

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

THE ORGANIC PHARMACY LTD.,)

Plaintiff)

v.)

ORGANIC PHARMACY, INC.,)

Defendant)

Case No.: CV 10 9461 MMM (JCx)

CONSENT DECREE AND FINAL
JUDGMENT

CONSENT DECREE AND FINAL JUDGMENT

This Consent Decree and Final Judgment is hereby entered on Joint Motion and Consent by Plaintiff The Organic Pharmacy Ltd. ("TOP") and by Defendant Organic Pharmacy, Inc. ("OPI"). On consent of the parties, the Court hereby makes the following findings and rulings related to this case:

IT IS ORDERED, ADJUDGED AND DECREED as follows:

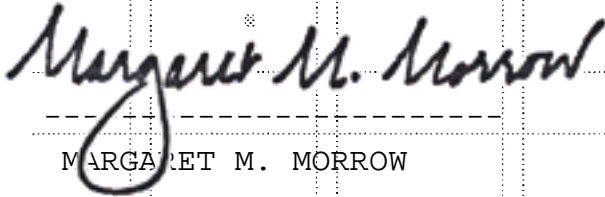
1. This Court has jurisdiction over the parties to this action.
2. TOP and OPI have agreed and stipulate to entry of a Consent Decree and Final Judgment requiring OPI to cease all use of the mark "Organic Pharmacy" on or before January 31, 2013.
3. Therefore, this Court hereby orders OPI to cease and hereby enjoins OPI from use of the mark "Organic Pharmacy" after January 31, 2013.

4. By consent, all of the parties' other claims and counterclaims are dismissed without prejudice.

5. Each party shall bear their own fees and costs.

April 19, 2012

DATE: APRIL 24, 2012



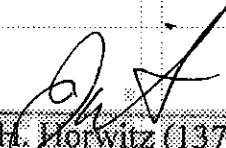
MARGARET M. MORROW

U.S. District Judge



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0158293-2-0100

SCHAFFER, LAX, MCNAUGHTON & CHEN
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LOS ANGELES, CALIFORNIA 90071
(213) 337-1000

1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

3 At the time of service, I was over 18 years of age and **not a party to this action**. I am
4 employed in the County of Los Angeles, State of California. My business address is 515 South
Figueroa Street, Suite 1400, Los Angeles, California 90071.

5 On April 19, 2012, I served true copies of the following document(s) described as
6 **CONSENT DECREE AND FINAL JUDGMENT** on the interested parties in this action as
follows:

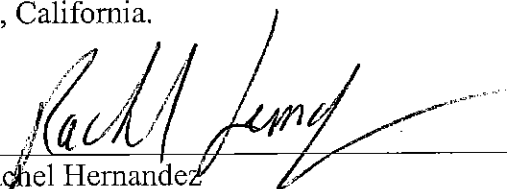
7 **SEE ATTACHED SERVICE LIST**

8 **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons
9 at the addresses listed in the Service List and placed the envelope for collection and mailing,
10 following our ordinary business practices. I am readily familiar with Schaffer, Lax, McNaughton
& Chen's practice for collecting and processing correspondence for mailing. On the same day that
11 the correspondence is placed for collection and mailing, it is deposited in the ordinary course of
business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

12 **BY E-MAIL OR ELECTRONIC TRANSMISSION:** I caused a copy of the document(s) to be
sent from e-mail address hernandezr@slmclaw.com to the persons at the e-mail addresses listed in
13 the Service List. I did not receive, within a reasonable time after the transmission, any electronic
message or other indication that the transmission was unsuccessful.

14 I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct.

15 Executed on April 19, 2012, at Los Angeles, California.

16 
17
18 Rachel Hernandez

