These defendants are named in the present lawsuit because they sold the infringing product again on the same platform under a different product identification number. Plaintiffs are prepared to discuss during the hearing with the Court how these Defendants may best be handled.

- (2) Plaintiffs have matched the summarized requests for admissions in the Declaration of Brian Malkin [ECF No. 75-2] to the actual text of the requests for admissions served on the Defendants and have highlighted the same and filed the highlighted version herewith.
- (3) Plaintiffs acknowledge the Court's note concerning the damages and lost profits figures for each of the allegedly infringing products.

Respectfully submitted,

Dated: July 25, 2023

/s/ Brian Samuel Malkin

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