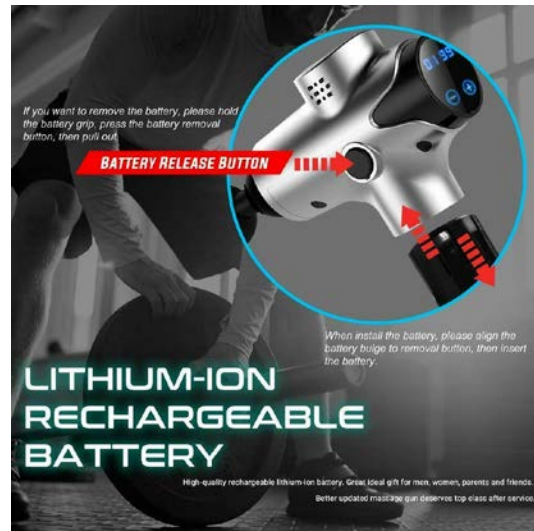


(4) Massimo Motor Sports, LLC

17. Proposed Respondent Massimo Motor Sports, LLC (“Massimo”) imports into the United States, sells for importation, and/or sells within the United States after importation, the Massimo Massage Gun product identified herein. The product is sold at least on Amazon.com (https://www.amazon.com/Electric-Portable-Cordless-Percussion-Handheld/dp/B081KVKW46/ref=sr_1_5?dchild=1&keywords=M%2BMASSIMO%2BMOTOR&qid=1591073304&sr=8-5&th=1). See Exhibit 16.



18. On information and belief, Proposed Respondent Massimo is a domestic corporation with its principle place of business at 3101 W. Miller Rd., Garland, TX 75041. See Exhibit 17.

(5) **Kinghood International Logistics Inc.**

19. Proposed Respondent Kinghood International Logistics Inc. (“Kinghood”) imports into the United States, sells for importation, and/or sells within the United States after importation, the Theradrill product identified herein. The product is sold at least via the following website: <https://theradrill.com/>. *See Exhibit 18.*



20. On information and belief, Proposed Respondent Kinghood is a domestic corporation with its principle place of business at 16851 Knott Ave., La Mirada, CA 90638. *See Exhibit 19.*

(6) Manybo Ecommerce Ltd.

21. Proposed Respondent Manybo Ecommerce Ltd. (“Manybo”) imports into the United States, sells for importation, and/or sells within the United States after importation, the FBF Pulse Gun product identified herein. The product is sold at least via the following website: <https://thefitbodyfactory.com/collections/pulse-collection>. **See Exhibit 20.**



22. On information and belief, Proposed Respondent Manybo has a place of business at Unit 622, Kwai Shun Ind Centre, 51-63 Container Port Road, Kwai Chung, N.T., Hong Kong. **See Exhibit 21.**

(7) Representative Alibaba.com Sellers

23. Dozens, if not hundreds, of companies import into the United States, sell for importation via Alibaba.com, and/or sell within the United States via Alibaba.com after importation, percussive massage devices that infringe the ‘574 Patent, the ’822 Patent, and/or the ‘317 Patent. **See Exhibit 22.** The sheer number of infringers, and the ease with which an

infringer can create a new posting on Alibaba.com, support Hyperice's request for a general exclusion order for all such infringing products. Detailed below representative products from two Alibaba sellers.

24. Proposed Respondent **Shenzhen Let Us Win-Win Technology Co., Ltd.** ("Shenzhen Let Us Win-Win") imports into the United States, sells for importation, and/or sells within the United States after importation, the Massage Gun product identified herein. The product is sold at least via its Alibaba store (https://www.alibaba.com/product-detail/New-Massage-Gun-Deep-Tissue-Percussion_62412578528.html?spm=a2700.galleryofferlist.0.0.c42c7541q8oIbU&fullFirstScreen=true). *See Exhibit 23.* For ease of reference, the accused Shenzhen Let Us Win-Win product will be referred to herein as the ALI1 Massage Gun.



25. On information and belief, Proposed Respondent Shenzhen Let Us Win-Win is a Chinese corporation with its principle place of business at 4F, No.229, Busha Road, Buji, Shenzhen, Guangdong Province, China. *See Exhibit 24.*

26. Proposed Respondent **Shenzhen Infein Technology Co., Ltd.** (“Shenzhen Infein”) imports into the United States, sells for importation, and/or sells within the United States after importation, the Massage Gun product identified herein. The product is sold at least via its Alibaba store (https://www.alibaba.com/product-detail/Muscle-Massage-Gun-HG-C03-16_62235929075.html?spm=a2700.wholesale.deiletai6.9.390476b88SwKkb). *See Exhibit 25.* For ease of reference, the accused Shenzhen Infein product shown below will be referred to herein as the ALI2 Massage Gun.



27. On information and belief, Proposed Respondent Shenzhen Infein is a Chinese corporation with its principle place of business at 12-1, 1st Factory Building, Tian'an Digital Innovation Park, No. 441, Huangge Road, Longcheng Street, Longgang District, Shenzhen, Guangdong, China, 51800. *See Exhibit 26.*

(8) Representative Amazon.com Sellers

28. Dozens, if not hundreds, of companies import into the United States, sell for importation via Amazon.com, and/or sell within the United States via Amazon.com after importation, percussive massage devices that infringe the '574 Patent, the '822 Patent, and/or the '317 Patent. *See Exhibit 27*. The sheer number of infringers, and the ease with which an infringer can create a new posting on Amazon.com, support Hyperice's request for a general exclusion order for all such infringing products. Detailed below are representative products from several representative Amazon.com sellers.

29. Proposed Respondent **Hong Kong Yongxu Capital Management Co., Ltd.** ("Hong Kong Yongxu") imports into the United States, sells for importation, and/or sells within the United States after importation, the Massage Gun product identified herein. The product is sold at least via the Amazon.com website (https://www.amazon.com/PUNZYMO-Athletes-Percussion-Handheld-Changable/dp/B0838FKZKW/ref=sr_1_2?dchild=1&m=A13FCSMHXH00EN&marketplaceID=ATVPDKIKX0DER&qid=1586188705&s=merchant-items&sr=1-2). *See Exhibit 28*. For ease of reference, the accused product will be referred to herein as the AM1 Massage Gun.



30. On information and belief, Proposed Respondent Hong Kong Yongxu is a Chinese corporation with its principle place of business at Flat/Rm 1804, Beverly House, 93-107 Lockhart Road, Wanchai, Hong Kong, China 999077. *See Exhibit 29.*

31. Proposed Respondent **Laiwushiyu Xinuan Trading Company** (“Laiwushiyu”) imports into the United States, sells for importation, and/or sells within the United States after importation, the Massage Gun product identified herein. The product is sold at least via the Amazon.com website (https://www.amazon.com/Massage-Massager-Relaxer-Exercise-Vibration/dp/B07VS654G4/ref=sr_1_1?dchild=1&keywords=B07VS654G4&qid=1586369210&sr=8-1). *See Exhibit 30.* For ease of reference, the accused Laiwushiyu product will be referred to herein as the AM2 Massage Gun.



32. On information and belief, Proposed Respondent Laiwushiyu is a Chinese corporation with its principle place of business at Chendaxia Village, Laiwu, Shandong District, China 271100. *See Exhibit 31.*

33. Proposed Respondent **Shenzhen QingYueTang E-commerce Co., Ltd.** (“Shenzhen QingYueTang”) imports into the United States, sells for importation, and/or sells within the United States after importation, the Massage Gun product identified herein. The product has been sold at least via the Amazon.com website (https://www.amazon.com/Massage-Percussion-Massager-6-Speed-Brushless/dp/B084V63DP7/ref=sr_1_1?dchild=1&keywords=B084V63DP7&qid=1586369971&sr=8-1). **See Exhibit 32.** For ease of reference, the accused Shenzhen QingYueTang product will be referred to herein as the AM3 Massage Gun.



34. On information and belief, Proposed Respondent Shenzhen QingYueTang is a Chinese corporation with its principle place of business at Rm.1001, 10th Fl., Zhongken Building, No.2002 Bixin Rd., Longgang District, Shenzhen, Guangdong, China 518000. **See Exhibit 33.**

35. Proposed Respondent **Shenzhen Shiluo Trading Co., Ltd.** (“Shenzhen Shiluo”) imports into the United States, sells for importation, and/or sells within the United States after importation, the Massage Gun product identified herein. The product is sold at least via the Amazon.com website (https://www.amazon.com/awesafe-Portable-Percussion-Relieving-Stiffness/dp/B07WSF6ZNT/ref=sr_1_1?dchild=1&keywords=B07WSF6ZNT&qid=1586370128&sr=8-1). *See Exhibit 34.* For ease of reference, the accused Shenzhen Shiluo product will be referred to herein as the AM4 Massage Gun.



36. On information and belief, Proposed Respondent Shenzhen Shiluo is a Chinese corporation with its principle place of business at 37 East 305, Minli Old Village, Minzhi Street, Longhua New District, Shenzhen, Guangdong, China 518000. *See Exhibit 35.*

37. Proposed Respondent **Kula eCommerce Co., Ltd.** (“Kula eCommerce”) imports into the United States, sells for importation, and/or sells within the United States after importation, the Massage Gun product identified herein. The product is sold at least via the Amazon.com website (<https://www.amazon.com/ZANBO-Athletes-Percussion-Stiffness->

[Brushless/dp/B0813CKBQH/ref=sr_1_1?dchild=1&keywords=B0813CKBQH&qid=1586370436&sr=8-1](https://www.amazon.com/Brushless/dp/B0813CKBQH/ref=sr_1_1?dchild=1&keywords=B0813CKBQH&qid=1586370436&sr=8-1)). *See Exhibit 36.* For ease of reference, the accused Kula eCommerce product will be

referred to herein as the AM5 Massage Gun.



38. On information and belief, Proposed Respondent Kula eCommerce is a Chinese corporation with its principle place of business at No. 50, Danshui Baiyun Yi Road, Huiyang District, Huizhou City, Guangdong, China 516211. *See Exhibit 37.*

39. Proposed Respondent **Fu Si** (“Fu Si”) imports into the United States, sells for importation, and/or sells within the United States after importation, the Massage Gun product identified herein. The product is sold at least via the Amazon.com website

https://www.amazon.com/Handheld-Percussion-Massager-Electric-Mebak/dp/B083FP3MZB/ref=sr_1_1?dchild=1&keywords=B083FP3MZB&qid=1586370648&sr=8-1. *See Exhibit 38.* For ease of reference, the accused Fu Si product will be referred to herein as the AM6 Massage Gun.



40. On information and belief, Proposed Respondent Fu Si is a Chinese corporation with its principle place of business at 621 Gongye Road, Longhua District, Shenzhen, Guangdong, China 518000. **See Exhibit 39.**

41. Proposed Respondent **Shenzhen Qifeng Technology Co., Ltd.** (“Shenzhen Qifeng”) imports into the United States, sells for importation, and/or sells within the United States after importation, the Massage Gun product identified herein. The product is sold at least via the Amazon.com website (https://www.amazon.com/Booster-Canceling-Vibration-Generation-Percussion/dp/B07SN3R9QK/ref=sr_1_152?keywords=hypervolt&qid=1583274991&sr=8-152) **See Exhibit 40.** For ease of reference, the accused Shenzhen Qifeng product will be referred to herein as the AM7 Massage Gun.



42. On information and belief, Proposed Respondent Shenzhen Qifeng is a Chinese corporation with its principle place of business at 1019, Weidonglong Technology Building, Meilong Boulevard, Longhua Sub-District, Longhua Ne W District, Shenzhen, Guangdong, 518015 China. *See Exhibit 41.*

43. Proposed Respondents **Rechar, Inc.** and **Ning Chen** import into the United States, sell for importation, and/or sell within the United States after importation, the Toloco T11 Pro Massage Gun identified herein. The product is sold via the Amazon.com website (https://www.amazon.com/gp/product/B083L8RNJR/ref=ppx_yo_dt_b_asin_title_o00_s00?ie=UTF8&psc=1) and via the www.toloco.xyz website (<https://www.toloco.xyz/product-page/toloco-massage-gun-t11-pro-upgraded-handheld-muscle-deep-tissue-muscle-massage>). *See Exhibit 93.* For ease of reference, the accused Toloco T11 Pro Massage Gun will be referred to herein as the AM8 Massage Gun.



44. On information and belief, Proposed Respondent Rechar, Inc. is a United States company with its principle place of business at 56157 Oak Ave., Strasburg, CO 80136, and Proposed Respondent Ning Chen is a Chinese company with its principle place of business at Group 4 Yanyan Village, Luoqiao Town, 71 Hao, Funing, Yancheng, Jiangsu China *See Exhibit 94.*

45. Proposed Respondents **Opove** and **Shenzhen Shufang E-Commerce Co., Ltd.** (“Shenzhen Shufang”) import into the United States, sell for importation, and/or sell within the United States after importation, the Opove M3 Pro Massage Gun identified herein. The product is sold via the Amazon.com website (https://www.amazon.com/Pro-Percussion-Massager-Handheld-Brushless/dp/B07TVCF86M/ref=redir_mobile_desktop?ie=UTF8&aaxitk=aT0XET6m3ddVrrBTfxp5xQ&hsa_cr_id=5839351640601&ref_=sbx_be_s_sparkle_mcd_asin_0) and via the www.opove.com website (<https://www.opove.com/products/opove-m3-pro-massage-gun>). *See Exhibit 95.* For ease of reference, the accused Opove M3 Pro Massage Gun will be referred to herein as the AM9 Massage Gun.



46. On information and belief, Proposed Respondent Opove is a United States company with its principle place of business at 207 N. Aspan Ave, Suite 2, Azusa, CA 91702, and Proposed Respondent Shenzhen Shufang is a Chinese corporation with its principle place of business at 6 Floors, Building 4, Youpin Wenhua ChuangYiYuan, Minzhi, Longhua District, Shenzhen, China. **See Exhibit 96.**

II. TECHNOLOGY AND PRODUCTS-AT ISSUE

47. Pursuant to Commission Rule 210.12(a)(9)(vi), a non-technical description of the inventions involved in the '574 Patent is as follows: The '574 Patent is generally directed to a therapeutic handheld percussive massage device for applying percussive massage to a person's body. Percussive massage, which is also referred to as tapotement, is the rapid, percussive tapping, slapping and cupping of an area of the human body. The patented device includes a main enclosure, a motor with a rotatable shaft, a reciprocating assembly in the main enclosure that reciprocates a piston, a massage head removably attached to the piston, and a battery assembly extending from the main enclosure.

48. Pursuant to Commission Rule 210.12(a)(9)(vi), a non-technical description of the of the invention involved in the '822 Patent is as follows: The '822 Patent claims an ornamental design for a percussive massage device.

49. Pursuant to Commission Rule 210.12(a)(9)(vi), a non-technical description of the of the invention involved in the '317 Patent is as follows: The '317 Patent claims an ornamental design for a percussive massage device.

50. Pursuant to Commission Rule 210.12(a)(12), a clear statement in plain English of the category of products accused is as follows: The accused products are therapeutic handheld percussive massage device for applying percussive massage to a person's body.

A. The Hypervolt

51. Hyperice is the industry leader for the development of handheld percussive massage devices used for deep tissue massage and myofascial release. Hyperice's Hypervolt is durable, ergonomic, portable, and features patented technology.

52. A representative image of the Hypervolt is depicted below:



53. Hyperice revolutionized the percussive massage industry in the United States with the introduction of its signature Hypervolt in February 2018, and Hyperice has enjoyed tremendous success based on the Hypervolt, as further detailed in the Domestic Industry Statement filed herewith.

54. The Hypervolt is a significant advancement over prior art percussive massage devices, many of which were large, relatively heavy, and tethered to an electrical power source.

55. The Hypervolt is technically, visually, and ornamentally distinctive in contrast with prior handheld massage products.

56. Hyperice's initial and continued success is based on extensive domestic research and development, design, sales, marketing, warranty, and executive efforts, as well as Hyperice's significant commitment to protecting its intellectual property.

B. Proposed Respondents' Accused Percussive Massage Devices

57. The Proposed Respondents' accused products (the "Accused Products")³ include the following products described above, all of which infringe the '574 Patent, the '822 Patent, and/or the '317 Patent:

³ Physical samples of the Accused Products are retained at the office of the undersigned attorney and will be made available for inspection upon request.



Addaday Biozoom



Performance Health Power Plate Pulse



WODFitters Massage Gun



Massimo Massage Gun



Manybo FBF Pulse Gun



Shenzhen Let Us Win-Win Massage Gun (ALI1)



Shenzhen Infein Massage Gun (ALI2)



Theradrill



Hong Kong Yongxu Massage Gun (AM1)



Laiwushiyu Massage Gun (AM2)



Shenzhen QingYueTang Massage Gun (AM3)



Shenzhen Shiluo Massage Gun (AM4)



Kula eCommerce Massage Gun (AM5)



Fu Si Massage Gun (AM6)



Shenzhen Qifeng Massage Gun (AM7)