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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

PHILIP MORRIS USA INC.,

Plaintiff,

vs.

YANJUN JI, et al.,

Defendants.

Case No. CV 05-09011 DDP (AJWx)

**CONSENT JUDGMENT AND  
PERMANENT INJUNCTION AS TO  
DEFENDANT ALAN HWANG  
ONLY**

1 Pursuant to an agreement between the parties, Final Judgment is hereby entered  
2 in favor of Plaintiff Philip Morris USA Inc. (“Philip Morris USA”) and against  
3 Defendant Alan Hwang (“Defendant”) on Philip Morris USA’s claims for violation  
4 of the Lanham Act, 15 U.S.C. §§ 1114(1), 1124 & 1125(a) and the Tariff Act, 19  
5 U.S.C. § 1526, and California common law unfair competition. Pursuant to this Final  
6 Judgment, it is hereby ORDERED, ADJUDGED and DECREED as follows:  
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8 1. Defendant, his officers, agents, servants, employees, and attorneys, and all  
9 persons in active concert or participation with him, are hereby permanently  
10 enjoined from:

- 11 a. Manufacturing, importing, exporting, distributing, selling, offering to  
12 sell, possessing, or otherwise using in commerce any cigarettes in  
13 packaging bearing any Philip Morris USA trademark, including but  
14 not limited to the MARLBORO® and MARLBORO LIGHTS®  
15 trademarks, or any facsimile, copy or counterfeit thereof; and  
16 b. Assisting, aiding or abetting any other person or entity in  
17 manufacturing, importing, exporting, distributing, selling, offering to  
18 sell, possessing, or otherwise using in commerce any cigarettes in  
19 packaging bearing any Philip Morris USA trademark, including but  
20 not limited to the MARLBORO® and MARLBORO LIGHTS®  
21 trademarks, or any facsimile, copy or counterfeit thereof.

22 2. Pursuant to 15 U.S.C. § 1117(c), statutory damages in the amount of  
23 \$4,000,000 are hereby awarded against Defendant and in favor of Philip  
24 Morris USA, as a remedy for Philip Morris USA’s claims under the  
25 Lanham Act and under the Tariff Act.

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