

1 Snell & Wilmer L.L.P.
Randal S. Weide, NV Bar No. 5541
2 David G. Barker (*pro hac vice* to be filed)
Zachary G. Schroeder (*pro hac vice* to be filed)
3 1700 South Pavilion Center Drive, Suite 700
Las Vegas, Nevada 89135-1865
4 Telephone: 702.784.5200
Facsimile: 702.784.5252
5 sweide@swlaw.com
dbarker@swlaw.com
6 zschroeder@swlaw.com

7 Timothy J. Ziolkowski (*pro hac vice* to be filed)
Jacob M. Fritz (*pro hac vice* to be filed)
8 ZIOLKOWSKI PATENT SOLUTIONS GROUP, SC
136 S. Wisconsin Street
9 Port Washington, WI 53074
Telephone: 262.268.8100
10 Facsimile: 262.268.8185
tjz@zpatents.com
11 jmf@zpatents.com

12 *Attorneys for Champion Power Equipment, Inc.*

13
14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE DISTRICT OF NEVADA
16

17 CHAMPION POWER EQUIPMENT, INC.,

18 Plaintiff,

19 v.

20 WESTINGHOUSE ELECTRIC
21 CORPORATION; WESTINGHOUSE
22 ELECTRIC AND MANUFACTURING
23 COMPANY, LLC; MIDWEST EQUIPMENT
SALES, LLC; and MWE INVESTMENTS,
LLC,

24 Defendants.

Case No. 2:25-cv-00844

**COMPLAINT AND DEMAND FOR
JURY TRIAL**

Date: X

25
26 CHAMPION POWER EQUIPMENT, INC. (“Champion”), by and through its undersigned
27 attorneys, hereby files this complaint for patent infringement against WESTINGHOUSE
28 ELECTRIC CORPORATION, WESTINGHOUSE ELECTRIC AND MANUFACTURING

1 COMPANY, LLC, MIDWEST EQUIPMENT SALES, LLC, and MWE INVESTMENTS, LLC
2 (“Defendants”) and alleges as follows:

3 **THE PARTIES**

4 1. Champion is a duly organized and operating Nevada corporation incorporated at
5 6370 S Pioneer Way, Unit 101, Las Vegas, Nevada 89113. Champion designs and sells single-fuel
6 and multi-fuel generators, power stations, log splitters, chipper shredders, leaf blowers, tillers,
7 chainsaws, cultivators, lawn edgers, augers, string trimmers, pressure washers, water pumps, snow
8 blowers, winches, hoists, accessories, and other equipment.

9 2. Champion goes to great lengths in protecting its proprietary intellectual property
10 and expends considerable resources in obtaining patents in the United States and other foreign
11 jurisdictions. Champion has filed over 70 patent applications and has been awarded 61 U.S.
12 patents.

13 3. Defendants make, use, sell, offer to sell, and/or import multi-fuel generators under
14 the Westinghouse brand (referred to herein as “Westinghouse generators”) in the United States
15 and in this District, including through the website westinghouse.com and
16 westinghouseoutdoorpower.com.

17 4. Upon information and belief, Defendants have a regular and established place of
18 business at 240 S. Stanford Way, Sparks, Nevada, 89431, from which the Defendants ship, sell
19 and/or service the products they sell.

20 5. Upon information and belief, Defendants do business as “Westinghouse” and
21 “Westinghouse Outdoor Power Equipment.”

22 6. Upon information and belief, Defendant Westinghouse Electric Corporation
23 (“WEC”) is a Pennsylvania company with a regular and established place of business at 240 S.
24 Stanford Way, Sparks, Nevada, 89431.

25 7. WEC is listed as the owner of the websites westinghouse.com and
26 westinghouseoutdoorpower.com, both of which offer the Westinghouse generators for sale.

1 8. Upon information and belief, Defendant Westinghouse Electric and Manufacturing
2 Company, LLC (“WEMC”) is an Ohio limited liability company with a regular and established
3 place of business at 240 S. Stanford Way, Sparks, Nevada, 89431.

4 9. WEMC is the owner of U.S. Trademark Registration No. 4523437 for
5 WESTINGHOUSE INNOVATION YOU CAN BE SURE OF, the trademark used on the website
6 westinghouseoutdoorpower.com, where Defendants offer the Westinghouse generators for sale.

7 10. WEMC is also the owner of U.S. Trademark Registration No. 6460613 for
8 WESTINGHOUSE OUTDOOR POWER EQUIPMENT, the trademark used in the footer of the
9 website Westinghouseoutdoorpower.com, where Defendants offer the Westinghouse generators
10 for sale.

11 11. WEMC is listed as the “Company” in the Privacy Policy on the westinghouse.com
12 website.

13 12. Upon information and belief, Defendant Midwest Equipment Sales, LLC (“MES”)
14 is an Ohio limited liability company registered to do business in Nevada, with a statutory agent in
15 Carson City, Nevada, and a regular and established place of business at 240 S. Stanford Way,
16 Sparks, Nevada, 89431.

17 13. Upon information and belief, Defendant MWE Investments, LLC (“MWE”) is an
18 Ohio limited liability company with a regular and established place of business at 240 S. Stanford
19 Way, Sparks, Nevada, 89431.

20 14. MWE is the entity listed in the warranty notices available at
21 westinghouseoutdoorpower.com, and the warranty notice link on westinghouse.com redirects to
22 the warranty notices available at westinghouseoutdoorpower.com.

23 15. Upon information and belief, Defendant MWE became a subsidiary of WEC, in or
24 around October 2024, wherein the multi-fuel generator business of Defendant MES joined with
25 WEC, selling generators under the Westinghouse brand.

26 16. Given the different usages of entity names on Defendants’ websites and materials,
27 Champion is asserting claims for patent infringement against all Defendants, all of which operate
28 in conjunction through Defendant MES with an established place of business in Sparks, Nevada,

1 and Champion reserves the right to amend the Complaint to add or remove defendants as
2 information is learned in discovery.

3 17. Champion has attempted to work with Defendants to resolve this matter.

4 18. Champion has sent Defendant MWE cease and desist demands regarding
5 Westinghouse generators in 2020 and again in 2024. Defendants have failed to cease infringement
6 of Champion’s intellectual property throughout this time.

7 **JURISDICTION AND VENUE**

8 19. This is an action for patent infringement under the patent laws of the United States,
9 35 U.S.C. §§ 271, *et seq.*

10 20. This Court has jurisdiction over the subject matter of this patent infringement action
11 pursuant to 28 U.S.C. §§ 1331 and 1338(a).

12 21. This Court has personal jurisdiction over Defendants, and venue is proper under 28
13 U.S.C. §§ 1391(a)–(c), and 1400(b), because Defendants have a regular and established place of
14 business in this District as alleged above, and they have committed acts of patent infringement
15 within this District by making, using, selling, offering to sell, and/or importing Westinghouse
16 generators in this District that infringe one or more of Champion’s patents as alleged herein.
17 Defendants’ physical location within Nevada, electronic commerce through the websites
18 westinghouse.com, westinghouseoutdoorpower.com, and other online locations, and through
19 advertisements, offers for sale, distribution, and sales have established at least minimum contacts
20 with Nevada such that the exercise of jurisdiction over Defendants would not offend traditional
21 notions of fair play and substantial justice.

22 **COUNT I: INFRINGEMENT OF U.S. PATENT NO. 10,393,034**

23 22. Paragraphs 1 through 21 are incorporated by reference as if fully set forth herein.

24 23. U.S. Patent No. 10,393,034 is titled “FUEL SYSTEM FOR A MULTI-FUEL
25 INTERNAL COMBUSTION ENGINE.” U.S. Patent No. 10,393,034 was duly and legally issued
26 on August 27, 2019. A true and correct copy of U.S. Patent No. 10,393,034 is attached as Exhibit
27 A.

1 24. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
2 Patent No. 10,393,034 and possesses all rights of recovery under the patent, including the right to
3 recover damages for past infringement.

4 25. Champion has acquired and inspected the following Westinghouse generator
5 models that Defendants have been and are making, using, selling, or offering for sale within the
6 United States, or importing into the United States, and that infringes one or more claims of U.S.
7 Patent No. 10,393,034:

- 8 a. Model WGen 3600DFc, a multi-fuel Generator;
- 9 b. Model iGen 4500DF, a multi-fuel Generator;
- 10 c. Model WGen 5300DFv, a multi-fuel Generator;
- 11 d. Model WGen 9500DFc, a multi-fuel Generator;
- 12 e. Model WGen 5300DFc, a multi-fuel Generator;
- 13 f. Model WGen 7500DF, a multi-fuel Generator;
- 14 g. Model WGen 10500TFc, a multi-fuel Generator;
- 15 h. Model WGen 9500TFc, a multi-fuel Generator; and
- 16 i. Model WGen 11500TFc, a multi-fuel Generator.

17 26. Upon acquisition, disassembly as needed, review of the owner's manual and
18 electrical schematics, and inspection, it was determined that the foregoing Westinghouse generator
19 models include all of the elements of at least claims 1, 3, 5-9, and 18 of U.S. Patent
20 No. 10,393,034. Each of the foregoing Westinghouse generator models infringe:

- 21 a. Independent claim 1 by specifically including a multi-fuel engine
22 comprising an engine operable on a liquid fuel and a gaseous fuel; a
23 carburetor attached to an intake of the engine to mix air and fuel and connect
24 a liquid fuel source to the intake, the carburetor comprising a float bowl; a
25 liquid cutoff solenoid coupled to the carburetor to open and close a liquid
26 fuel path to the engine downstream from the float bowl; a gaseous cutoff
27 coupled to open and close a gaseous fuel source to the engine; and a switch
28 selectively coupling a power source to the liquid cutoff solenoid to open

1 and close the liquid fuel path, as called for in claim 1 of U.S. Patent No.
2 10,393,034.

3 b. Dependent claim 3 by specifically including all the aforementioned
4 elements of claim 1 and, in addition, the switch actuates the liquid cutoff
5 solenoid to enable changing engine operation between the liquid fuel and
6 the gaseous fuel, so as to prevent fuel flow from the liquid fuel source and
7 the gaseous fuel source simultaneously and allow switching between fuel
8 sources on-the-fly during engine operation, as called for in claim 3 of U.S.
9 Patent No. 10,393,034.

10 c. Dependent claim 5 by specifically including all the aforementioned
11 elements of claim 1 and, in addition, the engine is a dual fuel engine that
12 operates on gasoline from the liquid fuel source and LPG from the gaseous
13 fuel source, as called for in claim 5 of U.S. Patent No. 10,393,034.

14 d. Dependent claim 6 by specifically including all the aforementioned
15 elements of claim 1 and, in addition, activating the gaseous cutoff
16 simultaneously activates the liquid cutoff solenoid, as called for in claim 6
17 of U.S. Patent No. 10,393,034.

18 e. Dependent claim 7 by specifically including all the aforementioned
19 elements of claim 1 and, in addition, the liquid cutoff solenoid is selectively
20 operable to cut off fuel flow from the float bowl to a nozzle in a venturi of
21 the carburetor upstream from a throttle for the engine, as called for in claim
22 7 of U.S. Patent No. 10,393,034.

23 f. Dependent claim 8 by specifically including all the aforementioned
24 elements of claim 1 and, in addition, the carburetor connects the gaseous
25 fuel source to the intake, as called for in claim 8 of U.S. Patent No.
26 10,393,034.

27 g. Dependent claim 9 by specifically including all the aforementioned
28 elements of claim 1 and, in addition, a liquid fuel valve positioned on a

1 liquid fuel line coupling the liquid fuel source to the carburetor to open and
2 close the liquid fuel source to the engine, as called for in claim 9 of U.S.
3 Patent No. 10,393,034.

4 h. Independent claim 18 by specifically including a multi-fuel internal
5 combustion engine comprising an engine operable on liquid fuel supplied
6 through a liquid fuel line from a liquid fuel source and gaseous fuel supplied
7 through a gaseous fuel line from a pressurized fuel source; a carburetor
8 coupled to an intake of the engine to mix air and fuel and connect to the
9 liquid fuel line and the gaseous fuel line; a carburetor cutoff solenoid
10 coupled to control fuel flow within the carburetor from the liquid fuel line
11 and selectively engage engine operation on liquid fuel; and a gaseous fuel
12 valve coupled to control fuel flow through the gaseous fuel line and
13 selectively engage engine operation on gaseous fuel, as called for in claim
14 18 of U.S. Patent No. 10,393,034.

15 Therefore, each of the foregoing Westinghouse generator models listed in Paragraph 25(a)–(i)
16 infringes at least claims 1, 3, 5–9, and 18 of U.S. Patent No. 10,393,034.

17 27. Upon information and belief, Defendants have been and are now making, using,
18 selling, or offering for sale within the United States, or importing into the United States, the
19 following additional generator models:

- 20 a. Model WGen 3600DF, a multi-fuel Generator;
- 21 b. Model WGen 5300DF, a multi-fuel Generator;
- 22 c. Model WGen 7500DFc, a multi-fuel Generator;
- 23 d. Model WGen 9500DF, a multi-fuel Generator;
- 24 e. Model iGen 4500DFc, a multi-fuel Generator;
- 25 f. Model iGen 4500DFcv, a multi-fuel Generator;
- 26 g. Model iGen 5000DF, a multi-fuel Generator;
- 27 h. Model iGen 5000DFc, a multi-fuel Generator;
- 28 i. Model WGen 3600DFcv, a multi-fuel Generator;

- 1 j. Model WGen 3600DFv, a multi-fuel Generator; and
- 2 k. Model WGen 5300DFcv, a multi-fuel Generator.

3 28. Upon review of images and the owner’s manuals of the foregoing Westinghouse
4 generator models and comparisons of the images and owner’s manuals of the foregoing
5 Westinghouse generator models to those of the Westinghouse generator models listed in Paragraph
6 25, it was determined that the foregoing Westinghouse generator models include all of the elements
7 of at least claims 1, 3, 5–9, and 18 of U.S. Patent No. 10,393,034. Each of the foregoing
8 Westinghouse generator models infringe:

- 9 a. Independent claim 1 by specifically including a multi-fuel engine
10 comprising an engine operable on a liquid fuel and a gaseous fuel; a
11 carburetor attached to an intake of the engine to mix air and fuel and connect
12 a liquid fuel source to the intake, the carburetor comprising a float bowl; a
13 liquid cutoff solenoid coupled to the carburetor to open and close a liquid
14 fuel path to the engine downstream from the float bowl; a gaseous cutoff
15 coupled to open and close a gaseous fuel source to the engine; and a switch
16 selectively coupling a power source to the liquid cutoff solenoid to open
17 and close the liquid fuel path, as called for in claim 1 of U.S. Patent
18 No. 10,393,034.
- 19 b. Dependent claim 3 by specifically including all the aforementioned
20 elements of claim 1 and, in addition, the switch actuates the liquid cutoff
21 solenoid to enable changing engine operation between the liquid fuel and
22 the gaseous fuel, so as to prevent fuel flow from the liquid fuel source and
23 the gaseous fuel source simultaneously and allow switching between fuel
24 sources on-the-fly during engine operation, as called for in claim 3 of U.S.
25 Patent No. 10,393,034.
- 26 c. Dependent claim 5 by specifically including all the aforementioned
27 elements of claim 1 and, in addition, the engine is a dual fuel engine that
28

1 operates on gasoline from the liquid fuel source and LPG from the gaseous
2 fuel source, as called for in claim 5 of U.S. Patent No. 10,393,034.

3 d. Dependent claim 6 by specifically including all the aforementioned
4 elements of claim 1 and, in addition, activating the gaseous cutoff
5 simultaneously activates the liquid cutoff solenoid, as called for in claim 6
6 of U.S. Patent No. 10,393,034.

7 e. Dependent claim 7 by specifically including all the aforementioned
8 elements of claim 1 and, in addition, the liquid cutoff solenoid is selectively
9 operable to cut off fuel flow from the float bowl to a nozzle in a venturi of
10 the carburetor upstream from a throttle for the engine, as called for in claim
11 7 of U.S. Patent No. 10,393,034.

12 f. Dependent claim 8 by specifically including all the aforementioned
13 elements of claim 1 and, in addition, the carburetor connects the gaseous
14 fuel source to the intake, as called for in claim 8 of U.S. Patent
15 No. 10,393,034.

16 g. Dependent claim 9 by specifically including all the aforementioned
17 elements of claim 1 and, in addition, a liquid fuel valve positioned on a
18 liquid fuel line coupling the liquid fuel source to the carburetor to open and
19 close the liquid fuel source to the engine, as called for in claim 9 of U.S.
20 Patent No. 10,393,034.

21 h. Independent claim 18 by specifically including a multi-fuel internal
22 combustion engine comprising an engine operable on liquid fuel supplied
23 through a liquid fuel line from a liquid fuel source and gaseous fuel supplied
24 through a gaseous fuel line from a pressurized fuel source; a carburetor
25 coupled to an intake of the engine to mix air and fuel and connect to the
26 liquid fuel line and the gaseous fuel line; a carburetor cutoff solenoid
27 coupled to control fuel flow within the carburetor from the liquid fuel line
28 and selectively engage engine operation on liquid fuel; and a gaseous fuel

1 valve coupled to control fuel flow through the gaseous fuel line and
2 selectively engage engine operation on gaseous fuel, as called for in claim
3 18 of U.S. Patent No. 10,393,034.

4 Therefore, each of the foregoing Westinghouse generator models listed in Paragraph 27(a)–(k)
5 infringes at least claims 1, 3, 5–9, and 18 of U.S. Patent No. 10,393,034.

6 29. Champion has acquired and inspected Westinghouse generator model WGen
7 12000DFc that Defendants have been and are making, using, selling, or offering for sale within
8 the United States, or importing into the United States, and that infringe one or more claims of U.S.
9 Patent No. 10,393,034.

10 30. Upon acquisition, disassembly as needed, review of owner’s manuals and electrical
11 schematics, and inspection, it was determined that the foregoing Westinghouse generator model
12 includes all of the elements of at least claims 11 and 12 of U.S. Patent No. 10,393,034. The
13 foregoing Westinghouse generator model infringes:

- 14 a. Independent claim 11 by specifically including a multi-fuel generator and
15 fuel delivery system comprising a multi-fuel internal combustion engine
16 configured to operate on a liquid fuel supplied from a liquid fuel source
17 through a liquid fuel line and a gaseous fuel supplied from a pressurized
18 fuel source through a gaseous fuel line; an alternator driven by the multi-
19 fuel internal combustion engine; a fuel regulator system comprising a
20 primary pressure regulator coupled to a service valve of the pressurized fuel
21 source to regulate fuel supplied from the pressurized fuel source to a
22 reduced pressure, and a secondary pressure regulator coupled to the primary
23 pressure regulator to regulate fuel supplied from the primary pressure
24 regulator to a desired pressure for delivery through the gaseous fuel line to
25 operate the engine; and an electro-mechanical valve system coupled to the
26 engine and operated by an electrical switch powered by one of the
27 alternator, a battery, and a magneto that controls fuel flow to the engine
28

1 from the liquid fuel source and the pressurized fuel source, as called for in
2 claim 11 of U.S. Patent No. 10,393,034.

- 3 b. Dependent claim 12 by specifically including all the aforementioned
4 elements of claim 11 and, in addition, the electro-mechanical valve system
5 is configured to switch operation of the generator from multiple fuel sources
6 while the generator is running, as called for in claim 12 of U.S. Patent No.
7 10,393,034.

8 Therefore, Westinghouse Model WGen 12000DFc infringes at least claims 11 and 12 of U.S.
9 Patent No. 10,393,034.

10 31. Upon information and belief, Defendants have been and are now making, using,
11 selling, or offering for sale within the United States, or importing into the United States, the
12 following additional generator model:

- 13 a. Model WGen 12000DF, a multi-fuel Generator.

14 32. Upon review of the owner's manual of the WGen 12500DFc generator and the
15 owner's manual for the WGen 12000DF, including review of images and electrical schematics, it
16 was determined that the Westinghouse Model WGen 12000DF generator includes all of the
17 elements of at least claims 11 and 12 of U.S. Patent No. 10,393,034. The foregoing Westinghouse
18 generator model infringes:

- 19 a. Independent claim 11 by specifically including a multi-fuel generator and
20 fuel delivery system comprising a multi-fuel internal combustion engine
21 configured to operate on a liquid fuel supplied from a liquid fuel source
22 through a liquid fuel line and a gaseous fuel supplied from a pressurized
23 fuel source through a gaseous fuel line; an alternator driven by the
24 multi-fuel internal combustion engine; a fuel regulator system comprising a
25 primary pressure regulator coupled to a service valve of the pressurized fuel
26 source to regulate fuel supplied from the pressurized fuel source to a
27 reduced pressure, and a secondary pressure regulator coupled to the primary
28 pressure regulator to regulate fuel supplied from the primary pressure

1 regulator to a desired pressure for delivery through the gaseous fuel line to
2 operate the engine; and an electro-mechanical valve system coupled to the
3 engine and operated by an electrical switch powered by one of the
4 alternator, a battery, and a magneto that controls fuel flow to the engine
5 from the liquid fuel source and the pressurized fuel source, as called for in
6 claim 11 of U.S. Patent No. 10,393,034.

7 b. Dependent claim 12 by specifically including all the aforementioned
8 elements of claim 11 and, in addition, the electro-mechanical valve system
9 is configured to switch operation of the generator from multiple fuel sources
10 while the generator is running, as called for in claim 12 of U.S. Patent
11 No. 10,393,034.

12 Therefore, Westinghouse generator WGen 1200DF infringes at least claims 11 and 12 of U.S.
13 Patent No. 10,393,034.

14 33. Champion has no adequate remedy at law against Defendants for infringement and
15 will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined from
16 their infringement of U.S. Patent No. 10,393,034.

17 34. Upon information and belief, Defendants' infringement has been willful, deliberate,
18 and with knowledge of Champion's rights under U.S. Patent No. 10,393,034.

19 35. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
20 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)
21 license by Defendants of Champion's patents, Defendants have monitored Champion's patents and
22 published patent applications and had actual notice of all of Champion's patents and published
23 patent applications as of their publication dates.

24 36. Defendants, by way of their infringing activity, have caused and continue to cause
25 Champion to suffer damages in an amount to be determined at trial.

26 **COUNT II: INFRINGEMENT OF U.S. PATENT NO. 11,143,120**

27 37. Paragraphs 1 through 36 are incorporated by reference as if fully set forth herein.
28

1 38. U.S. Patent No. 11,143,120 is titled “FUEL SYSTEM FOR A MULTI-FUEL
2 INTERNAL COMBUSTION ENGINE.” U.S. Patent No. 11,143,120 was duly and legally issued
3 on October 12, 2021. A true and correct copy of U.S. Patent No. 11,143,120 is attached as Exhibit
4 B.

5 39. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
6 Patent No. 11,143,120 and possesses all rights of recovery under the patent, including the right to
7 recover damages for past infringement.

8 40. Champion has acquired and inspected the following Westinghouse generator
9 models that Defendants have been and are making, using, selling, or offering for sale within the
10 United States, or importing into the United States, and that infringe one or more claims of U.S.
11 Patent No. 11,143,120:

- 12 a. Model WGen 3600DFc, a multi-fuel Generator;
- 13 b. Model iGen 4500DF, a multi-fuel Generator;
- 14 c. Model WGen 9500DFc, a multi-fuel Generator;
- 15 d. Model WGen 5300DFc, a multi-fuel Generator;
- 16 e. Model WGen 7500DF, a multi-fuel Generator;
- 17 f. Model WGen 10500TFc, a multi-fuel Generator;
- 18 g. Model WGen 9500TFc, a multi-fuel Generator; and
- 19 h. Model WGen 11500TFc, a multi-fuel Generator.

20 41. Upon acquisition, disassembly as needed, review of the owner’s manual and
21 electrical schematics, and inspection, it was determined that the foregoing Westinghouse generator
22 models include all of the elements of at least claims 12, 18, and 19 of U.S. Patent No. 11,143,120.
23 The foregoing Westinghouse generator models infringe:

- 24 a. Independent claim 12 by specifically including a multi-fuel generator and
25 fuel delivery system having a multi-fuel internal combustion engine
26 configured to operate on a liquid fuel supplied from a liquid fuel source
27 through a liquid fuel line and a gaseous fuel supplied from a pressurized
28 fuel source through a gaseous fuel line, an alternator driven by the multi-fuel

1 internal combustion engine, and a fuel regulator system including a primary
2 pressure regulator coupled to a service valve of a pressurized fuel source to
3 regulate fuel supplied from the pressurized fuel source to a reduced pressure
4 and a secondary pressure regulator coupled to the primary pressure
5 regulator to regulate fuel supplied from the primary pressure regulator to a
6 desired pressure for delivery through the gaseous fuel line to operate the
7 engine, as called for in claim 12 of U.S. Patent No. 11,143,120.

8 b. Independent claim 18 by specifically including a carburetor for use in a
9 multi-fuel internal combustion engine, the carburetor comprising: a throat
10 in which fuel and air are mixed in throat to provide an air-fuel mixture for
11 the multi-fuel internal combustion engine; a valve located in the throat to
12 provide a choke and throttle for the multi-fuel internal combustion engine;
13 a float bowl to hold liquid fuel; a main fuel circuit positioned downstream
14 from the float bowl and extending from the float bowl to the throat; an idle
15 fuel circuit that provides a flow path to the throat downstream of the throttle
16 to run the engine at idle; and a carburetor cutoff solenoid configured to
17 selectively control fuel flow through the main fuel circuit and the idle fuel
18 circuit, as called for in claim 18 of U.S. Patent No. 11,143,120.

19 c. Dependent claim 19 by specifically including all the aforementioned
20 elements of claim 18 and, in addition, wherein the carburetor cutoff solenoid
21 is operatively coupled to a switch that changes operation of the engine from
22 liquid fuel to gaseous fuel and from gaseous fuel to liquid fuel while the
23 engine is running, and wherein the carburetor cutoff solenoid is closed to
24 stop liquid fuel flow through the main fuel circuit and the idle fuel circuit
25 when the switch changes operation of the engine from liquid fuel to gaseous
26 fuel, as called for in claim 19 of U.S. Patent No. 11,143,120.

27 Therefore, each of the foregoing Westinghouse generator models listed in Paragraph 40 (a)–(h)
28 infringes at least claims 12, 18, and 19 of U.S. Patent No. 11,143,120.

1 42. Upon information and belief, Defendants have been and are now making, using,
2 selling, or offering for sale within the United States, or importing into the United States, the
3 following additional generator models:

- 4 a. Model WGen 3600DF, a multi-fuel Generator;
- 5 b. Model WGen 5300DF, a multi-fuel Generator;
- 6 c. Model WGen 7500DFc, a multi-fuel Generator;
- 7 d. Model WGen 9500DF, a multi-fuel Generator;
- 8 e. Model iGen 4500DFc, a multi-fuel Generator;
- 9 f. Model iGen 4500DFcv, a multi-fuel Generator;
- 10 g. Model iGen 5000DF, a multi-fuel Generator; and
- 11 h. Model iGen 5000DFc, a multi-fuel Generator.

12 43. Upon review of images and the owner's manuals of the foregoing Westinghouse
13 generator models and comparisons of the images and owner's manuals of the foregoing
14 Westinghouse generator models to those of the Westinghouse generator models listed in Paragraph
15 40, it was determined that the foregoing Westinghouse generator models include all of the elements
16 of at least claims 12, 18 and 19 of U.S. Patent No. 11,143,120. The foregoing Westinghouse
17 generator models infringe:

- 18 a. Independent claim 12 by specifically including a multi-fuel generator and
19 fuel delivery system having a multi-fuel internal combustion engine
20 configured to operate on a liquid fuel supplied from a liquid fuel source
21 through a liquid fuel line and a gaseous fuel supplied from a pressurized
22 fuel source through a gaseous fuel line, an alternator driven by the multi-fuel
23 internal combustion engine, and a fuel regulator system including a primary
24 pressure regulator coupled to a service valve of a pressurized fuel source to
25 regulate fuel supplied from the pressurized fuel source to a reduced pressure
26 and a secondary pressure regulator coupled to the primary pressure
27 regulator to regulate fuel supplied from the primary pressure regulator to a
28

1 desired pressure for delivery through the gaseous fuel line to operate the
2 engine, as called for in claim 12 of U.S. Patent No. 11,143,120.

3 b. Independent claim 18 by specifically including a carburetor for use in a
4 multi-fuel internal combustion engine, the carburetor comprising: a throat
5 in which fuel and air are mixed in throat to provide an air-fuel mixture for
6 the multi-fuel internal combustion engine; a valve located in the throat to
7 provide a choke and throttle for the multi-fuel internal combustion engine;
8 a float bowl to hold liquid fuel; a main fuel circuit positioned downstream
9 from the float bowl and extending from the float bowl to the throat; an idle
10 fuel circuit that provides a flow path to the throat downstream of the throttle
11 to run the engine at idle; and a carburetor cutoff solenoid configured to
12 selectively control fuel flow through the main fuel circuit and the idle fuel
13 circuit, as called for in claim 18 of U.S. Patent No. 11,143,120.

14 c. Dependent claim 19 by specifically including all the aforementioned
15 elements of claim 18 and, in addition, wherein the carburetor cutoff solenoid
16 is operatively coupled to a switch that changes operation of the engine from
17 liquid fuel to gaseous fuel and from gaseous fuel to liquid fuel while the
18 engine is running, and wherein the carburetor cutoff solenoid is closed to
19 stop liquid fuel flow through the main fuel circuit and the idle fuel circuit
20 when the switch changes operation of the engine from liquid fuel to gaseous
21 fuel, as called for in claim 19 of U.S. Patent No. 11,143,120.

22 Therefore, each of the foregoing Westinghouse generator models listed in Paragraph 42(a)–(h)
23 infringes at least claims 12, 18, and 19 of U.S. Patent No. 11,143,120.

24 44. Champion has acquired and inspected the following Westinghouse generator model
25 that Defendants have been and are making, using, selling, or offering for sale within the United
26 States, or importing into the United States, and that infringe one or more claims of U.S. Patent No.
27 11,143,120:

28 a. Model WGen5300DFv, a multi-fuel Generator.

1 45. Upon acquisition, disassembly as needed, review of the owner's manual and
2 electrical schematics, and inspection, it was determined that Westinghouse Model WGen 5300DFv
3 includes all of the elements of at least claim 12 of U.S. Patent No. 11,143,120. The foregoing
4 Westinghouse generator model infringes:

- 5 a. Independent claim 12 by specifically including a multi-fuel generator and
6 fuel delivery system having a multi-fuel internal combustion engine
7 configured to operate on a liquid fuel supplied from a liquid fuel source
8 through a liquid fuel line and a gaseous fuel supplied from a pressurized
9 fuel source through a gaseous fuel line, an alternator driven by the multi-fuel
10 internal combustion engine, and a fuel regulator system including a primary
11 pressure regulator coupled to a service valve of a pressurized fuel source to
12 regulate fuel supplied from the pressurized fuel source to a reduced pressure
13 and a secondary pressure regulator coupled to the primary pressure
14 regulator to regulate fuel supplied from the primary pressure regulator to a
15 desired pressure for delivery through the gaseous fuel line to operate the
16 engine, as called for in claim 12 of U.S. Patent No. 11,143,120.

17 Therefore, the foregoing Westinghouse generator model listed in Paragraph 44 infringes at least
18 claim 12 of U.S. Patent No. 11,143,120.

19 46. Upon information and belief, Defendants have been and are now making, using,
20 selling, or offering for sale within the United States, or importing into the United States, the
21 following additional generator models:

- 22 a. Model WGen 3600DFcv, a multi-fuel Generator;
23 b. Model WGen 3600DFv, a multi-fuel Generator; and
24 c. Model WGen 5300DFcv, a multi-fuel Generator.

25 47. Upon review of images and the owner's manuals of the foregoing Westinghouse
26 generator models and comparisons of the images and owner's manuals of the foregoing
27 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph
28 44, it was determined that the foregoing Westinghouse generator models include all of the elements

1 of at least claim 12 of U.S. Patent No. 11,143,120. The foregoing Westinghouse generator models
2 infringe:

- 3 a. Independent claim 12 by specifically including a multi-fuel generator and
4 fuel delivery system having a multi-fuel internal combustion engine
5 configured to operate on a liquid fuel supplied from a liquid fuel source
6 through a liquid fuel line and a gaseous fuel supplied from a pressurized
7 fuel source through a gaseous fuel line, an alternator driven by the multi-fuel
8 internal combustion engine, and a fuel regulator system including a primary
9 pressure regulator coupled to a service valve of a pressurized fuel source to
10 regulate fuel supplied from the pressurized fuel source to a reduced pressure
11 and a secondary pressure regulator coupled to the primary pressure
12 regulator to regulate fuel supplied from the primary pressure regulator to a
13 desired pressure for delivery through the gaseous fuel line to operate the
14 engine, as called for in claim 12 of U.S. Patent No. 11,143,120.

15 Therefore, each of the foregoing Westinghouse generator models listed in Paragraph 46 (a)–(c)
16 infringes at least claim 12 of U.S. Patent No. 11,143,120.

17 48. Champion has acquired and inspected the following Westinghouse generator model
18 that Defendants have been and are making, using, selling, or offering for sale within the United
19 States, or importing into the United States, and that infringe one or more claims of U.S. Patent
20 No. 11,143,120:

- 21 a. Model WGen 12000DFc, a multi-fuel Generator.

22 49. Upon acquisition, disassembly as needed, review of the owner’s manual and
23 electrical schematics, and inspection, it was determined that Westinghouse Model WGen
24 12000DFC includes all of the elements of at least claims 12, 13, 14, 18, and 19 of U.S. Patent No.
25 11,143,120. The foregoing Westinghouse generator model infringes:

- 26 a. Independent claim 12 by specifically including a multi-fuel generator and
27 fuel delivery system having a multi-fuel internal combustion engine
28 configured to operate on a liquid fuel supplied from a liquid fuel source

1 through a liquid fuel line and a gaseous fuel supplied from a pressurized
2 fuel source through a gaseous fuel line, an alternator driven by the multi-fuel
3 internal combustion engine, and a fuel regulator system including a primary
4 pressure regulator coupled to a service valve of a pressurized fuel source to
5 regulate fuel supplied from the pressurized fuel source to a reduced pressure
6 and a secondary pressure regulator coupled to the primary pressure
7 regulator to regulate fuel supplied from the primary pressure regulator to a
8 desired pressure for delivery through the gaseous fuel line to operate the
9 engine, as called for in claim 12 of U.S. Patent No. 11,143,120.

10 b. Dependent claim 13 by specifically including all the aforementioned
11 elements of claim 12 and, in addition, wherein an electro-mechanical valve
12 system coupled to the engine and operated by an electrical switch powered
13 by one of the alternator, a battery, and a magneto that controls fuel flow to
14 the engine from the liquid fuel source and the pressurized fuel source, as
15 called for in claim 13 of U.S. Patent No. 11,143,120.

16 c. Dependent claim 14 by specifically including all the aforementioned
17 elements of claim 13 and, in addition, wherein the electro-mechanical valve
18 system is configured to switch operation of the generator from multiple fuel
19 sources while the generator is running, as called for in claim 14 of U.S.
20 Patent No. 11,143,120.

21 d. Independent claim 18 by specifically including a carburetor for use in a
22 multi-fuel internal combustion engine, the carburetor comprising: a throat
23 in which fuel and air are mixed in throat to provide an air-fuel mixture for
24 the multi-fuel internal combustion engine; a valve located in the throat to
25 provide a choke and throttle for the multi-fuel internal combustion engine;
26 a float bowl to hold liquid fuel; a main fuel circuit positioned downstream
27 from the float bowl and extending from the float bowl to the throat; an idle
28 fuel circuit that provides a flow path to the throat downstream of the throttle

1 to run the engine at idle; and a carburetor cutoff solenoid configured to
2 selectively control fuel flow through the main fuel circuit and the idle fuel
3 circuit, as called for in claim 18 of U.S. Patent No. 11,143,120.

4 e. Dependent claim 19 by specifically including all the aforementioned
5 elements of claim 18 and, in addition, wherein the carburetor cutoff solenoid
6 is operatively coupled to a switch that changes operation of the engine from
7 liquid fuel to gaseous fuel and from gaseous fuel to liquid fuel while the
8 engine is running, and wherein the carburetor cutoff solenoid is closed to
9 stop liquid fuel flow through the main fuel circuit and the idle fuel circuit
10 when the switch changes operation of the engine from liquid fuel to gaseous
11 fuel, as called for in claim 19 of U.S. Patent No. 11,143,120.

12 Therefore, the foregoing Westinghouse generator model listed in Paragraph 48 infringes at least
13 claims 12, 13, 14, 18, and 19 of U.S. Patent No. 11,143,120.

14 50. Upon information and belief, Defendants have been and are now making, using,
15 selling, or offering for sale within the United States, or importing into the United States, the
16 following additional generator model:

17 a. Model WGen 12000DF, a multi-fuel Generator.

18 51. Upon review of images and the owner's manuals of the foregoing Westinghouse
19 generator model and comparisons of the images and owner's manuals of the foregoing
20 Westinghouse generator model to those of the Westinghouse generator model listed in Paragraph
21 48, it was determined that the foregoing Westinghouse generator model includes all of the elements
22 of at least claims 12, 13, 14, 18, and 19 of U.S. Patent No. 11,143,120. The foregoing
23 Westinghouse generator model infringes:

24 a. Independent claim 12 by specifically including a multi-fuel generator and
25 fuel delivery system having a multi-fuel internal combustion engine
26 configured to operate on a liquid fuel supplied from a liquid fuel source
27 through a liquid fuel line and a gaseous fuel supplied from a pressurized
28 fuel source through a gaseous fuel line, an alternator driven by the multi-fuel

1 internal combustion engine, and a fuel regulator system including a primary
2 pressure regulator coupled to a service valve of a pressurized fuel source to
3 regulate fuel supplied from the pressurized fuel source to a reduced pressure
4 and a secondary pressure regulator coupled to the primary pressure
5 regulator to regulate fuel supplied from the primary pressure regulator to a
6 desired pressure for delivery through the gaseous fuel line to operate the
7 engine, as called for in claim 12 of U.S. Patent No. 11,143,120.

8 b. Dependent claim 13 by specifically including all the aforementioned
9 elements of claim 12 and, in addition, wherein an electro-mechanical valve
10 system coupled to the engine and operated by an electrical switch powered
11 by one of the alternator, a battery, and a magneto that controls fuel flow to
12 the engine from the liquid fuel source and the pressurized fuel source, as
13 called for in claim 13 of U.S. Patent No. 11,143,120.

14 c. Dependent claim 14 by specifically including all the aforementioned
15 elements of claim 13 and, in addition, wherein the electro-mechanical valve
16 system is configured to switch operation of the generator from multiple fuel
17 sources while the generator is running, as called for in claim 14 of U.S.
18 Patent No. 11,143,120.

19 d. Independent claim 18 by specifically including a carburetor for use in a
20 multi-fuel internal combustion engine, the carburetor comprising: a throat
21 in which fuel and air are mixed in throat to provide an air-fuel mixture for
22 the multi-fuel internal combustion engine; a valve located in the throat to
23 provide a choke and throttle for the multi-fuel internal combustion engine;
24 a float bowl to hold liquid fuel; a main fuel circuit positioned downstream
25 from the float bowl and extending from the float bowl to the throat; an idle
26 fuel circuit that provides a flow path to the throat downstream of the throttle
27 to run the engine at idle; and a carburetor cutoff solenoid configured to
28

1 selectively control fuel flow through the main fuel circuit and the idle fuel
2 circuit, as called for in claim 18 of U.S. Patent No. 11,143,120.

3 e. Dependent claim 19 by specifically including all the aforementioned
4 elements of claim 18 and, in addition, wherein the carburetor cutoff solenoid
5 is operatively coupled to a switch that changes operation of the engine from
6 liquid fuel to gaseous fuel and from gaseous fuel to liquid fuel while the
7 engine is running, and wherein the carburetor cutoff solenoid is closed to
8 stop liquid fuel flow through the main fuel circuit and the idle fuel circuit
9 when the switch changes operation of the engine from liquid fuel to gaseous
10 fuel, as called for in claim 19 of U.S. Patent No. 11,143,120.

11 Therefore, the foregoing Westinghouse generator model listed in Paragraph 50 infringes at least
12 claims 12, 13, 14, 18, and 19 of U.S. Patent No. 11,143,120.

13 52. Champion has no adequate remedy at law against Defendants' acts of infringement
14 and will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined
15 from their infringement of U.S. Patent No. 11,143,120.

16 53. Upon information and belief, Defendants' infringement has been willful, deliberate,
17 and with knowledge of Champion's rights under U.S. Patent No. 11,143,120.

18 54. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
19 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)
20 license by Defendants of Champion's patents, Defendants have monitored Champion's patents and
21 published patent applications and had actual notice of all of Champion's patents and published
22 patent applications as of their publication dates.

23 55. Defendants, by way of their infringing activity, have caused and continue to cause
24 Champion to suffer damages in an amount to be determined at trial.

25 **COUNT III: INFRINGEMENT OF U.S. PATENT NO. 11,492,985**

26 56. Paragraphs 1 through 55 are incorporated by reference as if fully set forth herein.
27
28

1 57. U.S. Patent No. 11,492,985 is titled “OFF-BOARD FUEL REGULATOR FOR
2 GENERATOR ENGINE.” U.S. Patent No. 11,492,985 was duly and legally issued on November
3 8, 2022. A true and correct copy of U.S. Patent No. 11,492,985 is attached as Exhibit C.

4 58. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
5 Patent No. 11,492,985 and possesses all rights of recovery under the patent, including the right to
6 recover damages for past infringement.

7 59. Champion has acquired and inspected the following Westinghouse generator model
8 that Defendants have been and are making, using, selling, or offering for sale within the United
9 States, or importing into the United States, and that infringe one or more claims of U.S. Patent No.
10 11,492,985:

- 11 a. Model WGen 3600DFc, a multi-fuel Generator;
- 12 b. Model WGen 5300DFv, a multi-fuel Generator;
- 13 c. Model WGen 9500DFc, a multi-fuel Generator;
- 14 d. Model WGen 5300DFc, a multi-fuel Generator;
- 15 e. Model WGen 7500DF, a multi-fuel Generator;
- 16 f. Model WGen 10500TFc, a multi-fuel Generator;
- 17 g. Model WGen 9500TFc, a multi-fuel Generator; and
- 18 h. Model WGen 11500TFC, a multi-fuel Generator.

19 60. Upon acquisition, disassembly as needed, review of the owner’s manual and
20 electrical schematics, and inspection, it was determined that the aforementioned generator models
21 include all of the elements of at least claims 16 and 17 of U.S. Patent No. 11,492,985. The
22 foregoing generator models infringe:

- 23 a. Independent claim 16 by specifically including a dual fuel generator and
24 fuel delivery system having a dual fuel generator configured to operate on
25 a liquid fuel supplied from a liquid fuel source through a liquid fuel line and
26 a gaseous fuel supplied from a pressurized fuel source through a gaseous
27 fuel line; and a fuel regulator system located off board a dual fuel generator,
28 including a primary pressure regulator coupled to a service valve of a

1 pressurized fuel source, configured to regulate the gaseous fuel supplied
2 from the pressurized fuel source in the first stage, the gaseous fuel regulated
3 down to a first reduced pressure in the first stage and regulate the gaseous
4 fuel output from the first stage in the second stage, the first reduced pressure
5 gaseous fuel from the first stage being regulated down to a second reduced
6 pressure in the second stage for delivery through the gaseous fuel line to
7 operate the generator, wherein the fuel regulator system outputs gaseous
8 fuel to the generator for operation of the engine at the second reduced
9 pressure, as called for in claim 16 of U.S. Patent No. 11,492,985.

- 10 b. Dependent claim 17 by specifically including all the aforementioned
11 elements of claim 16 and, in addition, wherein the primary and secondary
12 pressure regulators are integral components of a dual stage pressure
13 regulator, as called for in claim 17 of U.S. Patent No. 11,492,985.

14 Therefore, the aforementioned generator models in Paragraph 59(a)–(h) infringe at least claims 16
15 and 17 of U.S. Patent No. 11,492,985.

16 61. Upon acquisition, disassembly as needed, review of the owner’s manual and
17 electrical schematics, and inspection, it was determined that Westinghouse generator model iGen
18 4500DF includes all of the elements of at least claims 1, 4, 5, 6, 11, and 16 of U.S. Patent No.
19 11,492,985. Model iGen 4500DF infringes:

- 20 a. Independent claim 1 by specifically including a generator and fuel delivery
21 system comprising a generator free of any pressure regulator and configured
22 to operate on a gaseous fuel supplied from a pressurized fuel source through
23 a gaseous fuel line; a fuel regulator system located off-board the generator
24 and comprising a first stage and a second stage, the fuel regulator system
25 configured to: regulate the gaseous fuel supplied from the pressurized fuel
26 source in the first stage, the gaseous fuel regulated down to a reduced
27 pressure in the first stage; and regulate the reduced pressure gaseous fuel in
28 the second stage, the reduced pressure gaseous fuel from the first stage

1 regulated down to a desired pressure in the second stage for delivery
2 through the gaseous fuel line to operate the generator, as called for in claim
3 1 of U.S. Patent No. 11,492,985.

4 b. Dependent claim 4 by specifically including all the aforementioned
5 elements of claim 1 and, in addition, wherein the generator comprises a dual
6 fuel generator configured to operate on the gaseous fuel and on a liquid fuel,
7 the liquid fuel supplied from a liquid fuel source through a liquid fuel line,
8 as called for in claim 4 of U.S. Patent No. 11,492,985.

9 c. Dependent claim 5 by specifically including all the aforementioned
10 elements of claim 4 and, in addition, a mechanical fuel valve actuatable
11 between a first position and a second position to selectively control fuel
12 flow to the dual fuel generator from the liquid fuel source through the liquid
13 fuel line and the pressurized fuel source through the gaseous fuel line, as
14 called for in claim 5 of U.S. Patent No. 11,492,985.

15 d. Dependent claim 6 by specifically including all the aforementioned
16 elements of claim 5 and, in addition, a fuel lockout apparatus coupled to the
17 mechanical fuel valve; wherein, when the mechanical fuel valve is in the
18 first position, the fuel lockout apparatus communicates the liquid fuel
19 source to the dual fuel generator and prevents the pressurized fuel source
20 from coupling to the dual fuel generator; and wherein, when the mechanical
21 fuel valve is in the second position, the fuel lockout apparatus permits the
22 pressurized fuel source to couple to the dual fuel generator and interrupts
23 the liquid fuel source communication with the dual fuel generator, as called
24 for in claim 6 of U.S. Patent No. 11,492,985.

25 e. Independent claim 11 by specifically including a generator and fuel delivery
26 system comprising: a generator comprising an engine configured to operate
27 on a gaseous fuel supplied from a pressurized fuel source through a gaseous
28 fuel line; a fuel regulator system located off-board the generator and

1 comprising a first stage and a second stage, the fuel regulator system
2 configured to: regulate the gaseous fuel supplied from the pressurized fuel
3 source in the first stage, the gaseous fuel regulated down to a first reduced
4 pressure in the first stage; and regulate the gaseous fuel output from the first
5 stage in the second stage, the first reduced pressure gaseous fuel from the
6 first stage being regulated down to a second reduced pressure in the second
7 stage for delivery through the gaseous fuel line to operate the generator;
8 wherein the fuel regulator system outputs gaseous fuel to the generator for
9 operation of the engine at the second reduced pressure, as called for in claim
10 11 of U.S. Patent No. 11,492,985.

11 f. Independent claim 16 by specifically including a dual fuel generator and
12 fuel delivery system comprising: a dual fuel generator configured to operate
13 on a liquid fuel supplied from a liquid fuel source through a liquid fuel line
14 and a gaseous fuel supplied from a pressurized fuel source through a
15 gaseous fuel line; a fuel regulator system located off board the dual fuel
16 generator, the fuel regulator system comprising: a primary pressure
17 regulator coupled to a service valve of the pressurized fuel source and
18 configured to regulate the fuel supplied from the pressurized fuel source to
19 a first reduced pressure; and a secondary pressure regulator coupled to the
20 primary pressure regulator and configured to regulate the gaseous fuel
21 supplied from the primary pressure regulator down from the first reduced
22 pressure to a second reduced pressure for delivery through the gaseous fuel
23 line to operate the dual fuel generator; wherein the fuel regulator system
24 outputs gaseous fuel to the dual fuel generator for operation thereof at the
25 second reduced pressure, as called for in claim 16 of U.S. Patent No.
26 11,492,985.

27 Therefore, Westinghouse Model iGen 4500DF infringes at least claims 1, 4, 5, 6, 11, and 16 of
28 U.S. Patent No. 11,492,985.

1 62. Upon information and belief, Defendants have been and are now making, using,
2 selling, or offering for sale within the United States, or importing into the United States, the
3 following additional generator model:

- 4 a. Model iGen 4500DFc, a multi-fuel Generator;
- 5 b. Model iGen 4500DFcv, a multi-fuel Generator;
- 6 c. Model iGen 5000DF, a multi-fuel Generator; and
- 7 d. Model iGen 5000DFc, a multi-fuel Generator.

8 63. Upon review of images and the owner’s manuals of the foregoing Westinghouse
9 generator models and comparisons of the images and owner’s manuals of the foregoing
10 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph
11 61, it was determined that the foregoing Westinghouse generator models include all of the elements
12 of at least claims 1, 4, 5, 6, 11, and 16 of U.S. Patent No. 11,492,985. The foregoing Westinghouse
13 generator models infringe:

- 14 a. Independent claim 1 by specifically including a generator and fuel delivery
15 system comprising a generator free of any pressure regulator and configured
16 to operate on a gaseous fuel supplied from a pressurized fuel source through
17 a gaseous fuel line; a fuel regulator system located off-board the generator
18 and comprising a first stage and a second stage, the fuel regulator system
19 configured to: regulate the gaseous fuel supplied from the pressurized fuel
20 source in the first stage, the gaseous fuel regulated down to a reduced
21 pressure in the first stage; and regulate the reduced pressure gaseous fuel in
22 the second stage, the reduced pressure gaseous fuel from the first stage
23 regulated down to a desired pressure in the second stage for delivery
24 through the gaseous fuel line to operate the generator, as called for in claim
25 1 of U.S. Patent No. 11,492,985.
- 26 b. Dependent claim 4 by specifically including all the aforementioned
27 elements of claim 1 and, in addition, wherein the generator comprises a dual
28 fuel generator configured to operate on the gaseous fuel and on a liquid fuel,

1 the liquid fuel supplied from a liquid fuel source through a liquid fuel line,
2 as called for in claim 4 of U.S. Patent No. 11,492,985.

3 c. Dependent claim 5 by specifically including all the aforementioned
4 elements of claim 4 and, in addition, a mechanical fuel valve actuatable
5 between a first position and a second position to selectively control fuel
6 flow to the dual fuel generator from the liquid fuel source through the liquid
7 fuel line and the pressurized fuel source through the gaseous fuel line, as
8 called for in claim 5 of U.S. Patent No. 11,492,985.

9 d. Dependent claim 6 by specifically including all the aforementioned
10 elements of claim 5 and, in addition, a fuel lockout apparatus coupled to the
11 mechanical fuel valve; wherein, when the mechanical fuel valve is in the
12 first position, the fuel lockout apparatus communicates the liquid fuel
13 source to the dual fuel generator and prevents the pressurized fuel source
14 from coupling to the dual fuel generator; and wherein, when the mechanical
15 fuel valve is in the second position, the fuel lockout apparatus permits the
16 pressurized fuel source to couple to the dual fuel generator and interrupts
17 the liquid fuel source communication with the dual fuel generator, as called
18 for in claim 6 of U.S. Patent No. 11,492,985.

19 e. Independent claim 11 by specifically including a generator and fuel delivery
20 system comprising: a generator comprising an engine configured to operate
21 on a gaseous fuel supplied from a pressurized fuel source through a gaseous
22 fuel line; a fuel regulator system located off-board the generator and
23 comprising a first stage and a second stage, the fuel regulator system
24 configured to: regulate the gaseous fuel supplied from the pressurized fuel
25 source in the first stage, the gaseous fuel regulated down to a first reduced
26 pressure in the first stage; and regulate the gaseous fuel output from the first
27 stage in the second stage, the first reduced pressure gaseous fuel from the
28 first stage being regulated down to a second reduced pressure in the second

1 stage for delivery through the gaseous fuel line to operate the generator;
2 wherein the fuel regulator system outputs gaseous fuel to the generator for
3 operation of the engine at the second reduced pressure, as called for in claim
4 11 of U.S. Patent No. 11,492,985.

5 f. Independent claim 16 by specifically including a dual fuel generator and
6 fuel delivery system comprising: a dual fuel generator configured to operate
7 on a liquid fuel supplied from a liquid fuel source through a liquid fuel line
8 and a gaseous fuel supplied from a pressurized fuel source through a
9 gaseous fuel line; a fuel regulator system located off board the dual fuel
10 generator, the fuel regulator system comprising: a primary pressure
11 regulator coupled to a service valve of the pressurized fuel source and
12 configured to regulate the fuel supplied from the pressurized fuel source to
13 a first reduced pressure; and a secondary pressure regulator coupled to the
14 primary pressure regulator and configured to regulate the gaseous fuel
15 supplied from the primary pressure regulator down from the first reduced
16 pressure to a second reduced pressure for delivery through the gaseous fuel
17 line to operate the dual fuel generator; wherein the fuel regulator system
18 outputs gaseous fuel to the dual fuel generator for operation thereof at the
19 second reduced pressure, as called for in claim 16 of U.S. Patent No.
20 11,492,985.

21 Therefore, the foregoing generator models listed in Paragraph 62(a)–(d) infringes at least claims
22 1, 4, 5, 6, 11, and 16 of U.S. Patent No. 11,492,985.

23 64. Upon information and belief, Defendants have been and are now making, using,
24 selling, or offering for sale within the United States, or importing into the United States, the
25 following additional generator model:

- 26 a. Model WGen 3600DF, a multi-fuel Generator;
- 27 b. Model WGen 5300DF, a multi-fuel Generator;
- 28 c. Model WGen 7500DFc, a multi-fuel Generator;

- 1 d. Model WGen 9500DF, a multi-fuel Generator;
- 2 e. Model WGen 3600DFcv, a multi-fuel Generator;
- 3 f. Model WGen 3600DFv, a multi-fuel Generator; and
- 4 g. Model WGen 5300DFcv, a multi-fuel Generator.

5 65. Upon review of images and the owner's manuals of the foregoing Westinghouse
6 generator models and comparisons of the images and owner's manuals of the foregoing
7 Westinghouse generator models to those of the Westinghouse generator models listed in Paragraph
8 59, it was determined that the foregoing Westinghouse generator models include all of the elements
9 of at least claims 16 and 17 of U.S. Patent No. 11,492,985. The foregoing Westinghouse generator
10 models infringe:

- 11 a. Independent claim 16 by specifically including a dual fuel generator and
12 fuel delivery system having a dual fuel generator configured to operate on
13 a liquid fuel supplied from a liquid fuel source through a liquid fuel line and
14 a gaseous fuel supplied from a pressurized fuel source through a gaseous
15 fuel line; and a fuel regulator system located off board a dual fuel generator,
16 including a primary pressure regulator coupled to a service valve of a
17 pressurized fuel source, configured to regulate the gaseous fuel supplied
18 from the pressurized fuel source in the first stage, the gaseous fuel regulated
19 down to a first reduced pressure in the first stage and regulate the gaseous
20 fuel output from the first stage in the second stage, the first reduced pressure
21 gaseous fuel from the first stage being regulated down to a second reduced
22 pressure in the second stage for delivery through the gaseous fuel line to
23 operate the generator, wherein the fuel regulator system outputs gaseous
24 fuel to the generator for operation of the engine at the second reduced
25 pressure, as called for in claim 16 of U.S. Patent No. 11,492,985.
- 26 b. Dependent claim 17 by specifically including all the aforementioned
27 elements of claim 16 and, in addition, wherein the primary and secondary
28

1 pressure regulators are integral components of a dual stage pressure
2 regulator, as called for in claim 17 of U.S. Patent No. 11,492,985.

3 Therefore, the aforementioned generator models in Paragraph 64(a)–(g) infringe at least claims 16
4 and 17 of U.S. Patent No. 11,492,985.

5 66. Champion has acquired and inspected the following Westinghouse generator model
6 that Defendants have been and are making, using, selling, or offering for sale within the United
7 States, or importing into the United States, and that infringe one or more claims of U.S. Patent No.
8 11,492,985:

9 a. Model iGen 2550DFc, a multi-fuel Generator.

10 67. Upon acquisition, disassembly as needed, review of the owner’s manual and
11 electrical schematics, and inspection, it was determined that the aforementioned generator includes
12 all of the elements of at least claims 1, 4, 11 and 16 of U.S. Patent No. 11,492,985. The foregoing
13 generator model infringes:

14 a. Independent claim 1 by specifically including a generator and fuel delivery
15 system comprising a generator free of any pressure regulator and configured
16 to operate on a gaseous fuel supplied from a pressurized fuel source through
17 a gaseous fuel line; a fuel regulator system located off-board the generator
18 and comprising a first stage and a second stage, the fuel regulator system
19 configured to: regulate the gaseous fuel supplied from the pressurized fuel
20 source in the first stage, the gaseous fuel regulated down to a reduced
21 pressure in the first stage; and regulate the reduced pressure gaseous fuel in
22 the second stage, the reduced pressure gaseous fuel from the first stage
23 regulated down to a desired pressure in the second stage for delivery
24 through the gaseous fuel line to operate the generator, as called for in claim
25 1 of U.S. Patent No. 11,492,985.

26 b. Dependent claim 4 by specifically including all the aforementioned
27 elements of claim 1 and, in addition, wherein the generator comprises a dual
28 fuel generator configured to operate on the gaseous fuel and on a liquid fuel,

1 the liquid fuel supplied from a liquid fuel source through a liquid fuel line,
2 as called for in claim 4 of U.S. Patent No. 11,492,985.

3 c. Independent claim 11 by specifically including a generator and fuel delivery
4 system comprising: a generator comprising an engine configured to operate
5 on a gaseous fuel supplied from a pressurized fuel source through a gaseous
6 fuel line; a fuel regulator system located off-board the generator and
7 comprising a first stage and a second stage, the fuel regulator system
8 configured to: regulate the gaseous fuel supplied from the pressurized fuel
9 source in the first stage, the gaseous fuel regulated down to a first reduced
10 pressure in the first stage; and regulate the gaseous fuel output from the first
11 stage in the second stage, the first reduced pressure gaseous fuel from the
12 first stage being regulated down to a second reduced pressure in the second
13 stage for delivery through the gaseous fuel line to operate the generator;
14 wherein the fuel regulator system outputs gaseous fuel to the generator for
15 operation of the engine at the second reduced pressure, as called for in claim
16 11 of U.S. Patent No. 11,492,985.

17 d. Independent claim 16 by specifically including a dual fuel generator and
18 fuel delivery system comprising: a dual fuel generator configured to operate
19 on a liquid fuel supplied from a liquid fuel source through a liquid fuel line
20 and a gaseous fuel supplied from a pressurized fuel source through a
21 gaseous fuel line; a fuel regulator system located off board the dual fuel
22 generator, the fuel regulator system comprising: a primary pressure
23 regulator coupled to a service valve of the pressurized fuel source and
24 configured to regulate the fuel supplied from the pressurized fuel source to
25 a first reduced pressure; and a secondary pressure regulator coupled to the
26 primary pressure regulator and configured to regulate the gaseous fuel
27 supplied from the primary pressure regulator down from the first reduced
28 pressure to a second reduced pressure for delivery through the gaseous fuel

1 line to operate the dual fuel generator; wherein the fuel regulator system
2 outputs gaseous fuel to the dual fuel generator for operation thereof at the
3 second reduced pressure, as called for in claim 16 of U.S. Patent No.
4 11,492,985.

5 Therefore, the aforementioned generator model in Paragraph 66(a) infringes at least claims 1, 4,
6 11, and 16 of U.S. Patent No. 11,492,985.

7 68. Champion has no adequate remedy at law against Defendants' acts of infringement
8 and will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined
9 from their infringement of U.S. Patent No. 11,492,985.

10 69. Upon information and belief, Defendants' infringement has been willful, deliberate,
11 and with knowledge of Champion's rights under U.S. Patent No. 11,492,985.

12 70. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
13 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)
14 license by Defendants of Champion's patents, Defendants have monitored Champion's patents and
15 published patent applications and had actual notice of all of Champion's patents and published
16 patent applications as of their publication dates.

17 71. Defendants, by way of their infringing activity, have caused and continue to cause
18 Champion to suffer damages in an amount to be determined at trial.

19 **COUNT IV: INFRINGEMENT OF U.S. PATENT NO. 10,221,780**

20 72. Paragraphs 1 through 71 are incorporated by reference as if fully set forth herein.

21 73. U.S. Patent No. 10,221,780 is titled "DUAL FUEL LOCKOUT SWITCH FOR
22 GENERATOR ENGINE." U.S. Patent No. 10,221,780 was duly and legally issued on March 5,
23 2019. A true and correct copy of U.S. Patent No. 10,221,780 is attached as Exhibit D.

24 74. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
25 Patent No. 10,221,780 and possesses all rights of recovery under the patent, including the right to
26 recover damages for past infringement.

27 75. Champion has acquired and inspected the following Westinghouse generator
28 models that Defendants have been and are making, using, selling, or offering for sale within the

1 United States, or importing into the United States, and that infringes one or more claims of U.S.
2 Patent No. 10,221,780:

- 3 a. Model WGen 3600DFc, a multi-fuel Generator;
- 4 b. Model iGen 4500DF, a multi-fuel Generator;
- 5 c. Model WGen 5300DFv, a multi-fuel Generator;
- 6 d. Model WGen 9500DFc, a multi-fuel Generator;
- 7 e. Model WGen 5300DFc, a multi-fuel Generator;
- 8 f. Model WGen 7500DF, a multi-fuel Generator;
- 9 g. Model WGen 9500TFc, a multi-fuel Generator;
- 10 h. Model WGen 11500TFc, a multi-fuel Generator; and
- 11 i. Model WGen 10500TFc, a multi-fuel Generator.

12 76. Upon acquisition, disassembly as needed, and review of the owner's manual, and
13 inspection, it was determined that the foregoing Westinghouse generator models include all of the
14 elements of at least claims 1, 2, 6, 7, 8, 9, 11, 14 and 15 of U.S. Patent No. 10,221,780. The
15 foregoing Westinghouse generator models infringe:

- 16 a. Independent claim 1 by specifically including a mechanical fuel lockout
17 switch for a dual fuel engine having a mechanical fuel valve actuatable
18 between a first position and a second position to selectively control fuel
19 flow to the dual fuel engine from a first fuel source through a first fuel line
20 and a second fuel source through a second fuel line and a fuel lockout
21 apparatus coupled to the mechanical fuel valve, wherein the mechanical fuel
22 lockout switch communicates the first fuel source to the dual fuel engine
23 and prevents communication between the second fuel source and the dual
24 fuel engine when the mechanical fuel valve is in the first position and
25 communicates the second fuel source to the dual fuel engine and interrupts
26 the first fuel source communication with the dual fuel engine when in the
27 second position and wherein the fuel lockout apparatus is configured to
28 prevent the second fuel source from coupling to the second fuel line while

1 the mechanical fuel valve is in the first position and permit the second fuel
2 source to couple to the second fuel line while the mechanical fuel valve is
3 in the second position, as called for in claim 1 of U.S. Patent No.
4 10,221,780.

5 b. Dependent claim 2 by specifically including all the aforementioned
6 elements of claim 1 and, in addition, wherein the fuel lockout apparatus
7 prevents actuation of the mechanical fuel valve to the first position when
8 the second fuel source communicates with the dual fuel engine, as called
9 for in claim 2 of U.S. Patent No. 10,221,780.

10 c. Dependent claim 6 by specifically including all the aforementioned
11 elements of claim 1 and, in addition, the mechanical fuel valve and the fuel
12 lockout apparatus operate together to ensure that fuel from the first fuel
13 source and fuel from the second fuel source are not simultaneously
14 delivered to the dual fuel engine, as called for in claim 6 of U.S. Patent No.
15 10,221,780.

16 d. Dependent claim 7 by specifically including all the aforementioned
17 elements of claim 6 and, in addition, wherein the mechanical fuel valve and
18 the fuel lockout apparatus operate together to ensure that fuel from the first
19 fuel source and fuel from the second fuel source are not simultaneously
20 delivered to the dual fuel engine, as called for in claim 7 of U.S. Patent No.
21 10,221,780.

22 e. Independent claim 8 by specifically including a mechanical fuel lockout
23 switch for an internal combustion engine, the mechanical fuel lockout being
24 assembled by providing an internal combustion engine configured to
25 operate on a fuel from a first fuel source and a different fuel from a second
26 fuel source, coupling a mechanical fuel valve to the internal combustion
27 engine actuatable between a first position and a second position to
28 selectively control fuel flow to the internal combustion engine from the first

1 fuel source through a first fuel line and the second fuel source through a
2 second fuel line, and coupling a fuel lockout apparatus to the mechanical
3 fuel valve, wherein the fuel lockout apparatus prevents actuation of the
4 mechanical fuel valve to the first position when the second fuel source is
5 coupled to the internal combustion engine, as called for in claim 8 of U.S.
6 Patent No. 10,221,780.

7 f. Dependent claim 9 by specifically including all the aforementioned
8 elements of claim 8 and, in addition, wherein the fuel lockout apparatus is
9 further configured to prevent coupling of the second fuel source to the
10 second fuel line while the mechanical fuel valve is in the first position; and
11 permit coupling of the second fuel source to the second fuel line while the
12 mechanical fuel valve is in the second position, as called for in claim 9 of
13 U.S. Patent No. 10,221,780.

14 g. Dependent claim 11 by specifically including all the aforementioned
15 elements of claim 8 and, in addition, coupling a fuel regulator system to the
16 second fuel source to reduce fuel pressure therefrom and deliver fuel to the
17 second fuel line at a pressure required for operation of the internal
18 combustion engine, as called for in claim 11 of U.S. Patent No. 10,221,780.

19 h. Dependent claim 14 by specifically including all the aforementioned
20 elements of claim 8 and, in addition, providing gasoline in a liquid fuel tank
21 as the first fuel source and LPG in a pressurized fuel container as the second
22 fuel source, as called for in claim 14 of U.S. Patent No. 10,221,780.

23 i. Independent claim 15 by specifically including a mechanical fuel lockout
24 switch for a dual fuel engine having a mechanical fuel valve actuatable
25 between a first position and a second position to selectively control fuel
26 flow to the dual fuel engine from a first fuel source through a first fuel line
27 and a second fuel source through a second fuel line and a fuel lockout
28 apparatus coupled to the mechanical fuel valve, wherein the mechanical fuel

1 lockout switch communicates the first fuel source to the dual fuel engine
2 and prevents communication between the second fuel source and the dual
3 fuel engine when the mechanical fuel valve is in the first position and
4 communicates the second fuel source to the dual fuel engine and interrupts
5 the first fuel source communication with the dual fuel engine when in the
6 second position and wherein the fuel lockout apparatus prevents actuation
7 of the mechanical fuel valve to the first position when the second fuel source
8 communicates with the dual fuel engine, as called for in claim 15 of U.S.
9 Patent No. 10,221,780.

10 Therefore, the foregoing generator models listed in Paragraph 75(a)–(i) infringe at least claims 1,
11 2, 6, 7, 8, 9, 11, 14 and 15 of U.S. Patent No. 10,221,780.

12 77. Upon information and belief, Defendants have been and are now making, using,
13 selling, or offering for sale within the United States, or importing into the United States, the
14 following additional Westinghouse generator models:

- 15 a. Model WGen 3600DF, a multi-fuel Generator;
- 16 b. Model WGen 5300DF, a multi-fuel Generator;
- 17 c. Model WGen 7500DFc, a multi-fuel Generator;
- 18 d. Model WGen 9500DF, a multi-fuel Generator;
- 19 e. Model iGen 4500DFc, a multi-fuel Generator;
- 20 f. Model iGen 4500DFcv, a multi-fuel Generator;
- 21 g. Model iGen 5000DF, a multi-fuel Generator;
- 22 h. Model iGen 5000DFc, a multi-fuel Generator;
- 23 i. Model WGen 3600DFcv, a multi-fuel Generator;
- 24 j. Model WGen 3600DFv, a multi-fuel Generator; and
- 25 k. Model WGen 5300DFcv, a multi-fuel Generator.

26 78. Upon review of images and the owner’s manuals of the foregoing Westinghouse
27 generator models and comparisons of the images and owner’s manuals of the foregoing
28 Westinghouse generator models to those of the Westinghouse generator models listed in Paragraph

1 75, it was determined that the foregoing Westinghouse generator models include all of the elements
2 of at least claims 1, 2, 6, 7, 8, 9, 11, 14 and 15 of U.S. Patent No. 10,221,780. Each of the foregoing
3 Westinghouse generator models infringe:

4 a. Independent claim 1 by specifically including a mechanical fuel lockout
5 switch for a dual fuel engine having a mechanical fuel valve actuatable
6 between a first position and a second position to selectively control fuel
7 flow to the dual fuel engine from a first fuel source through a first fuel line
8 and a second fuel source through a second fuel line and a fuel lockout
9 apparatus coupled to the mechanical fuel valve, wherein the mechanical fuel
10 lockout switch communicates the first fuel source to the dual fuel engine
11 and prevents communication between the second fuel source and the dual
12 fuel engine when the mechanical fuel valve is in the first position and
13 communicates the second fuel source to the dual fuel engine and interrupts
14 the first fuel source communication with the dual fuel engine when in the
15 second position and wherein the fuel lockout apparatus is configured to
16 prevent the second fuel source from coupling to the second fuel line while
17 the mechanical fuel valve is in the first position and permit the second fuel
18 source to couple to the second fuel line while the mechanical fuel valve is
19 in the second position, as called for in claim 1 of U.S. Patent No.
20 10,221,780.

21 b. Dependent claim 2 by specifically including all the aforementioned
22 elements of claim 1 and, in addition, wherein the fuel lockout apparatus
23 prevents actuation of the mechanical fuel valve to the first position when
24 the second fuel source communicates with the dual fuel engine, as called
25 for in claim 2 of U.S. Patent No. 10,221,780.

26 c. Dependent claim 6 by specifically including all the aforementioned
27 elements of claim 1 and, in addition, the mechanical fuel valve and the fuel
28 lockout apparatus operate together to ensure that fuel from the first fuel

1 source and fuel from the second fuel source are not simultaneously
2 delivered to the dual fuel engine, as called for in claim 6 of U.S. Patent No.
3 10,221,780.

4 d. Dependent claim 7 by specifically including all the aforementioned
5 elements of claim 6 and, in addition, wherein the mechanical fuel valve and
6 the fuel lockout apparatus operate together to ensure that fuel from the first
7 fuel source and fuel from the second fuel source are not simultaneously
8 delivered to the dual fuel engine, as called for in claim 7 of U.S. Patent No.
9 10,221,780.

10 e. Independent claim 8 by specifically including a mechanical fuel lockout
11 switch for an internal combustion engine, the mechanical fuel lockout being
12 assembled by providing an internal combustion engine configured to
13 operate on a fuel from a first fuel source and a different fuel from a second
14 fuel source, coupling a mechanical fuel valve to the internal combustion
15 engine actuatable between a first position and a second position to
16 selectively control fuel flow to the internal combustion engine from the first
17 fuel source through a first fuel line and the second fuel source through a
18 second fuel line, and coupling a fuel lockout apparatus to the mechanical
19 fuel valve, wherein the fuel lockout apparatus prevents actuation of the
20 mechanical fuel valve to the first position when the second fuel source is
21 coupled to the internal combustion engine, as called for in claim 8 of U.S.
22 Patent No. 10,221,780.

23 f. Dependent claim 9 by specifically including all the aforementioned
24 elements of claim 8 and, in addition, wherein the fuel lockout apparatus is
25 further configured to prevent coupling of the second fuel source to the
26 second fuel line while the mechanical fuel valve is in the first position; and
27 permit coupling of the second fuel source to the second fuel line while the
28

1 mechanical fuel valve is in the second position, as called for in claim 9 of
2 U.S. Patent No. 10,221,780.

3 g. Dependent claim 11 by specifically including all the aforementioned
4 elements of claim 8 and, in addition, coupling a fuel regulator system to the
5 second fuel source to reduce fuel pressure therefrom and deliver fuel to the
6 second fuel line at a pressure required for operation of the internal
7 combustion engine, as called for in claim 11 of U.S. Patent No. 10,221,780.

8 h. Dependent claim 14 by specifically including all the aforementioned
9 elements of claim 8 and, in addition, providing gasoline in a liquid fuel tank
10 as the first fuel source and LPG in a pressurized fuel container as the second
11 fuel source, as called for in claim 14 of U.S. Patent No. 10,221,780.

12 i. Independent claim 15 by specifically including a mechanical fuel lockout
13 switch for a dual fuel engine having a mechanical fuel valve actuatable
14 between a first position and a second position to selectively control fuel
15 flow to the dual fuel engine from a first fuel source through a first fuel line
16 and a second fuel source through a second fuel line and a fuel lockout
17 apparatus coupled to the mechanical fuel valve, wherein the mechanical fuel
18 lockout switch communicates the first fuel source to the dual fuel engine
19 and prevents communication between the second fuel source and the dual
20 fuel engine when the mechanical fuel valve is in the first position and
21 communicates the second fuel source to the dual fuel engine and interrupts
22 the first fuel source communication with the dual fuel engine when in the
23 second position and wherein the fuel lockout apparatus prevents actuation
24 of the mechanical fuel valve to the first position when the second fuel source
25 communicates with the dual fuel engine, as called for in claim 15 of U.S.
26 Patent No. 10,221,780.

27 Therefore, the aforementioned generator models listed in Paragraph 77(a)–(k) infringe at least
28 claims 1, 2, 6, 7, 8, 9, 11, 14 and 15 of U.S. Patent No. 10,221,780.

1 79. Champion has no adequate remedy at law against Defendants’ acts of infringement
2 and will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined
3 from their infringement of U.S. Patent No. 10,221,780.

4 80. Upon information and belief, Defendants’ infringement has been willful, deliberate,
5 and with knowledge of Champion’s rights under U.S. Patent No. 10,221,780.

6 81. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
7 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)
8 license by Defendants of Champion’s patents, Defendants have monitored Champion’s patents and
9 published patent applications and had actual notice of all of Champion's patents and published
10 patent applications as of their publication dates.

11 82. Defendants, by way of their infringing activity, have caused and continue to cause
12 Champion to suffer damages in an amount to be determined at trial.

13 **COUNT V: INFRINGEMENT OF U.S. PATENT NO. 11,905,895**

14 83. Paragraphs 1 through 82 are incorporated by reference as if fully set forth herein.

15 84. U.S. Patent No. 11,905,895 is titled “DUAL FUEL LOCKOUT SWITCH FOR
16 GENERATOR ENGINE.” U.S. Patent No. 11,905,895 was duly and legally issued on February
17 20, 2024. A true and correct copy of U.S. Patent No. 11,905,895 is attached as Exhibit E.

18 85. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
19 Patent No. 11,905,895 and possesses all rights of recovery under the patent, including the right to
20 recover damages for past infringement.

21 86. Champion has acquired and inspected the following Westinghouse generator
22 models that Defendants have been and are making, using, selling, or offering for sale within the
23 United States, or importing into the United States, and that infringe one or more claims of U.S.
24 Patent No. 11,905,895:

- 25 a. Model WGen 3600DFc, a multi-fuel Generator;
- 26 b. Model iGen 4500DF, a multi-fuel Generator;
- 27 c. Model WGen 5300DFv, a multi-fuel Generator;
- 28 d. Model WGen 9500DFc, a multi-fuel Generator;

- e. Model WGen 5300DFc, a multi-fuel Generator;
- f. Model WGen 7500DF, a multi-fuel Generator;
- g. Model WGen 10500TFc, a multi-fuel Generator;
- h. Model WGen 9500TFc, a multi-fuel Generator; and
- i. Model WGen 11500TFc, a multi-fuel Generator.

87. Upon acquisition, disassembly as needed, review of the owner’s manual and electrical schematics, and inspection, it was determined that the foregoing Westinghouse generator models include all of the elements of at least claims 1 and 8 of U.S. Patent No. 11,905,895. The aforementioned Westinghouse generator models infringe:

- a. Independent claim 1 by specifically including a mechanical fuel lockout switch for a dual fuel engine having a mechanical fuel valve actuatable between a first position and a second position to selectively control fuel flow to the dual fuel engine from a first fuel source through a first fuel line and a second fuel source through a second fuel line, the mechanical fuel valve configured to allow communication between the first fuel source and the dual fuel engine and prevent communication between the second fuel source and the dual fuel engine while in the first position and prevent communication between the first fuel source and the dual fuel engine while in the second position; and a fuel lockout apparatus coupled to the mechanical fuel valve and configured to prevent the second fuel source from coupling to the second fuel line while the mechanical fuel valve is in the first position and permit the second fuel source to couple to the second fuel line while the mechanical fuel valve is in the second position, as called for in claim 1 of U.S. Patent No. 11,905,895.
- b. Independent claim 8 by specifically including a mechanical fuel lockout switch for a dual fuel engine having a mechanical fuel valve actuatable between a first position and a second position to selectively control fuel flow to the dual fuel engine from a first fuel source through a first fuel line

1 and a second fuel source through a second fuel line, the mechanical fuel
2 valve configured to allow communication between the first fuel source and
3 the dual fuel engine and prevent communication between the second fuel
4 source and the dual fuel engine while in the first position and prevent
5 communication between the first fuel source and the dual fuel engine while
6 in the second position; and a fuel lockout apparatus coupled to the
7 mechanical fuel valve and configured to prevent actuation of the mechanical
8 fuel valve to the first position when the second fuel source is in
9 communication with the dual fuel engine, as called for in claim 8 of U.S.
10 Patent No. 11,905,895.

11 Therefore, the aforementioned generator models listed in Paragraph 86(a)–(i) infringe at least
12 claims 1 and 8 of U.S. Patent No. 11,905,895.

13 88. Upon information and belief, Defendants have been and are now making, using,
14 selling, or offering for sale within the United States, or importing into the United States, the
15 following additional generator models:

- 16 a. Model WGen 3600DF, a multi-fuel Generator;
- 17 b. Model WGen 5300DF, a multi-fuel Generator;
- 18 c. Model WGen 7500DFc, a multi-fuel Generator;
- 19 d. Model iGen 4500DFc, a multi-fuel Generator;
- 20 e. Model iGen 4500DFcv, a multi-fuel Generator;
- 21 f. Model iGen 5000DF, a multi-fuel Generator;
- 22 g. Model iGen 5000DFc, a multi-fuel Generator;
- 23 h. Model WGen 3600DFcv, a multi-fuel Generator;
- 24 i. Model WGen 3600DFv, a multi-fuel Generator; and
- 25 j. Model WGen 5300DFcv, a multi-fuel Generator.

26 89. Upon review of images and the owner’s manuals of the foregoing Westinghouse
27 generator models and comparisons of the images and owner’s manuals of the foregoing
28 Westinghouse generator models to those of the Westinghouse generator models listed in Paragraph

1 86, it was determined that the foregoing Westinghouse generator models include all of the elements
2 of at least claims 1 and 8 of U.S. Patent No. 11,905,895. Each of the foregoing Westinghouse
3 generator models infringe:

4 a. Independent claim 1 by specifically including a mechanical fuel lockout
5 switch for a dual fuel engine having a mechanical fuel valve actuatable
6 between a first position and a second position to selectively control fuel
7 flow to the dual fuel engine from a first fuel source through a first fuel line
8 and a second fuel source through a second fuel line, the mechanical fuel
9 valve configured to allow communication between the first fuel source and
10 the dual fuel engine and prevent communication between the second fuel
11 source and the dual fuel engine while in the first position and prevent
12 communication between the first fuel source and the dual fuel engine while
13 in the second position; and a fuel lockout apparatus coupled to the
14 mechanical fuel valve and configured to prevent the second fuel source from
15 coupling to the second fuel line while the mechanical fuel valve is in the
16 first position and permit the second fuel source to couple to the second fuel
17 line while the mechanical fuel valve is in the second position, as called for
18 in claim 1 of U.S. Patent No. 11,905,895.

19 b. Independent claim 8 by specifically including a mechanical fuel lockout
20 switch for a dual fuel engine having a mechanical fuel valve actuatable
21 between a first position and a second position to selectively control fuel
22 flow to the dual fuel engine from a first fuel source through a first fuel line
23 and a second fuel source through a second fuel line, the mechanical fuel
24 valve configured to allow communication between the first fuel source and
25 the dual fuel engine and prevent communication between the second fuel
26 source and the dual fuel engine while in the first position and prevent
27 communication between the first fuel source and the dual fuel engine while
28 in the second position; and a fuel lockout apparatus coupled to the

1 mechanical fuel valve and configured to prevent actuation of the mechanical
2 fuel valve to the first position when the second fuel source is in
3 communication with the dual fuel engine, as called for in claim 8 of U.S.
4 Patent No. 11,905,895.

5 Therefore, the aforementioned generator models listed in Paragraph 88(a)–(j) infringe at least
6 claims 1 and 8 of U.S. Patent No. 11,905,895.

7 90. Champion has no adequate remedy at law against Defendants’ acts of infringement
8 and will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined
9 from their infringement of U.S. Patent No. 11,905,895.

10 91. Upon information and belief, Defendants’ infringement has been willful, deliberate,
11 and with knowledge of Champion’s rights under U.S. Patent No. 11,905,895.

12 92. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
13 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)
14 license by Defendants of Champion’s patents, Defendants have monitored Champion’s patents and
15 published patent applications and had actual notice of all of Champion's patents and published
16 patent applications as of their publication dates.

17 93. Defendants, by way of their infringing activity, have caused and continue to cause
18 Champion to suffer damages in an amount to be determined at trial.

19 **COUNT VI: INFRINGEMENT OF U.S. PATENT NO. 10,697,398**

20 94. Paragraphs 1 through 93 are incorporated by reference as if fully set forth herein.

21 95. U.S. Patent No. 10,697,398 is titled “BATTERYLESS DUAL FUEL ENGINE
22 WITH LIQUID FUEL CUT-OFF.” U.S. Patent No. 10,697,398 was duly and legally issued on
23 June 30, 2020. A true and correct copy of U.S. Patent No. 10,697,398 is attached as Exhibit F.

24 96. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
25 Patent No. 10,697,398 and possesses all rights of recovery under the patent, including the right to
26 recover damages for past infringement.

27 97. Champion has acquired and inspected the following Westinghouse generator
28 models that Defendants have been and are making, using, selling, or offering for sale within the

1 United States, or importing into the United States, and that infringe one or more claims of U.S.
2 Patent No. 10,697,398:

- 3 a. Model WGen 3600DFc, a multi-fuel Generator;
- 4 b. Model iGen 4500DF, a multi-fuel Generator;
- 5 c. Model WGen 5300DFV, a multi-fuel Generator;
- 6 d. Model WGen 9500DFc, a multi-fuel Generator;
- 7 e. Model WGen 5300DFc, a multi-fuel Generator;
- 8 f. Model WGen 7500DF, a multi-fuel Generator;
- 9 g. Model WGen 10500TFc, a multi-fuel Generator;
- 10 h. Model WGen 9500TFc, a multi-fuel Generator; and
- 11 i. Model WGen 11500TFc, a multi-fuel Generator.

12 98. Upon acquisition, disassembly as needed, review of the owner's manual and
13 electrical schematics, and inspection, it was determined that the aforementioned Westinghouse
14 generator models include all of the elements of at least claims 1, 3, 4, 6, 7, 10, 11, 12, 19, 20, 21,
15 22, 57 and 58 of U.S. Patent No. 10,697,398. The foregoing Westinghouse generator models
16 infringe:

- 17 a. Independent claim 1 by specifically including a dual fuel engine
18 comprising: an engine operable on a gaseous fuel and a liquid fuel; a switch
19 to change operation of the engine between gaseous fuel and liquid fuel; a
20 carburetor attached to an intake of the engine to mix air and fuel and connect
21 to a gaseous fuel source and a liquid fuel source; a liquid fuel valve
22 positioned along a liquid fuel line coupling the liquid fuel source to the
23 carburetor; a gaseous fuel valve positioned along a gaseous fuel line
24 coupling the gaseous fuel source to the carburetor; and a liquid fuel cut-off
25 incorporated into the carburetor to interrupt liquid fuel upon actuation of the
26 switch from liquid fuel to gaseous fuel, as called for in claim 1 of U.S. Patent
27 No. 10,697,398.

- 1 b. Dependent claim 3 by specifically including all the aforementioned
2 elements of claim 1 and, in addition, wherein the gaseous fuel is LPG and
3 the liquid fuel is gasoline, as called for in claim 3 of U.S. Patent No.
4 10,697,398.
- 5 c. Dependent claim 4 by specifically including all the aforementioned
6 elements of claim 1 and, in addition, wherein the engine is a pull-start
7 engine having an electrical power generator to supply electrical power, as
8 called for in claim 4 of U.S. Patent No. 10,697,398.
- 9 d. Dependent claim 6 by specifically including all the aforementioned
10 elements of claim 4 and, in addition, wherein the liquid fuel cut-off is a
11 solenoid valve that operates within the carburetor to control liquid fuel flow
12 to the engine and is powered by the electrical power generator, as called for
13 in claim 6 of U.S. Patent No. 10,697,398.
- 14 e. Dependent claim 7 by specifically including all the aforementioned
15 elements of claim 6 and, in addition, wherein the switch selectively powers
16 the solenoid valve by controlling electrical connection between the solenoid
17 valve and the electrical power generator, as called for in claim 7 of U.S.
18 Patent No. 10,697,398.
- 19 f. Dependent claim 10 by specifically including all the aforementioned
20 elements of claim 6 and, in addition, wherein the electrical power generator
21 comprises a magneto or an alternator coupled to a voltage regulator to
22 provide a regulated voltage to the solenoid valve, as called for in claim 10
23 of U.S. Patent No. 10,697,398.
- 24 g. Dependent claim 11 by specifically including all the aforementioned
25 elements of claim 6 and, in addition, wherein the solenoid valve is open to
26 provide liquid fuel to the engine when the solenoid valve is powered, as
27 called for in claim 11 of U.S. Patent No. 10,697,398.
- 28

- 1 h. Dependent claim 12 by specifically including all the aforementioned
2 elements of claim 11 and, in addition, wherein a pull-starter drives the
3 electrical power generator to power and open the solenoid valve while
4 starting the engine on liquid fuel, as called for in claim 12 of U.S. Patent
5 No. 10,697,398.
- 6 i. Dependent claim 19 by specifically including all the aforementioned
7 elements of claim 1 and, in addition, wherein the liquid fuel cut-off is
8 magnetically actuated to selectively interrupt liquid fuel, as called for in
9 claim 19 of U.S. Patent No. 10,697,398.
- 10 j. Dependent claim 20 by specifically including all the aforementioned
11 elements of claim 1 and, in addition, a spring pushing the liquid fuel cut-off
12 to interrupt liquid fuel; and an actuating magnet coupled to the carburetor
13 to selectively pull the liquid fuel cut-off against the spring away from a
14 position interrupting liquid fuel, as called for in claim 20 of U.S. Patent No.
15 10,697,398.
- 16 k. Dependent claim 21 by specifically including all the aforementioned
17 elements of claim 20 and, in addition, a housing at least partially enclosing
18 the liquid fuel cutoff, the housing including a first section enclosing a
19 plunger of the liquid fuel cut-off to the carburetor and holding the spring
20 against the plunger; and a second section coupled to the first section and
21 enclosing the actuating magnet , as called for in claim 21 of U.S. Patent No.
22 10,697,398.
- 23 l. Dependent claim 22 by specifically including all the aforementioned
24 elements of claim 1 and, in addition, wherein the liquid fuel cut-off is
25 physically attached to an outer surface of the carburetor, as called for in
26 claim 22 of U.S. Patent No. 10,697,398.
- 27 m. Independent claim 57 by specifically including a method of assembling a
28 dual fuel engine comprising providing an engine operable on a gaseous fuel

1 and a liquid fuel; attaching a carburetor to an intake of the engine, the
2 carburetor comprising a throat to mix gaseous fuel with air and liquid fuel
3 with air, a float bowl, and a fuel passage extending from the float bowl to
4 the throat to provide liquid fuel; coupling a switch to the engine to change
5 operation of the engine between gaseous fuel and liquid fuel; and attaching
6 a liquid fuel cut-off to the carburetor to close the fuel passage upon actuation
7 of the switch from liquid fuel to gaseous fuel, as called for in claim 57 of
8 U.S. Patent No. 10,697,398.

- 9 n. Dependent claim 58 by specifically including all the aforementioned
10 elements of claim 57 and, in addition, coupling a manually operated control
11 operatively to the liquid fuel cut-off, as called for in claim 58 of U.S. Patent
12 No. 10,697,398.

13 Therefore, the aforementioned generator models listed in Paragraph 97(a)–(i) infringe at least
14 claims 1, 3, 4, 6, 7, 10, 11, 12, 19, 20, 21, 22, 57 and 58 of U.S. Patent No. 10,697,398.

15 99. Upon information and belief, Defendants have been and are now making, using,
16 selling, or offering for sale within the United States, or importing into the United States, the
17 following additional generator models:

- 18 a. Model WGen 3600DF, a multi-fuel Generator;
19 b. Model WGen 5300DF, a multi-fuel Generator;
20 c. Model WGen 7500DFc, a multi-fuel Generator;
21 d. Model iGen 4500DFc, a multi-fuel Generator;
22 e. Model iGen 4500DFcv, a multi-fuel Generator;
23 f. Model iGen 5000DF, a multi-fuel Generator; and
24 g. Model iGen 5000DFc, a multi-fuel Generator.

25 100. Upon review of images and the owner’s manuals of the foregoing Westinghouse
26 generator models and comparisons of the images and owner’s manuals of the foregoing
27 Westinghouse generator models to those of the Westinghouse generator models listed in Paragraph
28 97, it was determined that the foregoing Westinghouse generator models include all of the elements

1 of at least claims 1, 3, 4, 6, 7, 10, 11, 12, 19, 20, 21, 22, 57 and 58 of U.S. Patent No. 10,697,398.

2 Each of the foregoing Westinghouse generator models infringe:

- 3 a. Independent claim 1 by specifically including a dual fuel engine
4 comprising: an engine operable on a gaseous fuel and a liquid fuel; a switch
5 to change operation of the engine between gaseous fuel and liquid fuel; a
6 carburetor attached to an intake of the engine to mix air and fuel and connect
7 to a gaseous fuel source and a liquid fuel source; a liquid fuel valve
8 positioned along a liquid fuel line coupling the liquid fuel source to the
9 carburetor; a gaseous fuel valve positioned along a gaseous fuel line
10 coupling the gaseous fuel source to the carburetor; and a liquid fuel cut-off
11 incorporated into the carburetor to interrupt liquid fuel upon actuation of the
12 switch from liquid fuel to gaseous fuel, as called for in claim 1 of U.S. Patent
13 No. 10,697,398.
- 14 b. Dependent claim 3 by specifically including all the aforementioned
15 elements of claim 1 and, in addition, wherein the gaseous fuel is LPG and
16 the liquid fuel is gasoline, as called for in claim 3 of U.S. Patent No.
17 10,697,398.
- 18 c. Dependent claim 4 by specifically including all the aforementioned
19 elements of claim 1 and, in addition, wherein the engine is a pull-start
20 engine having an electrical power generator to supply electrical power, as
21 called for in claim 4 of U.S. Patent No. 10,697,398.
- 22 d. Dependent claim 6 by specifically including all the aforementioned
23 elements of claim 4 and, in addition, wherein the liquid fuel cut-off is a
24 solenoid valve that operates within the carburetor to control liquid fuel flow
25 to the engine and is powered by the electrical power generator, as called for
26 in claim 6 of U.S. Patent No. 10,697,398.
- 27 e. Dependent claim 7 by specifically including all the aforementioned
28 elements of claim 6 and, in addition, wherein the switch selectively powers

1 the solenoid valve by controlling electrical connection between the solenoid
2 valve and the electrical power generator, as called for in claim 7 of U.S.
3 Patent No. 10,697,398.

4 f. Dependent claim 10 by specifically including all the aforementioned
5 elements of claim 6 and, in addition, wherein the electrical power generator
6 comprises a magneto or an alternator coupled to a voltage regulator to
7 provide a regulated voltage to the solenoid valve, as called for in claim 10
8 of U.S. Patent No. 10,697,398.

9 g. Dependent claim 11 by specifically including all the aforementioned
10 elements of claim 6 and, in addition, wherein the solenoid valve is open to
11 provide liquid fuel to the engine when the solenoid valve is powered, as
12 called for in claim 11 of U.S. Patent No. 10,697,398.

13 h. Dependent claim 12 by specifically including all the aforementioned
14 elements of claim 11 and, in addition, wherein a pull-starter drives the
15 electrical power generator to power and open the solenoid valve while
16 starting the engine on liquid fuel, as called for in claim 12 of U.S. Patent
17 No. 10,697,398.

18 i. Dependent claim 19 by specifically including all the aforementioned
19 elements of claim 1 and, in addition, wherein the liquid fuel cut-off is
20 magnetically actuated to selectively interrupt liquid fuel, as called for in
21 claim 19 of U.S. Patent No. 10,697,398.

22 j. Dependent claim 20 by specifically including all the aforementioned
23 elements of claim 1 and, in addition, a spring pushing the liquid fuel cut-off
24 to interrupt liquid fuel; and an actuating magnet coupled to the carburetor
25 to selectively pull the liquid fuel cut-off against the spring away from a
26 position interrupting liquid fuel, as called for in claim 20 of U.S. Patent No.
27 10,697,398.
28

1 k. Dependent claim 21 by specifically including all the aforementioned
2 elements of claim 20 and, in addition, a housing at least partially enclosing
3 the liquid fuel cutoff, the housing including a first section enclosing a
4 plunger of the liquid fuel cut-off to the carburetor and holding the spring
5 against the plunger; and a second section coupled to the first section and
6 enclosing the actuating magnet , as called for in claim 21 of U.S. Patent No.
7 10,697,398.

8 l. Dependent claim 22 by specifically including all the aforementioned
9 elements of claim 1 and, in addition, wherein the liquid fuel cut-off is
10 physically attached to an outer surface of the carburetor, as called for in
11 claim 22 of U.S. Patent No. 10,697,398.

12 m. Independent claim 57 by specifically including a method of assembling a
13 dual fuel engine comprising providing an engine operable on a gaseous fuel
14 and a liquid fuel; attaching a carburetor to an intake of the engine, the
15 carburetor comprising a throat to mix gaseous fuel with air and liquid fuel
16 with air, a float bowl, and a fuel passage extending from the float bowl to
17 the throat to provide liquid fuel; coupling a switch to the engine to change
18 operation of the engine between gaseous fuel and liquid fuel; and attaching
19 a liquid fuel cut-off to the carburetor to close the fuel passage upon actuation
20 of the switch from liquid fuel to gaseous fuel, as called for in claim 57 of
21 U.S. Patent No. 10,697,398.

22 n. Dependent claim 58 by specifically including all the aforementioned
23 elements of claim 57 and, in addition, coupling a manually operated control
24 operatively to the liquid fuel cut-off, as called for in claim 58 of U.S. Patent
25 No. 10,697,398.

26 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 99(a)–(g)
27 infringe at least claims 1, 3, 4, 6, 7, 10, 11, 12, 19, 20, 21, 22, 57 and 58 of U.S. Patent No.
28 10,697,398.

1 101. Upon information and belief, Defendants have been and are now making, using,
2 selling, or offering for sale within the United States, or importing into the United States, the
3 following additional generator models:

4 a. Model WGen 5300DFv, a multi-fuel Generator.

5 102. Upon acquisition, disassembly as needed, review of the owner's manual and
6 electrical schematics, and inspection, it was determined that the aforementioned Westinghouse
7 generator model includes all of the elements of at least claims 1, 2, 3, 4, 15, 22, 23, 57, and 58 of
8 U.S. Patent No. 10,697,398. Each of the foregoing Westinghouse generator models infringe:

9 a. Independent claim 1 by specifically including a dual fuel engine
10 comprising: an engine operable on a gaseous fuel and a liquid fuel; a switch
11 to change operation of the engine between gaseous fuel and liquid fuel; a
12 carburetor attached to an intake of the engine to mix air and fuel and connect
13 to a gaseous fuel source and a liquid fuel source; a liquid fuel valve
14 positioned along a liquid fuel line coupling the liquid fuel source to the
15 carburetor; a gaseous fuel valve positioned along a gaseous fuel line
16 coupling the gaseous fuel source to the carburetor; and a liquid fuel cut-off
17 incorporated into the carburetor to interrupt liquid fuel upon actuation of the
18 switch from liquid fuel to gaseous fuel, as called for in claim 1 of U.S. Patent
19 No. 10,697,398.

20 b. Dependent claim 3 by specifically including all the aforementioned
21 elements of claim 1 and, in addition, wherein the engine is a pull start,
22 batteryless engine, as called for in claim 2 of U.S. Patent No. 10,697,398.

23 c. Dependent claim 3 by specifically including all the aforementioned
24 elements of claim 1 and, in addition, wherein the gaseous fuel is LPG and
25 the liquid fuel is gasoline, as called for in claim 3 of U.S. Patent No.
26 10,697,398.

27 d. Dependent claim 4 by specifically including all the aforementioned
28 elements of claim 1 and, in addition, wherein the engine is a pull-start

1 engine having an electrical power generator to supply electrical power, as
2 called for in claim 4 of U.S. Patent No. 10,697,398.

3 e. Dependent claim 6 by specifically including all the aforementioned
4 elements of claim 4 and, in addition, wherein the liquid fuel cut-off is a
5 solenoid valve that operates within the carburetor to control liquid fuel flow
6 to the engine and is powered by the electrical power generator, as called for
7 in claim 6 of U.S. Patent No. 10,697,398.

8 f. Dependent claim 15 by specifically including all the aforementioned
9 elements of claim 1 and, in addition, wherein the liquid fuel cut-off is
10 manually actuated to interrupt liquid fuel, as called for in claim 15 of U.S.
11 Patent No. 10,697,398.

12 g. Dependent claim 22 by specifically including all the aforementioned
13 elements of claim 1 and, in addition, wherein the liquid fuel cut-off is
14 physically attached to an outer surface of the carburetor, as called for in
15 claim 22 of U.S. Patent No. 10,697,398.

16 h. Independent claim 23 by specifically including a batteryless dual fuel
17 generator comprising a housing containing a pull start engine coupled to
18 drive an alternator, the engine operable on a gaseous fuel and a liquid fuel;
19 a carburetor attached to an intake of the engine comprising a throat to mix
20 fuel with air, a float bowl, and a fuel passage extending from the float bowl
21 to the throat to provide liquid fuel; and a fuel shutoff attached to the
22 carburetor to close the fuel passage upon selection of engine operation to
23 gaseous fuel, as called for in claim 23 of U.S. Patent No. 10,697,398.

24 i. Independent claim 57 by specifically including a method of assembling a
25 dual fuel engine comprising providing an engine operable on a gaseous fuel
26 and a liquid fuel; attaching a carburetor to an intake of the engine, the
27 carburetor comprising a throat to mix gaseous fuel with air and liquid fuel
28 with air, a float bowl, and a fuel passage extending from the float bowl to

1 the throat to provide liquid fuel; coupling a switch to the engine to change
2 operation of the engine between gaseous fuel and liquid fuel; and attaching
3 a liquid fuel cut-off to the carburetor to close the fuel passage upon actuation
4 of the switch from liquid fuel to gaseous fuel, as called for in claim 57 of
5 U.S. Patent No. 10,697,398.

- 6 j. Dependent claim 58 by specifically including all the aforementioned
7 elements of claim 57 and, in addition, coupling a manually operated control
8 operatively to the liquid fuel cut-off, as called for in claim 58 of U.S. Patent
9 No. 10,697,398.

10 Therefore, the aforementioned Westinghouse generator model listed in Paragraph 101(a) infringes
11 at least claims 1, 2, 3, 4, 15, 22, 23, 57, and 58 of U.S. Patent No. 10,697,398.

12 103. Champion has acquired and inspected the following Westinghouse generator
13 models that Defendants have been and are making, using, selling, or offering for sale within the
14 United States, or importing into the United States, and that infringe one or more claims of U.S.
15 Patent No. 10,697,398:

- 16 a. Model WGen 3600DFcv, a multi-fuel Generator;
17 b. Model WGen 3600DFv, a multi-fuel Generator; and
18 c. Model WGen 5300DFcv, a multi-fuel Generator.

19 104. Upon review of images and the owner's manuals of the foregoing Westinghouse
20 generator models and comparisons of the images and owner's manuals of the foregoing
21 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph
22 101, it was determined that the foregoing Westinghouse generator models include all of the
23 elements of at least claims 1, 2, 3, 4, 15, 22, 23, 57, and 58 of U.S. Patent No. 10,697,398. The
24 foregoing Westinghouse Generator Models infringe:

- 25 a. Independent claim 1 by specifically including a dual fuel engine
26 comprising: an engine operable on a gaseous fuel and a liquid fuel; a switch
27 to change operation of the engine between gaseous fuel and liquid fuel; a
28 carburetor attached to an intake of the engine to mix air and fuel and connect

1 to a gaseous fuel source and a liquid fuel source; a liquid fuel valve
2 positioned along a liquid fuel line coupling the liquid fuel source to the
3 carburetor; a gaseous fuel valve positioned along a gaseous fuel line
4 coupling the gaseous fuel source to the carburetor; and a liquid fuel cut-off
5 incorporated into the carburetor to interrupt liquid fuel upon actuation of the
6 switch from liquid fuel to gaseous fuel, as called for in claim 1 of U.S. Patent
7 No. 10,697,398.

8 b. Dependent claim 2 by specifically including all the aforementioned
9 elements of claim 1 and, in addition, wherein the engine is a pull start,
10 batteryless engine, as called for in claim 2 of U.S. Patent No. 10,697,398.

11 c. Dependent claim 3 by specifically including all the aforementioned
12 elements of claim 1 and, in addition, wherein the gaseous fuel is LPG and
13 the liquid fuel is gasoline, as called for in claim 3 of U.S. Patent No.
14 10,697,398.

15 d. Dependent claim 4 by specifically including all the aforementioned
16 elements of claim 1 and, in addition, wherein the engine is a pull-start
17 engine having an electrical power generator to supply electrical power, as
18 called for in claim 4 of U.S. Patent No. 10,697,398.

19 e. Dependent claim 15 by specifically including all the aforementioned
20 elements of claim 1 and, in addition, wherein the liquid fuel cut-off is
21 manually actuated to interrupt liquid fuel, as called for in claim 15 of U.S.
22 Patent No. 10,697,398.

23 f. Dependent claim 12 by specifically including all the aforementioned
24 elements of claim 11 and, in addition, wherein a pull-starter drives the
25 electrical power generator to power and open the solenoid valve while
26 starting the engine on liquid fuel, as called for in claim 12 of U.S. Patent
27 No. 10,697,398.
28

- 1 g. Dependent claim 22 by specifically including all the aforementioned
2 elements of claim 1 and, in addition, wherein the liquid fuel cut-off is
3 physically attached to an outer surface of the carburetor, as called for in
4 claim 22 of U.S. Patent No. 10,697,398.
- 5 h. Independent claim 23 by specifically including a batteryless dual fuel
6 generator comprising a housing containing a pull start engine coupled to
7 drive an alternator, the engine operable on a gaseous fuel and a liquid fuel;
8 i. a carburetor attached to an intake of the engine comprising a throat to mix
9 fuel with air, a float bowl, and a fuel passage extending from the float bowl
10 to the throat to provide liquid fuel; and a fuel shutoff attached to the
11 carburetor to close the fuel passage upon selection of engine operation to
12 gaseous fuel, as called for in claim 23 of U.S. Patent No. 10,697,398.
- 13 j. Independent claim 57 by specifically including a method of assembling a
14 dual fuel engine comprising providing an engine operable on a gaseous fuel
15 and a liquid fuel; attaching a carburetor to an intake of the engine, the
16 carburetor comprising a throat to mix gaseous fuel with air and liquid fuel
17 with air, a float bowl, and a fuel passage extending from the float bowl to
18 the throat to provide liquid fuel; coupling a switch to the engine to change
19 operation of the engine between gaseous fuel and liquid fuel; and attaching
20 a liquid fuel cut-off to the carburetor to close the fuel passage upon actuation
21 of the switch from liquid fuel to gaseous fuel, as called for in claim 57 of
22 U.S. Patent No. 10,697,398.
- 23 k. Dependent claim 58 by specifically including all the aforementioned
24 elements of claim 57 and, in addition, coupling a manually operated control
25 operatively to the liquid fuel cut-off, as called for in claim 58 of U.S. Patent
26 No. 10,697,398.

27 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 103(a)–(c)
28 infringe at least claims 1, 2, 3, 4, 15, 22, 23, 57, and 58 of U.S. Patent No. 10,697,398.

1 105. Champion has acquired and inspected the following Westinghouse generator
2 models that Defendants have been and are making, using, selling, or offering for sale within the
3 United States, or importing into the United States, and that infringe one or more claims of U.S.
4 Patent No. 10,697,398:

5 a. Model WGen 12000DFc, a multi-fuel Generator.

6 106. Upon acquisition, disassembly as needed, review of the owner's manual and
7 electrical schematics, and inspection, it was determined that the aforementioned Westinghouse
8 Generator Model includes all of the elements of at least claim 57 of U.S. Patent No. 10,697,398.
9 The foregoing Westinghouse Generator Model infringes:

10 a. Independent claim 57 by specifically including a method of assembling a
11 dual fuel engine comprising providing an engine operable on a gaseous fuel
12 and a liquid fuel; attaching a carburetor to an intake of the engine, the
13 carburetor comprising a throat to mix gaseous fuel with air and liquid fuel
14 with air, a float bowl, and a fuel passage extending from the float bowl to
15 the throat to provide liquid fuel; coupling a switch to the engine to change
16 operation of the engine between gaseous fuel and liquid fuel; and attaching
17 a liquid fuel cut-off to the carburetor to close the fuel passage upon actuation
18 of the switch from liquid fuel to gaseous fuel, as called for in claim 57 of
19 U.S. Patent No. 10,697,398.

20 Therefore, the aforementioned Westinghouse generator model listed in Paragraph 105(a) infringes
21 at least claim 57 of U.S. Patent No. 10,697,398.

22 107. Upon information and belief, Defendants have been and are now making, using,
23 selling, or offering for sale within the United States, or importing into the United States, the
24 following additional generator model:

25 a. Model WGen 12000DF, a multi-fuel Generator.

26 108. Upon review of the owner's manual of the WGen 12000DFc generator and the
27 owner's manual for the WGen 12000DF including review of images and electrical schematics, it
28 was determined that the Westinghouse Model WGen 12000DF includes all of the elements of at

1 least claim 57 of U.S. Patent No. 10,697,398. The foregoing Westinghouse generator model
2 infringes:

- 3 a. Independent claim 57 by specifically including a method of assembling a
4 dual fuel engine comprising providing an engine operable on a gaseous fuel
5 and a liquid fuel; attaching a carburetor to an intake of the engine, the
6 carburetor comprising a throat to mix gaseous fuel with air and liquid fuel
7 with air, a float bowl, and a fuel passage extending from the float bowl to
8 the throat to provide liquid fuel; coupling a switch to the engine to change
9 operation of the engine between gaseous fuel and liquid fuel; and attaching
10 a liquid fuel cut-off to the carburetor to close the fuel passage upon actuation
11 of the switch from liquid fuel to gaseous fuel, as called for in claim 57 of
12 U.S. Patent No. 10,697,398.

13 Therefore, the aforementioned Westinghouse generator model listed in Paragraph 107(a) infringes
14 at least claim 57 of U.S. Patent No. 10,697,398.

15 109. Champion has no adequate remedy at law against Defendants' acts of infringement
16 and will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined
17 from their infringement of U.S. Patent No. 10,697,398.

18 110. Upon information and belief, Defendants' infringement has been willful, deliberate,
19 and with knowledge of Champion's rights under U.S. Patent No. 10,697,398.

20 111. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
21 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)
22 license by Defendants of Champion's patents, Defendants have monitored Champion's patents and
23 published patent applications and had actual notice of all of Champion's patents and published
24 patent applications as of their publication dates.

25 112. Defendants, by way of their infringing activity, have caused and continue to cause
26 Champion to suffer damages in an amount to be determined at trial.

27 **COUNT VII: INFRINGEMENT OF U.S. PATENT NO. 11,143,145**

28 113. Paragraphs 1 through 112 are incorporated by reference as if fully set forth herein.

1 114. U.S. Patent No. 11,143,145 is titled “BATTERYLESS DUAL FUEL ENGINE
2 WITH LIQUID FUEL CUT-OFF.” U.S. Patent No. 11,143,145 was duly and legally issued on
3 October 12, 2021. A true and correct copy of U.S. Patent No. 11,143,145 is attached as Exhibit
4 G.

5 115. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
6 Patent No. 11,143,145 and possesses all rights of recovery under the patent, including the right to
7 recover damages for past infringement.

8 116. Champion has acquired and inspected the following Westinghouse generator
9 models that Defendants have been and are making, using, selling, or offering for sale within the
10 United States, or importing into the United States, and that infringe one or more claims of U.S.
11 Patent No. 11,143,145:

- 12 a. Model WGen 3600DFc, a multi-fuel Generator;
- 13 b. Model iGen 4500DF, a multi-fuel Generator;
- 14 c. Model WGen 9500DFc, a multi-fuel Generator;
- 15 d. Model WGen 5300DFc, a multi-fuel Generator;
- 16 e. Model WGen 7500DF, a multi-fuel Generator;
- 17 f. aModel WGen 10500TFc, a multi-fuel Generator;
- 18 g. Model WGen 9500TFc, a multi-fuel Generator; and
- 19 h. Model WGen 11500TFc, a multi-fuel Generator

20 117. Upon acquisition, disassembly as needed, review of the owner’s manual and
21 electrical schematics, and inspection, it was determined that the foregoing Westinghouse generator
22 models include all of the elements of at least claims 1–5, and 10 of U.S. Patent No. 11,143,145.
23 The foregoing Westinghouse generator models infringe:

- 24 a. Independent claim 1 by specifically including a dual fuel generator
25 comprising: an engine operable on a gaseous fuel and a liquid fuel; an
26 electrical power generator driven by the engine and comprising a charging
27 coil; a switch to change operation of the engine between gaseous fuel and
28 liquid fuel; a carburetor attached to an intake of the engine to mix air and

1 fuel and connect to a gaseous fuel source and a liquid fuel source; a liquid
2 fuel cut-off solenoid to interrupt liquid fuel flow to the engine upon
3 actuation of the switch from liquid fuel to gaseous fuel; and a voltage
4 regulator coupled to the charging coil to receive power therefrom and that
5 operates to provide a regulated voltage to the liquid fuel cut-off solenoid, as
6 called for in claim 1 of U.S. Patent No. 11,143,145.

7 b. Dependent claim 2 by specifically including all the aforementioned
8 elements of claim 1 and, in addition, a liquid fuel valve along a liquid fuel
9 line coupling the liquid fuel source to the carburetor; and a gaseous fuel
10 valve along a gaseous fuel line coupling the gaseous fuel source to the
11 carburetor, as called for in claim 2 of U.S. Patent No. 11,143,145.

12 c. Dependent claim 3 by specifically including all the aforementioned
13 elements of claim 2 and, in addition, wherein each of the liquid fuel valve
14 and the gaseous fuel valve comprises a mechanical valve, as called for in
15 claim 3 of U.S. Patent No. 11,143,145.

16 d. Dependent claim 4 by specifically including all the aforementioned
17 elements of claim 2 and, in addition, wherein the liquid fuel cut-off solenoid
18 is attached to the carburetor, as called for in claim 4 of U.S. Patent No.
19 11,143,145.

20 e. Dependent claim 5 by specifically including all the aforementioned
21 elements of claim 1 and, in addition, wherein the gaseous fuel is LPG and
22 the liquid fuel is gasoline, as called for in claim 5 of U.S. Patent No.
23 11,143,145.

24 f. Dependent claim 10 by specifically including all the aforementioned
25 elements of claim 1 and, in addition, wherein the electrical power generator
26 comprises a magneto or an alternator, as called for in claim 10 of U.S. Patent
27 No. 11,143,145.

28 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 116(a)–(h)

1 infringe at least claims 1–5 and 10 of U.S. Patent No. 11,143,145.

2 118. Upon information and belief, Defendants have been and are now making, using,
3 selling, or offering for sale within the United States, or importing into the United States, the
4 following additional generator models:

- 5 a. Model WGen 3600DF, a multi-fuel Generator;
- 6 b. Model WGen 5300DF, a multi-fuel Generator;
- 7 c. Model WGen 7500DFc, a multi-fuel Generator;
- 8 d. Model WGen 9500DF, a multi-fuel Generator;
- 9 e. Model iGen 4500DFc, a multi-fuel Generator;
- 10 f. Model iGen 4500DFcv, a multi-fuel Generator;
- 11 g. Model iGen 5000DF, a multi-fuel Generator; and
- 12 h. Model iGen 5000DFc, a multi-fuel Generator.

13 119. Upon review of images and the owner’s manuals of the foregoing Westinghouse
14 generator models and comparisons of the images and owner’s manuals of the foregoing
15 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph
16 116, it was determined that the foregoing Westinghouse generator models include all of the
17 elements of at least claims 1, 2, 3, 4, 5, and 10 of U.S. Patent No. 11,143,145. The foregoing
18 Westinghouse generator models infringe:

- 19 a. Independent claim 1 by specifically including a dual fuel generator
20 comprising: an engine operable on a gaseous fuel and a liquid fuel; an
21 electrical power generator driven by the engine and comprising a charging
22 coil; a switch to change operation of the engine between gaseous fuel and
23 liquid fuel; a carburetor attached to an intake of the engine to mix air and
24 fuel and connect to a gaseous fuel source and a liquid fuel source; a liquid
25 fuel cut-off solenoid to interrupt liquid fuel flow to the engine upon
26 actuation of the switch from liquid fuel to gaseous fuel; and a voltage
27 regulator coupled to the charging coil to receive power therefrom and that
28

1 operates to provide a regulated voltage to the liquid fuel cut-off solenoid, as
2 called for in claim 1 of U.S. Patent No. 11,143,145.

3 b. Dependent claim 2 by specifically including all the aforementioned
4 elements of claim 1 and, in addition, a liquid fuel valve along a liquid fuel
5 line coupling the liquid fuel source to the carburetor; and a gaseous fuel
6 valve along a gaseous fuel line coupling the gaseous fuel source to the
7 carburetor, as called for in claim 2 of U.S. Patent No. 11,143,145.

8 c. Dependent claim 3 by specifically including all the aforementioned
9 elements of claim 2 and, in addition, wherein each of the liquid fuel valve
10 and the gaseous fuel valve comprises a mechanical valve, as called for in
11 claim 3 of U.S. Patent No. 11,143,145.

12 d. Dependent claim 4 by specifically including all the aforementioned
13 elements of claim 2 and, in addition, wherein the liquid fuel cut-off solenoid
14 is attached to the carburetor, as called for in claim 4 of U.S. Patent No.
15 11,143,145.

16 e. Dependent claim 5 by specifically including all the aforementioned
17 elements of claim 1 and, in addition, wherein the gaseous fuel is LPG and
18 the liquid fuel is gasoline, as called for in claim 5 of U.S. Patent No.
19 11,143,145.

20 f. Dependent claim 10 by specifically including all the aforementioned
21 elements of claim 1 and, in addition, wherein the electrical power generator
22 comprises a magneto or an alternator, as called for in claim 10 of U.S. Patent
23 No. 11,143,145.

24 Therefore, aforementioned Westinghouse generator models listed in Paragraph 118(a)–(h) infringe
25 at least claims 1-5, and 10 of U.S. Patent No. 11,143,145.

26 120. Champion has acquired and inspected the following Westinghouse generator
27 models that Defendants have been and are making, using, selling, or offering for sale within the
28

1 United States, or importing into the United States, and that infringe one or more claims of U.S.
2 Patent No. 11,143,145:

3 a. Model WGen 5300DFv, a multi-fuel Generator.

4 121. Upon acquisition, disassembly as needed, review of the owner's manual and
5 electrical schematics, and inspection, it was determined that the foregoing Westinghouse generator
6 model includes all of the elements of at least claims 11 and 13 of U.S. Patent No. 11,143,145. The
7 foregoing Westinghouse generator model infringes:

8 a. Independent claim 11 by specifically including a dual fuel generator
9 comprising an engine operable on a gaseous fuel and a liquid fuel; a
10 carburetor attached to an intake of the engine to mix air and fuel and connect
11 to a gaseous fuel source and a liquid fuel source; and a manually actuated
12 fuel shutoff coupled to the carburetor, the manually actuated fuel shutoff
13 comprising a first end in the carburetor that actuates to selectively allow or
14 block a flow of fuel through the carburetor; and a second end external to the
15 carburetor to actuate the first end, as called for in claim 11 of U.S. Patent
16 No. 11,143,145.

17 b. Dependent claim 13 by specifically including all the aforementioned
18 elements of claim 11 and, in addition, wherein the gaseous fuel is LPG and
19 the liquid fuel is gasoline, as called for in claim 13 of U.S. Patent No.
20 11,143,145.

21 Therefore, the aforementioned Westinghouse generator model listed in Paragraph 120(a) infringes
22 at least claims 11 and 13 of U.S. Patent No. 11,143,145.

23 122. Upon information and belief, Defendants have been and are now making, using,
24 selling, or offering for sale within the United States, or importing into the United States, the
25 following additional generator models:

26 a. Model WGen 3600DFcv, a multi-fuel Generator;

27 b. Model WGen 3600DFv, a multi-fuel Generator; and

28 c. Model WGen 5300DFcv, a multi-fuel Generator.

1 123. Upon review of images and the owner’s manuals of the foregoing Westinghouse
2 generator models and comparisons of the images and owner’s manuals of the foregoing
3 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph
4 120, it was determined that the foregoing Westinghouse generator models include all of the
5 elements of at least claims 11 and 13 of U.S. Patent No. 11,143,145. The foregoing Westinghouse
6 generator models infringe:

7 a. Independent claim 11 by specifically including a dual fuel generator
8 comprising an engine operable on a gaseous fuel and a liquid fuel; a
9 carburetor attached to an intake of the engine to mix air and fuel and connect
10 to a gaseous fuel source and a liquid fuel source; and a manually actuated
11 fuel shutoff coupled to the carburetor, the manually actuated fuel shutoff
12 comprising a first end in the carburetor that actuates to selectively allow or
13 block a flow of fuel through the carburetor; and a second end external to the
14 carburetor to actuate the first end, as called for in claim 11 of U.S. Patent
15 No. 11,143,145.

16 b. Dependent claim 13 by specifically including all the aforementioned
17 elements of claim 11 and, in addition, wherein the gaseous fuel is LPG and
18 the liquid fuel is gasoline, as called for in claim 13 of U.S. Patent No.
19 11,143,145.

20 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 122(a)–(c)
21 infringe at least claims 11 and 13 of U.S. Patent No. 11,143,145.

22 124. Champion has no adequate remedy at law against Defendants’ acts of infringement
23 and will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined
24 from their infringement of U.S. Patent No. 11,143,145.

25 125. Upon information and belief, Defendants’ infringement has been willful, deliberate,
26 and with knowledge of Champion’s rights under U.S. Patent No. 11,143,145.

27 126. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
28 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)

1 license by Defendants of Champion’s patents, Defendants have monitored Champion’s patents and
2 published patent applications and had actual notice of all of Champion's patents and published
3 patent applications as of their publication dates.

4 127. Defendants, by way of their infringing activity, have caused and continue to cause
5 Champion to suffer damages in an amount to be determined at trial.

6 **COUNT VIII: INFRINGEMENT OF U.S. PATENT NO. 10,598,101**

7 128. Paragraphs 1 through 127 are incorporated by reference as if fully set forth herein.

8 129. U.S. Patent No. 10,598,101 is titled “DUAL FUEL SELECTOR SWITCH.” U.S.
9 Patent No. 10,598,101 was duly and legally issued on March 24, 2020. A true and correct copy of
10 U.S. Patent No. 10,598,101 is attached as Exhibit H.

11 130. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
12 Patent No. 10,598,101 and possesses all rights of recovery under the patent, including the right to
13 recover damages for past infringement.

14 131. Champion has acquired and inspected the following Westinghouse generator
15 models that Defendants have been and are making, using, selling, or offering for sale within the
16 United States, or importing into the United States, and that infringe one or more claims of U.S.
17 Patent No. 10,598,101:

- 18 a. Model WGen 3600DFc, a multi-fuel Generator;
- 19 b. Model iGen 4500DF, a multi-fuel Generator;
- 20 c. Model WGen 5300DFv, a multi-fuel Generator;
- 21 d. Model WGen 9500DFc, a multi-fuel Generator;
- 22 e. Model WGen 5300DFc, a multi-fuel Generator;
- 23 f. Model WGen 7500DF, a multi-fuel Generator;
- 24 g. Model WGen 10500TFc, a multi-fuel Generator;
- 25 h. Model WGen 9500TFc, a multi-fuel Generator; and
- 26 i. Model WGen 11500TFc, a multi-fuel Generator.

27 132. Upon acquisition, disassembly as needed, review of the owner’s manual and
28 electrical schematics, and inspection, it was determined that the foregoing Westinghouse generator

1 models include all of the elements of at least claims 1, 2, 8, 9, 10, 11, 16, 18, and 19 of U.S. Patent
2 No. 11,905,895. The aforementioned Westinghouse generator models infringe:

- 3 a. Independent claim 1 by specifically including a fuel selector for use with a
4 dual fuel generator, the fuel selector comprising: a valve assembly fluidly
5 connected to each of a first fuel source and a second fuel source, the valve
6 assembly being operable to selectively control a first fuel flow and a second
7 fuel flow from the first fuel source and the second fuel source, respectively,
8 to an engine of the dual fuel generator; and a selector switch positioned on
9 the valve assembly to allow a user to manually select one of the first fuel
10 flow and the second fuel flow; wherein the valve assembly comprises: a
11 first fuel valve having open and closed positions to selectively control the
12 first fuel flow to the engine; and a second fuel valve having open and closed
13 positions to selectively control the second fuel flow to the engine; and
14 wherein the first fuel valve and the second fuel valve are mechanical valves,
15 as called for in claim 1 of U.S. Patent No. 10,598,101.
- 16 b. Dependent claim 2 by specifically including all the aforementioned
17 elements of claim 1 and, in addition, wherein the selector switch provides
18 for manual actuation of the first fuel valve and the second fuel valve
19 between the open and closed positions, as called for in claim 2 of U.S. Patent
20 No. 10,598,101.
- 21 c. Dependent claim 8 by specifically including all the aforementioned
22 elements of claim 1 and, in addition, wherein the first fuel valve is attached
23 to a liquefied petroleum gas (LPG) fuel source and wherein the second fuel
24 valve is attached to a gasoline source, as called for in claim 8 of U.S. Patent
25 No. 10,598,101.
- 26 d. Dependent claim 9 by specifically including all the aforementioned
27 elements of claim 1 and, in addition, wherein the mechanical valve of each
28

1 of the first fuel valve and the second fuel valve is a non-solenoid valve, as
2 called for in claim 9 of U.S. Patent No. 10,598,101.

3 e. Independent claim 10 by specifically including a fuel selector for use with
4 a dual fuel generator, the fuel selector comprising: a valve assembly fluidly
5 connected to each of a first fuel source and a second fuel source, the valve
6 assembly being operable to selectively control a first fuel flow and a second
7 fuel flow from the first fuel source and the second fuel source, respectively,
8 to an engine of the dual fuel generator; and at least one valve handle
9 positioned on and operably connected to the valve assembly to actuate the
10 valve assembly to enable one of the first fuel flow and the second fuel flow
11 to the engine; wherein the valve assembly comprises: a first fuel valve
12 having open and closed positions to selectively control the first fuel flow to
13 the engine; and a second fuel valve having open and closed positions to
14 selectively control the second fuel flow to the engine; and wherein the at
15 least one valve handle is mechanically coupled to the first fuel valve and the
16 second fuel valve to selectively open and close the first fuel valve and the
17 second fuel valve responsive to actuation thereof, as called for in claim 10
18 of U.S. Patent No. 10,598,101.

19 f. Dependent claim 16 by specifically including all the aforementioned
20 elements of claim 10 and, in addition, wherein the first fuel source
21 comprises LPG and the second fuel source comprises gasoline, as called for
22 in claim 16 of U.S. Patent No. 10,598,101.

23 g. Independent claim 18 by specifically including a fuel selector for use with
24 a dual fuel generator, the fuel selector comprising: a valve assembly fluidly
25 connected to each of a first fuel source and a second fuel source, the valve
26 assembly being operable to selectively control a first fuel flow and a second
27 fuel flow from the first fuel source and the second fuel source, respectively,
28 to an engine of the dual fuel generator; and a selector switch positioned on

1 the valve assembly to allow a user to manually select one of the first fuel
2 flow and the second fuel flow; wherein the valve assembly comprises: two
3 fuel inputs, with a first fuel input connected to the first fuel source and a
4 second fuel input connected to the second fuel source; and two fuel outputs
5 supplying fuel from only one of the first fuel source or the second fuel
6 source, wherein the valve assembly comprises a first fuel valve having open
7 and closed positions to selectively control the first fuel flow to the engine;
8 and a second fuel valve having open and closed positions to selectively
9 control the second fuel flow to the engine, as called for in claim 18 of U.S.
10 Patent No. 10,598,101.

- 11 h. Dependent claim 19 by specifically including all the aforementioned
12 elements of claim 18 and, in addition, wherein the first fuel valve and the
13 second fuel valve are non-solenoid, mechanical valves, as called for in claim
14 19 of U.S. Patent No. 10,598,101.

15 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 131(a)–(i)
16 infringe at least claims 1, 2, 8, 9, 10, 11, 16, 18, and 19 of U.S. Patent No. 10,598,101.

17 133. Upon information and belief, Defendants have been and are now making, using,
18 selling, or offering for sale within the United States, or importing into the United States, the
19 following additional generator models:

- 20 a. Model WGen 3600DF, a multi-fuel Generator;
21 b. Model WGen 5300DF, a multi-fuel Generator;
22 c. Model WGen 7500DFc, a multi-fuel Generator;
23 d. Model WGen 9500DF, a multi-fuel Generator;
24 e. Model iGen 4500DFc, a multi-fuel Generator;
25 f. Model iGen 4500DFcv, a multi-fuel Generator;
26 g. Model iGen 5000DF, a multi-fuel Generator;
27 h. Model iGen 5000DFc, a multi-fuel Generator;
28 i. Model WGen 3600DFcv, a multi-fuel Generator;

- 1 j. Model WGen 3600DFv, a multi-fuel Generator; and
- 2 k. Model WGen 5300DFcv, a multi-fuel Generator.

3 134. Upon review of images and the owner's manuals of the foregoing Westinghouse
4 generator models and comparisons of the images and owner's manuals of the foregoing
5 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph
6 131, it was determined that the foregoing Westinghouse generator models include all of the
7 elements of at least claims 1, 2, 8, 9, 10, 11 16, 18, and 19 of U.S. Patent No. 10,598,101. The
8 foregoing Westinghouse generator models infringe:

- 9 a. Independent claim 1 by specifically including a fuel selector for use with a
10 dual fuel generator, the fuel selector comprising: a valve assembly fluidly
11 connected to each of a first fuel source and a second fuel source, the valve
12 assembly being operable to selectively control a first fuel flow and a second
13 fuel flow from the first fuel source and the second fuel source, respectively,
14 to an engine of the dual fuel generator; and a selector switch positioned on
15 the valve assembly to allow a user to manually select one of the first fuel
16 flow and the second fuel flow; wherein the valve assembly comprises: a
17 first fuel valve having open and closed positions to selectively control the
18 first fuel flow to the engine; and a second fuel valve having open and closed
19 positions to selectively control the second fuel flow to the engine; and
20 wherein the first fuel valve and the second fuel valve are mechanical valves,
21 as called for in claim 1 of U.S. Patent No. 10,598,101.
- 22 b. Dependent claim 2 by specifically including all the aforementioned
23 elements of claim 1 and, in addition, wherein the selector switch provides
24 for manual actuation of the first fuel valve and the second fuel valve
25 between the open and closed positions, as called for in claim 2 of U.S. Patent
26 No. 10,598,101.
- 27 c. Dependent claim 8 by specifically including all the aforementioned
28 elements of claim 1 and, in addition, wherein the first fuel valve is attached

1 to a liquefied petroleum gas (LPG) fuel source and wherein the second fuel
2 valve is attached to a gasoline source, as called for in claim 8 of U.S. Patent
3 No. 10,598,101.

4 d. Dependent claim 9 by specifically including all the aforementioned
5 elements of claim 1 and, in addition, wherein the mechanical valve of each
6 of the first fuel valve and the second fuel valve is a non-solenoid valve, as
7 called for in claim 9 of U.S. Patent No. 10,598,101.

8 e. Independent claim 10 by specifically including a fuel selector for use with
9 a dual fuel generator, the fuel selector comprising: a valve assembly fluidly
10 connected to each of a first fuel source and a second fuel source, the valve
11 assembly being operable to selectively control a first fuel flow and a second
12 fuel flow from the first fuel source and the second fuel source, respectively,
13 to an engine of the dual fuel generator; and at least one valve handle
14 positioned on and operably connected to the valve assembly to actuate the
15 valve assembly to enable one of the first fuel flow and the second fuel flow
16 to the engine; wherein the valve assembly comprises: a first fuel valve
17 having open and closed positions to selectively control the first fuel flow to
18 the engine; and a second fuel valve having open and closed positions to
19 selectively control the second fuel flow to the engine; and wherein the at
20 least one valve handle is mechanically coupled to the first fuel valve and the
21 second fuel valve to selectively open and close the first fuel valve and the
22 second fuel valve responsive to actuation thereof, as called for in claim 10
23 of U.S. Patent No. 10,598,101.

24 f. Dependent claim 16 by specifically including all the aforementioned
25 elements of claim 10 and, in addition, wherein the first fuel source
26 comprises LPG and the second fuel source comprises gasoline, as called for
27 in claim 16 of U.S. Patent No. 10,598,101.

28

1 g. Independent claim 18 by specifically including a fuel selector for use with
2 a dual fuel generator, the fuel selector comprising: a valve assembly fluidly
3 connected to each of a first fuel source and a second fuel source, the valve
4 assembly being operable to selectively control a first fuel flow and a second
5 fuel flow from the first fuel source and the second fuel source, respectively,
6 to an engine of the dual fuel generator; and a selector switch positioned on
7 the valve assembly to allow a user to manually select one of the first fuel
8 flow and the second fuel flow; wherein the valve assembly comprises: two
9 fuel inputs, with a first fuel input connected to the first fuel source and a
10 second fuel input connected to the second fuel source; and two fuel outputs
11 supplying fuel from only one of the first fuel source or the second fuel
12 source, wherein the valve assembly comprises a first fuel valve having open
13 and closed positions to selectively control the first fuel flow to the engine;
14 and a second fuel valve having open and closed positions to selectively
15 control the second fuel flow to the engine, as called for in claim 18 of U.S.
16 Patent No. 10,598,101.

17 h. Dependent claim 19 by specifically including all the aforementioned
18 elements of claim 18 and, in addition, wherein the first fuel valve and the
19 second fuel valve are non-solenoid, mechanical valves, as called for in claim
20 19 of U.S. Patent No. 10,598,101.

21 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 133(a)–(k)
22 infringe at least claims 1, 2, 8, 9, 10, 11, 16, 18, and 19 of U.S. Patent No. 10,598,101.

23 135. Champion has no adequate remedy at law against Defendants’ acts of infringement
24 and will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined
25 from their infringement of U.S. Patent No. 10,598,101.

26 136. Upon information and belief, Defendants’ infringement has been willful, deliberate,
27 and with knowledge of Champion’s rights under U.S. Patent No. 10,598,101.

28

1 137. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
2 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)
3 license by Defendants of Champion’s patents, Defendants have monitored Champion’s patents and
4 published patent applications and had actual notice of all of Champion's patents and published
5 patent applications as of their publication dates.

6 138. Defendants, by way of their infringing activity, have caused and continue to cause
7 Champion to suffer damages in an amount to be determined at trial.

8 **COUNT IX: INFRINGEMENT OF U.S. PATENT NO. 11,306,667**

9 139. Paragraphs 1 through 138 are incorporated by reference as if fully set forth herein.

10 140. U.S. Patent No. 11,306,667 is titled “DUAL FUEL SELECTOR SWITCH.” U.S.
11 Patent No. 11,306,667 was duly and legally issued on April 19, 2022. A true and correct copy of
12 U.S. Patent No. 11,306,667 is attached as Exhibit I.

13 141. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
14 Patent No. 11,306,667 and possesses all rights of recovery under the patent, including the right to
15 recover damages for past infringement.

16 142. Champion has acquired and inspected the following Westinghouse generator
17 models that Defendants have been and are making, using, selling, or offering for sale within the
18 United States, or importing into the United States, and that infringe one or more claims of U.S.
19 Patent No. 11,306,667:

- 20 a. Model WGen 3600DFc, a multi-fuel Generator;
- 21 b. Model iGen 4500DF, a multi-fuel Generator;
- 22 c. Model WGen 9500DFc, a multi-fuel Generator;
- 23 d. Model WGen 7500DF, a multi-fuel Generator;
- 24 e. Model WGen 10500TFc, a multi-fuel Generator;
- 25 f. Model WGen 9500TFc, a multi-fuel Generator; and
- 26 g. Model WGen 11500TFc, a multi-fuel Generator.

27 143. Upon acquisition, disassembly as needed, review of the owner’s manual and
28 electrical schematics, and inspection, it was determined that each of the foregoing Westinghouse

1 generator models include all of the elements of at least claims 1–9 of U.S. Patent No. 11,306,667.

2 The foregoing Westinghouse Generator Models infringe:

- 3 a. Independent claim 1 by specifically including a fuel selector for use with a
4 dual fuel generator, the fuel selector a selector having a valve assembly
5 fluidly connected to each of a first fuel source and a second fuel source,
6 being operable to selectively control a first fuel flow and a second fuel flow
7 from the first fuel source and the second fuel source, respectively, to an
8 engine of the dual fuel generator, and including two fuel inputs, with a first
9 fuel input connected to the first fuel source and a second fuel input
10 connected to the second fuel source, and two fuel outputs for selectively
11 supplying fuel to an engine from the first fuel source or the second fuel
12 source; and a selector switch positioned on the valve assembly to allow a
13 user to manually select one of the first fuel flow and the second fuel flow,
14 as called for in claim 1 of U.S. Patent No. 11,306,667.
- 15 b. Dependent claim 2 by specifically including all the aforementioned
16 elements of claim 1 and, in addition, the two fuel outputs selectively supply
17 fuel to the engine from only one of the first fuel source or the second fuel
18 source, responsive to selection of the first fuel flow or the second fuel flow
19 via the selector switch, and a corresponding operation of the valve
20 assembly, as called for in claim 2 of U.S. Patent No. 11,306,667.
- 21 c. Dependent claim 3 by specifically including all the aforementioned
22 elements of claim 1 and, in addition, the valve assembly has a first fuel valve
23 having open and closed positions to selectively control the first fuel flow to
24 the engine and a second fuel valve having open and closed positions to
25 selectively control the second fuel flow to the engine, as called for in claim
26 3 of U.S. Patent No. 11,306,667.
- 27 d. Dependent claim 4 by specifically including all the aforementioned
28 elements of claim 3 and, in addition, the first fuel valve and the second fuel

1 valve are non-solenoid, mechanical valves, as called for in claim 4 of U.S.
2 Patent No. 11,306,667.

3 e. Dependent claim 5 by specifically including all the aforementioned
4 elements of claim 3 and, in addition, wherein the selector switch provides
5 for manual actuation of the first fuel valve and the second fuel valve
6 between the open and closed positions, as called for in claim 5 of U.S. Patent
7 No. 11,306,667.

8 f. Dependent claim 6 by specifically including all the aforementioned
9 elements of claim 1 and, in addition, a carburetor solenoid switch
10 configured to activate an associated carburetor solenoid when actuated, as
11 called for in claim 6 of U.S. Patent No. 11,306,667.

12 g. Dependent claim 7 by specifically including all the aforementioned
13 elements of claim 6 and, in addition, the selector switch is in a first position,
14 the selector switch actuates the carburetor solenoid switch, so as to activate
15 the carburetor solenoid and stop the second fuel flow to the engine, as called
16 for in claim 7 of U.S. Patent No. 11,306,667.

17 h. Dependent claim 8 by specifically including all the aforementioned
18 elements of claim 7 and, in addition, when the selector switch is in a second
19 position, the carburetor solenoid allows the second fuel flow to the engine,
20 as called for in claim 8 of U.S. Patent No. 11,306,667.

21 i. Dependent claim 9 by specifically including all the aforementioned
22 elements of claim 1 and, in addition, the first fuel source is an LPG fuel
23 source and wherein the second fuel source is a gasoline source, as called for
24 in claim 9 of U.S. Patent No. 11,306,667.

25 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 142(a)-(g)
26 infringe at least claims 1-9 of U.S. Patent No. 11,306,667.

1 144. Upon information and belief, Defendants have been and are now making, using,
2 selling, or offering for sale within the United States, or importing into the United States, the
3 following additional generator models:

- 4 a. Model WGen 3600DF, a multi-fuel Generator;
- 5 b. Model WGen 5300DF, a multi-fuel Generator;
- 6 c. Model WGen 7500DFc, a multi-fuel Generator;
- 7 d. Model iGen 4500DFc, a multi-fuel Generator;
- 8 e. Model iGen 4500DFcv, a multi-fuel Generator;
- 9 f. Model iGen 5000DF, a multi-fuel Generator; and
- 10 g. Model iGen 5000DFc, a multi-fuel Generator.

11 145. Upon review of images and the owner's manuals of the foregoing Westinghouse
12 generator models and comparisons of the images and owner's manuals of the foregoing
13 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph
14 142, it was determined that the foregoing Westinghouse generator models include all of the
15 elements of at least claims 1–9 of U.S. Patent No. 11,306,667. The foregoing Westinghouse
16 Generator Models infringe:

- 17 a. Independent claim 1 by specifically including a fuel selector for use with a
18 dual fuel generator, the fuel selector a selector having a valve assembly
19 fluidly connected to each of a first fuel source and a second fuel source,
20 being operable to selectively control a first fuel flow and a second fuel flow
21 from the first fuel source and the second fuel source, respectively, to an
22 engine of the dual fuel generator, and including two fuel inputs, with a first
23 fuel input connected to the first fuel source and a second fuel input
24 connected to the second fuel source, and two fuel outputs for selectively
25 supplying fuel to an engine from the first fuel source or the second fuel
26 source; and a selector switch positioned on the valve assembly to allow a
27 user to manually select one of the first fuel flow and the second fuel flow,
28 as called for in claim 1 of U.S. Patent No. 11,306,667.

- 1 b. Dependent claim 2 by specifically including all the aforementioned
2 elements of claim 1 and, in addition, the two fuel outputs selectively supply
3 fuel to the engine from only one of the first fuel source or the second fuel
4 source, responsive to selection of the first fuel flow or the second fuel flow
5 via the selector switch, and a corresponding operation of the valve
6 assembly, as called for in claim 2 of U.S. Patent No. 11,306,667.
- 7 c. Dependent claim 3 by specifically including all the aforementioned
8 elements of claim 1 and, in addition, the valve assembly has a first fuel valve
9 having open and closed positions to selectively control the first fuel flow to
10 the engine and a second fuel valve having open and closed positions to
11 selectively control the second fuel flow to the engine, as called for in claim
12 3 of U.S. Patent No. 11,306,667.
- 13 d. Dependent claim 4 by specifically including all the aforementioned
14 elements of claim 3 and, in addition, the first fuel valve and the second fuel
15 valve are non-solenoid, mechanical valves, as called for in claim 4 of U.S.
16 Patent No. 11,306,667.
- 17 e. Dependent claim 5 by specifically including all the aforementioned
18 elements of claim 3 and, in addition, wherein the selector switch provides
19 for manual actuation of the first fuel valve and the second fuel valve
20 between the open and closed positions, as called for in claim 5 of U.S. Patent
21 No. 11,306,667.
- 22 f. Dependent claim 6 by specifically including all the aforementioned
23 elements of claim 1 and, in addition, a carburetor solenoid switch
24 configured to activate an associated carburetor solenoid when actuated, as
25 called for in claim 6 of U.S. Patent No. 11,306,667.
- 26 g. Dependent claim 7 by specifically including all the aforementioned
27 elements of claim 6 and, in addition, the selector switch is in a first position,
28 the selector switch actuates the carburetor solenoid switch, so as to activate

1 the carburetor solenoid and stop the second fuel flow to the engine, as called
2 for in claim 7 of U.S. Patent No. 11,306,667.

3 h. Dependent claim 8 by specifically including all the aforementioned
4 elements of claim 7 and, in addition, when the selector switch is in a second
5 position, the carburetor solenoid allows the second fuel flow to the engine,
6 as called for in claim 8 of U.S. Patent No. 11,306,667.

7 i. Dependent claim 9 by specifically including all the aforementioned
8 elements of claim 1 and, in addition, the first fuel source is an LPG fuel
9 source and wherein the second fuel source is a gasoline source, as called for
10 in claim 9 of U.S. Patent No. 11,306,667.

11 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 144(a)–(g)
12 infringe at least claims 1–9 of U.S. Patent No. 11,306,667.

13 146. Champion has acquired and inspected the following Westinghouse generator model
14 that Defendants have been and are making, using, selling, or offering for sale within the United
15 States, or importing into the United States, and that infringe one or more claims of U.S. Patent No.
16 11,306,667:

17 a. Model WGen 5300DFv, a multi-fuel Generator.

18 147. Upon acquisition, disassembly as needed, review of the owner’s manual and
19 electrical schematics, and inspection, it was determined that Westinghouse Model WGen 5300DFv
20 includes all of the elements of at least claims 1–5, and 9 of U.S. Patent No. 11,306,667. The
21 foregoing Westinghouse Generator Models infringe:

22 a. Independent claim 1 by specifically including a fuel selector for use with a
23 dual fuel generator, the fuel selector a selector having a valve assembly
24 fluidly connected to each of a first fuel source and a second fuel source,
25 being operable to selectively control a first fuel flow and a second fuel flow
26 from the first fuel source and the second fuel source, respectively, to an
27 engine of the dual fuel generator, and including two fuel inputs, with a first
28 fuel input connected to the first fuel source and a second fuel input

1 connected to the second fuel source, and two fuel outputs for selectively
2 supplying fuel to an engine from the first fuel source or the second fuel
3 source; and a selector switch positioned on the valve assembly to allow a
4 user to manually select one of the first fuel flow and the second fuel flow,
5 as called for in claim 1 of U.S. Patent No. 11,306,667.

6 b. Dependent claim 2 by specifically including all the aforementioned
7 elements of claim 1 and, in addition, the two fuel outputs selectively supply
8 fuel to the engine from only one of the first fuel source or the second fuel
9 source, responsive to selection of the first fuel flow or the second fuel flow
10 via the selector switch, and a corresponding operation of the valve
11 assembly, as called for in claim 2 of U.S. Patent No. 11,306,667.

12 c. Dependent claim 3 by specifically including all the aforementioned
13 elements of claim 1 and, in addition, the valve assembly has a first fuel valve
14 having open and closed positions to selectively control the first fuel flow to
15 the engine and a second fuel valve having open and closed positions to
16 selectively control the second fuel flow to the engine, as called for in claim
17 3 of U.S. Patent No. 11,306,667.

18 d. Dependent claim 4 by specifically including all the aforementioned
19 elements of claim 3 and, in addition, the first fuel valve and the second fuel
20 valve are non-solenoid, mechanical valves, as called for in claim 4 of U.S.
21 Patent No. 11,306,667.

22 e. Dependent claim 5 by specifically including all the aforementioned
23 elements of claim 3 and, in addition, wherein the selector switch provides
24 for manual actuation of the first fuel valve and the second fuel valve
25 between the open and closed positions, as called for in claim 5 of U.S. Patent
26 No. 11,306,667.

27 f. Dependent claim 9 by specifically including all the aforementioned
28 elements of claim 1 and, in addition, the first fuel source is an LPG fuel

1 source and wherein the second fuel source is a gasoline source, as called for
2 in claim 9 of U.S. Patent No. 11,306,667.

3 Therefore, the aforementioned Westinghouse generator model listed in Paragraph 146(a) infringes
4 at least claims 1–5 and 9 of U.S. Patent No. 11,306,667.

5 148. Upon information and belief, Defendants have been and are now making, using,
6 selling, or offering for sale within the United States, or importing into the United States, the
7 following additional generator models:

- 8 a. Model WGen 3600DFcv, a multi-fuel Generator;
- 9 b. Model WGen 3600DFv, a multi-fuel Generator; and
- 10 c. Model WGen 5300DFcv, a multi-fuel Generator.

11 149. Upon review of images and the owner’s manuals of the foregoing Westinghouse
12 generator models and comparisons of the images and owner’s manuals of the foregoing
13 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph
14 146, it was determined that the foregoing Westinghouse generator models include all of the
15 elements of at least claims 1–5 and 9 of U.S. Patent No. 11,306,667. The foregoing Westinghouse
16 Generator Models infringe:

- 17 a. Independent claim 1 by specifically including a fuel selector for use with a
18 dual fuel generator, the fuel selector a selector having a valve assembly
19 fluidly connected to each of a first fuel source and a second fuel source,
20 being operable to selectively control a first fuel flow and a second fuel flow
21 from the first fuel source and the second fuel source, respectively, to an
22 engine of the dual fuel generator, and including two fuel inputs, with a first
23 fuel input connected to the first fuel source and a second fuel input
24 connected to the second fuel source, and two fuel outputs for selectively
25 supplying fuel to an engine from the first fuel source or the second fuel
26 source; and a selector switch positioned on the valve assembly to allow a
27 user to manually select one of the first fuel flow and the second fuel flow,
28 as called for in claim 1 of U.S. Patent No. 11,306,667.

- 1 b. Dependent claim 2 by specifically including all the aforementioned
2 elements of claim 1 and, in addition, the two fuel outputs selectively supply
3 fuel to the engine from only one of the first fuel source or the second fuel
4 source, responsive to selection of the first fuel flow or the second fuel flow
5 via the selector switch, and a corresponding operation of the valve
6 assembly, as called for in claim 2 of U.S. Patent No. 11,306,667.
- 7 c. Dependent claim 3 by specifically including all the aforementioned
8 elements of claim 1 and, in addition, the valve assembly has a first fuel valve
9 having open and closed positions to selectively control the first fuel flow to
10 the engine and a second fuel valve having open and closed positions to
11 selectively control the second fuel flow to the engine, as called for in claim
12 3 of U.S. Patent No. 11,306,667.
- 13 d. Dependent claim 4 by specifically including all the aforementioned
14 elements of claim 3 and, in addition, the first fuel valve and the second fuel
15 valve are non-solenoid, mechanical valves, as called for in claim 4 of U.S.
16 Patent No. 11,306,667.
- 17 e. Dependent claim 5 by specifically including all the aforementioned
18 elements of claim 3 and, in addition, wherein the selector switch provides
19 for manual actuation of the first fuel valve and the second fuel valve
20 between the open and closed positions, as called for in claim 5 of U.S. Patent
21 No. 11,306,667.
- 22 f. Dependent claim 9 by specifically including all the aforementioned
23 elements of claim 1 and, in addition, the first fuel source is an LPG fuel
24 source and wherein the second fuel source is a gasoline source, as called for
25 in claim 9 of U.S. Patent No. 11,306,667.

26 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 148(a)–(c)
27 infringe at least claims 1–5 and 9 of U.S. Patent No. 11,306,667.

28

1 150. Champion has no adequate remedy at law against Defendants’ acts of infringement
2 and will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined
3 from their infringement of U.S. Patent No. 11,306,667.

4 151. Upon information and belief, Defendants’ infringement has been willful, deliberate,
5 and with knowledge of Champion’s rights under U.S. Patent No. 11,306,667.

6 152. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
7 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)
8 license by Defendants of Champion’s patents, Defendants have monitored Champion’s patents and
9 published patent applications and have actual notice of all of Champion's patents and published
10 patent applications as of their publication dates.

11 153. Defendants, by way of their infringing activity, have caused and continue to cause
12 Champion to suffer damages in an amount to be determined at trial.

13 **COUNT X: INFRINGEMENT OF U.S. PATENT NO. 11,905,896**

14 154. Paragraphs 1 through 153 are incorporated by reference as if fully set forth herein.

15 155. U.S. Patent No. 11,905,896 is titled “DUAL FUEL SELECTOR SWITCH.” U.S.
16 Patent No. 11,905,896 was duly and legally issued on February 20, 2024. A true and correct copy
17 of U.S. Patent No. 11,905,896 is attached as Exhibit J.

18 156. Champion is the lawful assignee of the entire right, title, and interest in and to U.S.
19 Patent No. 11,905,896 and possesses all rights of recovery under the patent, including the right to
20 recover damages for past infringement.

21 157. Champion has acquired and inspected the following Westinghouse generator
22 models that Defendants have been and are making, using, selling, or offering for sale within the
23 United States, or importing into the United States, and that infringe one or more claims of U.S.
24 Patent No. 11,905,896:

- 25 a. Model WGen 3600DFc, a multi-fuel Generator;
- 26 b. Model iGen 4500DF, a multi-fuel Generator;
- 27 c. Model WGen 9500DFc, a multi-fuel Generator;
- 28 d. Model WGen 5300DFc, a multi-fuel Generator;

- 1 e. Model WGen 7500DF, a multi-fuel Generator;
- 2 f. Model WGen 10500TFc, a multi-fuel Generator;
- 3 g. Model WGen 9500TFc, a multi-fuel Generator; and
- 4 h. Model WGen 11500TFc, a multi-fuel Generator.

5 158. Upon acquisition, disassembly as needed, review of the owner’s manual and
6 electrical schematics, and inspection, it was determined that the foregoing Westinghouse generator
7 models include all of the elements of at least claims 7, 8, 14, 15, 16, 30, 31, 32, 34, 35, 36, 37, and
8 38 of U.S. Patent No. 11,905,896. The foregoing Westinghouse generator models infringe:

- 9 a. Independent claim 7 by specifically including fuel selector for use with a
10 dual fuel generator, the fuel selector comprising a valve assembly fluidly
11 couplable to each of a first fuel source and a second fuel source and operable
12 to selectively control a first fuel flow and a second fuel flow from the first
13 fuel source and the second fuel source, respectively, to an engine of the dual
14 fuel generator, the valve assembly comprising a first mechanical fuel valve
15 having open and closed positions to selectively control the first fuel flow to
16 the engine; and a second mechanical fuel valve having open and closed
17 positions to selectively control the second fuel flow to the engine; and a
18 selector switch movable with respect to the valve assembly to allow a user
19 to manually select the first fuel flow or the second fuel flow , as called for
20 in claim 7 of U.S. Patent No. 11,905,896.
- 21 b. Dependent claim 8 by specifically including all the aforementioned
22 elements of claim 7 and, in addition, wherein the selector switch provides
23 for manual actuation of the first fuel valve and the second fuel valve
24 between the open and closed positions, as called for in claim 8 of U.S. Patent
25 No. 11,905,896.
- 26 c. Dependent claim 14 by specifically including all the aforementioned
27 elements of claim 7 and, in addition, wherein the first fuel valve is couplable
28 to a liquefied petroleum gas (LPG) fuel source; and the second fuel valve is

1 couplable to a gasoline source, as called for in claim 14 of U.S. Patent No.
2 11,905,896.

3 d. Independent claim 15 by specifically including a fuel selector for use with
4 a dual fuel generator, the fuel selector comprising a valve assembly fluidly
5 couplable to each of a first fuel source and a second fuel source and operable
6 to selectively control a first fuel flow and a second fuel flow from the first
7 fuel source and the second fuel source, respectively, to an engine of the dual
8 fuel generator, the valve assembly comprising a first fuel valve having open
9 and closed positions to selectively control the first fuel flow to the engine;
10 and a second fuel valve having open and closed positions to selectively
11 control the second fuel flow to the engine; and at least one valve handle
12 mechanically coupled to the first fuel valve and the second fuel valve to
13 selectively open and close the first fuel valve and the second fuel valve
14 responsive to actuation thereof so as to enable the first fuel flow to the
15 engine or the second fuel flow to the engine, as called for in claim 15 of
16 U.S. Patent No. 11,905,896.

17 e. Dependent claim 16 by specifically including all the aforementioned
18 elements of claim 15 and, in addition, wherein the at least one valve handle
19 enables only one of the first and second fuel flows to the engine at a given
20 time, as called for in claim 16 of U.S. Patent No. 11,905,896.

21 f. Independent claim 30 by specifically including a fuel selector for use with
22 a dual fuel generator, the fuel selector comprising: a valve assembly fluidly
23 couplable to each of a first fuel source and a second fuel source and operable
24 to selectively control a first fuel flow and a second fuel flow from the first
25 fuel source and the second fuel source, respectively, to an engine of the dual
26 fuel generator, the valve assembly comprising: two fuel inputs comprising:
27 a first fuel input couplable to the first fuel source; and a second fuel input
28 couplable to the second fuel source; and two fuel outputs configured to

1 selectively supply fuel to the engine from the first fuel source or the second
2 fuel source; and a selector switch positioned on the valve assembly to allow
3 a user to manually select the first fuel flow or the second fuel flow, as called
4 for in claim 30 of U.S. Patent No. 11,905,896.

5 g. Dependent claim 31 by specifically including all the aforementioned
6 elements of claim 30 and, in addition, wherein the two fuel outputs are
7 configured to selectively supply fuel to the engine from only one of the first
8 and second fuel sources responsive to selection of the first fuel flow or the
9 second fuel flow via the selector switch and a corresponding operation of
10 the valve assembly, as called for in claim 31 of U.S. Patent No. 11,905,896.

11 h. Dependent claim 32 by specifically including all the aforementioned
12 elements of claim 30 and, in addition, wherein the valve assembly
13 comprises: a first fuel valve having open and closed positions to selectively
14 control the first fuel flow to the engine; and a second fuel valve having open
15 and closed positions to selectively control the second fuel flow to the
16 engine, as called for in claim 32 of U.S. Patent No. 11,905,896.

17 i. Dependent claim 34 by specifically including all the aforementioned
18 elements of claim 32 and, in addition, wherein the first fuel valve and the
19 second fuel valve are non-solenoid, mechanical valves, as called for in claim
20 34 of U.S. Patent No. 11,905,896.

21 j. Dependent claim 35 by specifically including all the aforementioned
22 elements of claim 32 and, in addition, wherein the selector switch provides
23 for manual actuation of the first fuel valve and the second fuel valve
24 between the open and closed positions, as called for in claim 35 of U.S.
25 Patent No. 11,905,896.

26 k. Dependent claim 36 by specifically including all the aforementioned
27 elements of claim 30 and, in addition, a carburetor solenoid switch
28

1 configured to activate an associated carburetor solenoid when actuated, as
2 called for in claim 36 of U.S. Patent No. 11,905,896.

3 l. Dependent claim 37 by specifically including all the aforementioned
4 elements of claim 36 and, in addition, wherein, when the selector switch is
5 in a first position, the selector switch actuates the carburetor solenoid switch
6 so as to activate the carburetor solenoid and prohibit the second fuel flow to
7 the engine, as called for in claim 37 of U.S. Patent No. 11,905,896.

8 m. Dependent claim 38 by specifically including all the aforementioned
9 elements of claim 37 and, in addition, wherein, when the selector switch is
10 in a second position, the carburetor solenoid allows the second fuel flow to
11 the engine, as called for in claim 38 of U.S. Patent No. 11,905,896.

12 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 157(a)–(h)
13 infringe at least claims 7, 8, 14, 15, 16, 30, 31, 32, 34, 35, 36, 37, and 38 of U.S. Patent No.
14 11,905,896.

15 159. Upon information and belief, Defendants have been and are now making, using,
16 selling, or offering for sale within the United States, or importing into the United States, the
17 following additional generator models:

- 18 a. Model WGen 3600DF, a multi-fuel Generator;
- 19 b. Model WGen 5300DF, a multi-fuel Generator;
- 20 c. Model WGen 7500DFc, a multi-fuel Generator;
- 21 d. Model WGen 9500DF, a multi-fuel Generator;
- 22 e. Model iGen 4500DFc, a multi-fuel Generator;
- 23 f. Model iGen 4500DFcv, a multi-fuel Generator;
- 24 g. Model iGen 5000DF, a multi-fuel Generator; and
- 25 h. Model iGen 5000DFc, a multi-fuel Generator.

26 160. Upon review of images and the owner’s manuals of the foregoing Westinghouse
27 generator models and comparisons of the images and owner’s manuals of the foregoing
28 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph

1 157, it was determined that the foregoing Westinghouse generator models include all of the
2 elements of at least claims 7, 8, 14, 15, 16, 30, 31, 32, 34, 35, 36, 37, and 38 of U.S. Patent No.
3 11,905,896. The foregoing Westinghouse generator models infringe:

4 a. Independent claim 7 by specifically including fuel selector for use with a
5 dual fuel generator, the fuel selector comprising a valve assembly fluidly
6 couplable to each of a first fuel source and a second fuel source and operable
7 to selectively control a first fuel flow and a second fuel flow from the first
8 fuel source and the second fuel source, respectively, to an engine of the dual
9 fuel generator, the valve assembly comprising a first mechanical fuel valve
10 having open and closed positions to selectively control the first fuel flow to
11 the engine; and a second mechanical fuel valve having open and closed
12 positions to selectively control the second fuel flow to the engine; and a
13 selector switch movable with respect to the valve assembly to allow a user
14 to manually select the first fuel flow or the second fuel flow , as called for
15 in claim 7 of U.S. Patent No. 11,905,896.

16 b. Dependent claim 8 by specifically including all the aforementioned
17 elements of claim 7 and, in addition, wherein the selector switch provides
18 for manual actuation of the first fuel valve and the second fuel valve
19 between the open and closed positions, as called for in claim 8 of U.S. Patent
20 No. 11,905,896.

21 c. Dependent claim 14 by specifically including all the aforementioned
22 elements of claim 7 and, in addition, wherein the first fuel valve is couplable
23 to a liquefied petroleum gas (LPG) fuel source; and the second fuel valve is
24 couplable to a gasoline source, as called for in claim 14 of U.S. Patent No.
25 11,905,896.

26 d. Independent claim 15 by specifically including a fuel selector for use with
27 a dual fuel generator, the fuel selector comprising a valve assembly fluidly
28 couplable to each of a first fuel source and a second fuel source and operable

1 to selectively control a first fuel flow and a second fuel flow from the first
2 fuel source and the second fuel source, respectively, to an engine of the dual
3 fuel generator, the valve assembly comprising a first fuel valve having open
4 and closed positions to selectively control the first fuel flow to the engine;
5 and a second fuel valve having open and closed positions to selectively
6 control the second fuel flow to the engine; and at least one valve handle
7 mechanically coupled to the first fuel valve and the second fuel valve to
8 selectively open and close the first fuel valve and the second fuel valve
9 responsive to actuation thereof so as to enable the first fuel flow to the
10 engine or the second fuel flow to the engine, as called for in claim 15 of
11 U.S. Patent No. 11,905,896.

12 e. Dependent claim 16 by specifically including all the aforementioned
13 elements of claim 15 and, in addition, wherein the at least one valve handle
14 enables only one of the first and second fuel flows to the engine at a given
15 time, as called for in claim 16 of U.S. Patent No. 11,905,896.

16 f. Independent claim 30 by specifically including a fuel selector for use with
17 a dual fuel generator, the fuel selector comprising: a valve assembly fluidly
18 couplable to each of a first fuel source and a second fuel source and operable
19 to selectively control a first fuel flow and a second fuel flow from the first
20 fuel source and the second fuel source, respectively, to an engine of the dual
21 fuel generator, the valve assembly comprising: two fuel inputs comprising:
22 a first fuel input couplable to the first fuel source; and a second fuel input
23 couplable to the second fuel source; and two fuel outputs configured to
24 selectively supply fuel to the engine from the first fuel source or the second
25 fuel source; and a selector switch positioned on the valve assembly to allow
26 a user to manually select the first fuel flow or the second fuel flow, as called
27 for in claim 30 of U.S. Patent No. 11,905,896.

28

- 1 g. Dependent claim 31 by specifically including all the aforementioned
2 elements of claim 30 and, in addition, wherein the two fuel outputs are
3 configured to selectively supply fuel to the engine from only one of the first
4 and second fuel sources responsive to selection of the first fuel flow or the
5 second fuel flow via the selector switch and a corresponding operation of
6 the valve assembly, as called for in claim 31 of U.S. Patent No. 11,905,896.
- 7 h. Dependent claim 32 by specifically including all the aforementioned
8 elements of claim 30 and, in addition, wherein the valve assembly
9 comprises: a first fuel valve having open and closed positions to selectively
10 control the first fuel flow to the engine; and a second fuel valve having open
11 and closed positions to selectively control the second fuel flow to the
12 engine, as called for in claim 32 of U.S. Patent No. 11,905,896.
- 13 i. Dependent claim 34 by specifically including all the aforementioned
14 elements of claim 32 and, in addition, wherein the first fuel valve and the
15 second fuel valve are non-solenoid, mechanical valves, as called for in claim
16 34 of U.S. Patent No. 11,905,896.
- 17 j. Dependent claim 35 by specifically including all the aforementioned
18 elements of claim 32 and, in addition, wherein the selector switch provides
19 for manual actuation of the first fuel valve and the second fuel valve
20 between the open and closed positions, as called for in claim 35 of U.S.
21 Patent No. 11,905,896.
- 22 k. Dependent claim 36 by specifically including all the aforementioned
23 elements of claim 30 and, in addition, a carburetor solenoid switch
24 configured to activate an associated carburetor solenoid when actuated, as
25 called for in claim 36 of U.S. Patent No. 11,905,896.
- 26 l. Dependent claim 37 by specifically including all the aforementioned
27 elements of claim 36 and, in addition, wherein, when the selector switch is
28 in a first position, the selector switch actuates the carburetor solenoid switch

1 so as to activate the carburetor solenoid and prohibit the second fuel flow to
2 the engine, as called for in claim 37 of U.S. Patent No. 11,905,896.

- 3 m. Dependent claim 38 by specifically including all the aforementioned
4 elements of claim 37 and, in addition, wherein, when the selector switch is
5 in a second position, the carburetor solenoid allows the second fuel flow to
6 the engine, as called for in claim 38 of U.S. Patent No. 11,905,896.

7 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 159(a)–(h)
8 infringe at least claims 7, 8, 14, 15, 16, 30, 31, 32, 34, 35, 36, 37, and 38 of U.S. Patent No.
9 11,905,896.

10 161. Champion has acquired and inspected the following Westinghouse generator model
11 that Defendants have been and are making, using, selling, or offering for sale within the United
12 States, or importing into the United States, and that infringe one or more claims of U.S. Patent No.
13 11,905,896:

- 14 a. Model WGen 5300DFv, a multi-fuel Generator.

15 162. Upon acquisition, disassembly as needed, review of the owner’s manual and
16 electrical schematics, and inspection, it was determined that the aforementioned Westinghouse
17 generator model includes all of the elements of at least claims 7, 8, 14, 15, 16, 30, 31, 32, 34, and
18 35 of U.S. Patent No. 11,905,896. The foregoing Westinghouse Generator Model infringes:

- 19 a. Independent claim 7 by specifically including fuel selector for use with a
20 dual fuel generator, the fuel selector comprising a valve assembly fluidly
21 couplable to each of a first fuel source and a second fuel source and operable
22 to selectively control a first fuel flow and a second fuel flow from the first
23 fuel source and the second fuel source, respectively, to an engine of the dual
24 fuel generator, the valve assembly comprising a first mechanical fuel valve
25 having open and closed positions to selectively control the first fuel flow to
26 the engine; and a second mechanical fuel valve having open and closed
27 positions to selectively control the second fuel flow to the engine; and a
28 selector switch movable with respect to the valve assembly to allow a user

1 to manually select the first fuel flow or the second fuel flow , as called for
2 in claim 7 of U.S. Patent No. 11,905,896.

3 b. Dependent claim 8 by specifically including all the aforementioned
4 elements of claim 7 and, in addition, wherein the selector switch provides
5 for manual actuation of the first fuel valve and the second fuel valve
6 between the open and closed positions, as called for in claim 8 of U.S. Patent
7 No. 11,905,896.

8 c. Dependent claim 14 by specifically including all the aforementioned
9 elements of claim 7 and, in addition, wherein the first fuel valve is couplable
10 to a liquefied petroleum gas (LPG) fuel source; and the second fuel valve is
11 couplable to a gasoline source, as called for in claim 14 of U.S. Patent No.
12 11,905,896.

13 d. Independent claim 15 by specifically including a fuel selector for use with
14 a dual fuel generator, the fuel selector comprising a valve assembly fluidly
15 couplable to each of a first fuel source and a second fuel source and operable
16 to selectively control a first fuel flow and a second fuel flow from the first
17 fuel source and the second fuel source, respectively, to an engine of the dual
18 fuel generator, the valve assembly comprising a first fuel valve having open
19 and closed positions to selectively control the first fuel flow to the engine;
20 and a second fuel valve having open and closed positions to selectively
21 control the second fuel flow to the engine; and at least one valve handle
22 mechanically coupled to the first fuel valve and the second fuel valve to
23 selectively open and close the first fuel valve and the second fuel valve
24 responsive to actuation thereof so as to enable the first fuel flow to the
25 engine or the second fuel flow to the engine, as called for in claim 15 of
26 U.S. Patent No. 11,905,896.

27 e. Dependent claim 16 by specifically including all the aforementioned
28 elements of claim 15 and, in addition, wherein the at least one valve handle

1 enables only one of the first and second fuel flows to the engine at a given
2 time, as called for in claim 16 of U.S. Patent No. 11,905,896.

3 f. Independent claim 30 by specifically including a fuel selector for use with
4 a dual fuel generator, the fuel selector comprising: a valve assembly fluidly
5 couplable to each of a first fuel source and a second fuel source and operable
6 to selectively control a first fuel flow and a second fuel flow from the first
7 fuel source and the second fuel source, respectively, to an engine of the dual
8 fuel generator, the valve assembly comprising: two fuel inputs comprising:
9 a first fuel input couplable to the first fuel source; and a second fuel input
10 couplable to the second fuel source; and two fuel outputs configured to
11 selectively supply fuel to the engine from the first fuel source or the second
12 fuel source; and a selector switch positioned on the valve assembly to allow
13 a user to manually select the first fuel flow or the second fuel flow, as called
14 for in claim 30 of U.S. Patent No. 11,905,896.

15 g. Dependent claim 31 by specifically including all the aforementioned
16 elements of claim 30 and, in addition, wherein the two fuel outputs are
17 configured to selectively supply fuel to the engine from only one of the first
18 and second fuel sources responsive to selection of the first fuel flow or the
19 second fuel flow via the selector switch and a corresponding operation of
20 the valve assembly, as called for in claim 31 of U.S. Patent No. 11,905,896.

21 h. Dependent claim 32 by specifically including all the aforementioned
22 elements of claim 30 and, in addition, wherein the valve assembly
23 comprises: a first fuel valve having open and closed positions to selectively
24 control the first fuel flow to the engine; and a second fuel valve having open
25 and closed positions to selectively control the second fuel flow to the
26 engine, as called for in claim 32 of U.S. Patent No. 11,905,896.

27 i. Dependent claim 34 by specifically including all the aforementioned
28 elements of claim 32 and, in addition, wherein the first fuel valve and the

1 second fuel valve are non-solenoid, mechanical valves, as called for in claim
2 34 of U.S. Patent No. 11,905,896.

3 j. Dependent claim 35 by specifically including all the aforementioned
4 elements of claim 32 and, in addition, wherein the selector switch provides
5 for manual actuation of the first fuel valve and the second fuel valve
6 between the open and closed positions, as called for in claim 35 of U.S.
7 Patent No. 11,905,896.

8 Therefore, the aforementioned Westinghouse generator model listed in Paragraph 161(a) infringes
9 at least claims 7, 8, 14, 15, 16, 30, 31, 32, 34, and 35 of U.S. Patent No. 11,905,896.

10 163. Upon information and belief, Defendants have been and are now making, using,
11 selling, or offering for sale within the United States, or importing into the United States, the
12 following additional generator models:

- 13 a. Model WGen 3600DFcv, a multi-fuel Generator;
- 14 b. Model WGen 3600DFv, a multi-fuel Generator; and
- 15 c. Model WGen 5300DFcv, a multi-fuel Generator.

16 164. Upon review of images and the owner's manuals of the foregoing Westinghouse
17 generator models and comparisons of the images and owner's manuals of the foregoing
18 Westinghouse generator models to those of the Westinghouse generator model listed in Paragraph
19 161, it was determined that the foregoing Westinghouse generator models include all of the
20 elements of at least claims 7, 8, 14, 15, 16, 30, 31, 32, 34, and 35 of U.S. Patent No. 11,905,896.

21 The foregoing Westinghouse generator models infringe:

- 22 a. Independent claim 7 by specifically including fuel selector for use with a
23 dual fuel generator, the fuel selector comprising a valve assembly fluidly
24 couplable to each of a first fuel source and a second fuel source and operable
25 to selectively control a first fuel flow and a second fuel flow from the first
26 fuel source and the second fuel source, respectively, to an engine of the dual
27 fuel generator, the valve assembly comprising a first mechanical fuel valve
28 having open and closed positions to selectively control the first fuel flow to

1 the engine; and a second mechanical fuel valve having open and closed
2 positions to selectively control the second fuel flow to the engine; and a
3 selector switch movable with respect to the valve assembly to allow a user
4 to manually select the first fuel flow or the second fuel flow , as called for
5 in claim 7 of U.S. Patent No. 11,905,896.

6 b. Dependent claim 8 by specifically including all the aforementioned
7 elements of claim 7 and, in addition, wherein the selector switch provides
8 for manual actuation of the first fuel valve and the second fuel valve
9 between the open and closed positions, as called for in claim 8 of U.S. Patent
10 No. 11,905,896.

11 c. Dependent claim 14 by specifically including all the aforementioned
12 elements of claim 7 and, in addition, wherein the first fuel valve is couplable
13 to a liquefied petroleum gas (LPG) fuel source; and the second fuel valve is
14 couplable to a gasoline source, as called for in claim 14 of U.S. Patent No.
15 11,905,896.

16 d. Independent claim 15 by specifically including a fuel selector for use with
17 a dual fuel generator, the fuel selector comprising a valve assembly fluidly
18 couplable to each of a first fuel source and a second fuel source and operable
19 to selectively control a first fuel flow and a second fuel flow from the first
20 fuel source and the second fuel source, respectively, to an engine of the dual
21 fuel generator, the valve assembly comprising a first fuel valve having open
22 and closed positions to selectively control the first fuel flow to the engine;
23 and a second fuel valve having open and closed positions to selectively
24 control the second fuel flow to the engine; and at least one valve handle
25 mechanically coupled to the first fuel valve and the second fuel valve to
26 selectively open and close the first fuel valve and the second fuel valve
27 responsive to actuation thereof so as to enable the first fuel flow to the
28

1 engine or the second fuel flow to the engine, as called for in claim 15 of
2 U.S. Patent No. 11,905,896.

3 e. Dependent claim 16 by specifically including all the aforementioned
4 elements of claim 15 and, in addition, wherein the at least one valve handle
5 enables only one of the first and second fuel flows to the engine at a given
6 time, as called for in claim 16 of U.S. Patent No. 11,905,896.

7 f. Independent claim 30 by specifically including a fuel selector for use with
8 a dual fuel generator, the fuel selector comprising: a valve assembly fluidly
9 couplable to each of a first fuel source and a second fuel source and operable
10 to selectively control a first fuel flow and a second fuel flow from the first
11 fuel source and the second fuel source, respectively, to an engine of the dual
12 fuel generator, the valve assembly comprising: two fuel inputs comprising:
13 a first fuel input couplable to the first fuel source; and a second fuel input
14 couplable to the second fuel source; and two fuel outputs configured to
15 selectively supply fuel to the engine from the first fuel source or the second
16 fuel source; and a selector switch positioned on the valve assembly to allow
17 a user to manually select the first fuel flow or the second fuel flow, as called
18 for in claim 30 of U.S. Patent No. 11,905,896.

19 g. Dependent claim 31 by specifically including all the aforementioned
20 elements of claim 30 and, in addition, wherein the two fuel outputs are
21 configured to selectively supply fuel to the engine from only one of the first
22 and second fuel sources responsive to selection of the first fuel flow or the
23 second fuel flow via the selector switch and a corresponding operation of
24 the valve assembly, as called for in claim 31 of U.S. Patent No. 11,905,896.

25 h. Dependent claim 32 by specifically including all the aforementioned
26 elements of claim 30 and, in addition, wherein the valve assembly
27 comprises: a first fuel valve having open and closed positions to selectively
28 control the first fuel flow to the engine; and a second fuel valve having open

1 and closed positions to selectively control the second fuel flow to the
2 engine, as called for in claim 32 of U.S. Patent No. 11,905,896.

3 i. Dependent claim 34 by specifically including all the aforementioned
4 elements of claim 32 and, in addition, wherein the first fuel valve and the
5 second fuel valve are non-solenoid, mechanical valves, as called for in claim
6 34 of U.S. Patent No. 11,905,896.

7 j. Dependent claim 35 by specifically including all the aforementioned
8 elements of claim 32 and, in addition, wherein the selector switch provides
9 for manual actuation of the first fuel valve and the second fuel valve
10 between the open and closed positions, as called for in claim 35 of U.S.
11 Patent No. 11,905,896.

12 Therefore, the aforementioned Westinghouse generator models listed in Paragraph 163(a)–(c)
13 infringe at least claims 7, 8, 14, 15, 16, 30, 31, 32, 34, and 35 of U.S. Patent No. 11,905,896.

14 165. Champion has no adequate remedy at law against Defendants’ acts of infringement
15 and will suffer irreparable harm unless Defendants are preliminarily and permanently enjoined
16 from their infringement of U.S. Patent No. 11,905,896.

17 166. Upon information and belief, Defendants’ infringement has been willful, deliberate,
18 and with knowledge of Champion’s rights under U.S. Patent No. 11,905,896.

19 167. Upon information and belief, at least as of June 19, 2020 and August 16, 2024, the
20 dates Champion sent MWE correspondence demanding (1) the cessation of infringement or (2)
21 license by Defendants of Champion’s patents, Defendants have monitored Champion’s patents and
22 published patent applications and had actual notice of all of Champion's patents and published
23 patent applications as of their publication dates.

24 168. Defendants, by way of their infringing activity, have caused and continue to cause
25 Champion to suffer damages in an amount to be determined at trial.

26 **PRAYER FOR RELIEF**

27 Wherefore, Champion prays for judgment against WESTINGHOUSE ELECTRIC
28 CORPORATION, WESTINGHOUSE ELECTRIC AND MANUFACTURING COMPANY,

1 LLC, MIDWEST EQUIPMENT SALES, LLC, and MWE INVESTMENTS, LLC, granting
2 Champion the following relief:

3 A. That this Court adjudge and decree that U.S. Patent No. 10,221,780 is valid and
4 enforceable against Defendants and that Defendants have infringed and continue to infringe the
5 patent;

6 B. That this Court adjudge and decree that U.S. Patent No. 10,393,034 is valid and
7 enforceable against Defendants and that Defendants have infringed and continue to infringe the
8 patent;

9 C. That this Court adjudge and decree that U.S. Patent No. 10,598,101 is valid and
10 enforceable against Defendants and that Defendants have infringed and continue to infringe the
11 patent;

12 D. That this Court adjudge and decree that U.S. Patent No. 10,697,398 is valid and
13 enforceable against Defendants and that Defendants have infringed and continue to infringe the
14 patent;

15 E. That this Court adjudge and decree that U.S. Patent No. 11,143,120 is valid and
16 enforceable against Defendants and that Defendants have infringed and continue to infringe the
17 patent;

18 F. That this Court adjudge and decree that U.S. Patent No. 11,143,145 is valid and
19 enforceable against Defendants and that Defendants have infringed and continue to infringe the
20 patent;

21 G. That this Court adjudge and decree that U.S. Patent No. 11,306,667 is valid and
22 enforceable against Defendants and that Defendants have infringed and continue to infringe the
23 patent;

24 H. That this Court adjudge and decree that U.S. Patent No. 11,492,985 is valid and
25 enforceable against Defendants and that Defendants have infringed and continue to infringe the
26 patent;

27 I. That this Court adjudge and decree that U.S. Patent No. 11,905,895 is valid and
28 enforceable against Defendants and that Defendants have infringed and continue to infringe the

1 patent;

2 J. That this Court adjudge and decree that U.S. Patent No. 11,905,896 is valid and
3 enforceable against Defendants and that Defendants have infringed and continue to infringe the
4 patent;

5 K. That this Court grant injunctions enjoining the aforesaid acts of infringement by
6 Defendants, their officers, agents, servants, employees, subsidiaries, and attorneys, and those
7 acting in concert with them, including related individuals and entities, customers, representatives,
8 original equipment manufacturers (“OEMs”), dealers, and distributors;

9 L. That this Court enter an award to Champion of such damages as it shall prove at
10 trial against Defendants that are adequate to compensate Champion for said infringement as
11 permitted under the Patent Act;

12 M. That this Court order an award to Champion of up to three times the amount of
13 compensatory damages because of Defendants’ willful infringement and any enhanced damages
14 as provided by 35 U.S.C. § 284;

15 N. That this Court render a finding that this case is “exceptional” and award Champion
16 its costs and reasonable attorneys’ fees, as provided by 35 U.S.C. § 285;

17 O. That this Court award Champion any profits that Champion lost due to Defendants’
18 infringement of U.S. Patent No. 10,221,780;

19 P. That this Court award Champion any profits that Champion lost due to Defendants’
20 infringement of U.S. Patent No. 10,393,034;

21 Q. That this Court award Champion any profits that Champion lost due to Defendants’
22 infringement of U.S. Patent No. 10,598,101;

23 R. That this Court award Champion any profits that Champion lost due to Defendants’
24 infringement of U.S. Patent No. 10,697,398;

25 S. That this Court award Champion any profits that Champion lost due to Defendants’
26 infringement of U.S. Patent No. 11,143,120;

27 T. That this Court award Champion any profits that Champion lost due to Defendants’
28 infringement of U.S. Patent No. 11,143,145;

1 U. That this Court award Champion any profits that Champion lost due to Defendants’
2 infringement of U.S. Patent No. 11,306,667;

3 V. That this Court award Champion any profits that Champion lost due to Defendants’
4 infringement of U.S. Patent No. 11,492,985;

5 W. That this Court award Champion any profits that Champion lost due to Defendants’
6 infringement of U.S. Patent No. 11,905,895;

7 X. That this Court award Champion any profits that Champion lost due to Defendants’
8 infringement of U.S. Patent No. 11,905,896;

9 Y. That this Court award Champion pre-judgment and post-judgment interests to the
10 maximum extent allowed under the law; and

11 Z. That this Court grant to Champion such other, further, and different relief as may
12 be just and proper.

13 **JURY TRIAL DEMAND**

14 Pursuant to Rule 38(b) of the Federal Rules of Civil Procedure, Champion respectfully
15 demands a trial by jury of any and all issues triable of right before a jury.

16 Dated: May __, 2025

SNELL & WILMER L.L.P.

17

18

By: _____

19

Randal S. Weide
David G. Barker
Zachary G. Schroeder

20

21

Timothy J. Ziolkowski
Jacob M. Fritz
ZIOLKOWSKIN PATENT SOLUTIONS
GROUP, SC

22

23

24

25

26

27

28