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Champion Power Equipment, Inc.***

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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

HARBOR FREIGHT TOOLS USA, INC.,  
Plaintiff,

v.

CHAMPION POWER EQUIPMENT,  
INC.

Defendant.

Case No.: 2:24-cv-08722-SVW-AS

**CHAMPION POWER  
EQUIPMENT, INC.'S  
PRELIMINARY  
INFRINGEMENT CONTENTIONS**

**EX1036  
HARBOR FREIGHT TOOLS  
IPR2025-00805**

1 Defendant Champion Power Equipment, Inc. (“Champion”), by and through its  
2 undersigned counsel, hereby makes the following disclosure of preliminary  
3 infringement contentions. As certain substantive patent-related deadlines have not  
4 been scheduled by the Court, Champion is providing its preliminary infringement  
5 contentions in response to Plaintiff Harbor Freight Tools USA, Inc. (“Harbor  
6 Freight”)’s Interrogatory No. 1. Champion reserves the right to amend this disclosure  
7 and to more particularly detail its infringement allegations as discovery proceeds in  
8 this case.

9 Champion contends that Harbor Freight infringes the following claims of each  
10 patent in suit:

- 11 • U.S. Patent No. 10,221,780 (“the ’780 Pat”); Claims 1, 6, 8, and 15
- 12 • U.S. Patent No. 10,393,034 (“the ’034 Pat”); Claims 1–3, 5–9, 11–  
13 14, 18–20, and 22
- 14 • U.S. Patent No. 10,598,101 (“the ’101 Pat”); Claims 1, 2, 8–10,  
15 and 16–19
- 16 • U.S. Patent No. 10,697,398 (“the ’398 Pat”); Claims 1, 3–8, 10, 19,  
17 22, 57, and 58
- 18 • U.S. Patent No. 11,143,120 (“the ’120 Pat”); Claims 12–15
- 19 • U.S. Patent No. 11,143,145 (“the ’145 Pat”); Claims 1–8, 10, 11, 13,  
20 and 14
- 21 • U.S. Patent No. 11,306,667 (“the ’667 Pat”); Claims 1–18
- 22 • U.S. Patent No. 11,492,985 (“the ’985 Pat”); Claims 1, 4, 5, 7, 11,  
23 and 14–17
- 24 • U.S. Patent No. 11,530,654 (“the ’654 Pat”); Claims 6, 7, and 10
- 25 • U.S. Patent No. 11,761,390 (“the ’390 Pat”); Claims 1–3 and 5–10
- 26 • U.S. Patent No. 11,840,970 (“the ’970 Pat”); Claims 1, 2, 12–14, 20,  
27 21, 34, 44, 45, and 48
- 28

- U.S. Patent No. 11,905,895 (“the ’895 Pat”); Claims 1, 6–8, 12, and 13
- U.S. Patent No. 11,905,896 (“the ’896 Pat”); Claims 30–32 and 34–36

Attached hereto as Exhibits A-W are Champion’s claim charts, more specifically identified in the table below. These charts identify: (1) which claim(s) are allegedly infringed; (2) the specific devices of Harbor Freight’s that are allegedly infringe each patent claim described in (1); and (3) where each element of each claim is found in each allegedly infringing device, including the basis for each contention that the element is present.

EX	PATENT	ASSERTED CLAIM(S)	ACCUSED PRODUCT(S)
A	The ’780 Pat	Claims 1, 6, 8, and 15	Harbor Freight Model 70143
B	The ’101 Pat	Claims 1, 8–10, 16, 18, and 19	Harbor Freight Model 70143
C	The ’398 Pat	Claims 1, 3, 4, 22, 57, and 58	Harbor Freight Model 70143
D	The ’120 Pat	Claim 12	Harbor Freight Model 70143
E	The ’145 Pat	Claims 11, 13, and 14	Harbor Freight Model 70143
F	The ’667 Pat	Claims 1–5	Harbor Freight Model 70143
G	The ’985 Pat	Claims 1, 4, 5, 7, 11, and 14–16	Harbor Freight Model 70143
H	The ’654 Pat	Claims 6 and 10	Harbor Freight Model 70143
I	The ’970 Pat	Claims 1, 2, 12–14, 20, 21, 34, 44, 45, and 48	Harbor Freight Model 70143
J	The ’895 Pat	Claims 1, 6–8, 12, and 13	Harbor Freight Model 70143
K	The ’896 Pat	Claims 30–32, 34, and 35	Harbor Freight Model 70143
L	The ’034 Pat	Claims 1–3, 5–9, 11–14, 18–20, and 22	Harbor Freight Model 70476
M	The ’101 Pat	Claims 1, 2, 8–10, and 16–19	Harbor Freight Model 70476

EX	PATENT	ASSERTED CLAIM(S)	ACCUSED PRODUCT(S)
N	The '398 Pat	Claims 1, 3–8, 10, 19, and 22	Harbor Freight Model 70476
O	The '120 Pat	Claims 12–15	Harbor Freight Model 70476
P	The '145 Pat	Claims 1–8, and 10	Harbor Freight Model 70476
Q	The '667 Pat	Claims 1–18	Harbor Freight Model 70476
R	The '985 Pat	Claims 16 and 17	Harbor Freight Model 70476
S	The '654 Pat	Claims 6 and 7	Harbor Freight Model 70476
T	The '390 Pat	Claims 1–3, and 5–10	Harbor Freight Model 70476
U	The '970 Pat	Claims 1, 2, 20, and 21	Harbor Freight Model 70476
V	The '895 Pat	Claims 1, 6–8, 12, and 13	Harbor Freight Model 70476
W	The '896 Pat	Claims 30–32 and 34–36	Harbor Freight Model 70476

Dated: April 24, 2025

Respectfully submitted,

By: /s/ Thomas P. Heneghan

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**CERTIFICATE OF SERVICE**

I hereby certify that on this the 24th day of April 2025, I caused the foregoing to be served via electronic mail upon the following:

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