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JS-6

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

MOPHIE, INC., formerly known as  
mSTATION Corporation, a California  
Corporation,

Plaintiff,

vs.

CARL TANNER, an Individual, and  
Does 1-10, Inclusive,

Defendants

Case No.: 2:11-cv-07289-JHN-Ex

**JUDGMENT**

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED:**

Plaintiff MOPHIE, INC., is hereby awarded final judgment on its claims for relief against Defendant CARL TANNER, in the sum of \$125,000.00 under 15 U.S.C. §1117(c)(2) and 17 U.S.C. §504(c)(2), as the prevailing party in this action,

1 pursuant to Rule 55(b) of the Federal Rules of Civil Procedure and under Local  
2 Rule 55-1. Under Local Rule 55-3, Plaintiff is awarded attorneys' fees of  
3 \$6,100.00. Plaintiff is further awarded costs in the sum of \$528.80. Furthermore,  
4 Defendant is permanently enjoined and restrained from the following activities and  
5 conduct and ordered as follows:

6 a) Defendant and any person or entity acting in concert with, or at the  
7 direction of his, including any and all agents, servants, employees, partners,  
8 assignees, distributors, suppliers, resellers and any others over which he may  
9 exercise control, are hereby restrained and enjoined, pursuant to 15 U.S.C. § 1116,  
10 from engaging in, directly or indirectly, or authorizing or assisting any third party  
11 to engage in, any of the following activities in the United States and throughout the  
12 world:

13 i) copying, manufacturing, importing, exporting, marketing, sale,  
14 offering for sale, distributing or dealing in any product or service that uses, or  
15 otherwise making any use of, any of Plaintiff's MOPHIE® trademarks and  
16 copyrights, and/or any intellectual property that is confusingly or substantially  
17 similar to, or that constitutes a colorable imitation of, any of Plaintiff's MOPHIE®  
18 trademarks and copyrights, whether such use is as, on, in or in connection with any  
19 trademark, service mark, trade name, logo, design, Internet use, website, domain  
20 name, metatags, advertising, promotions, solicitations, commercial exploitation,  
21 television, web-based or any other program, or any product or service, or  
22 otherwise;

23 ii) performing or allowing others employed by or representing him,  
24 or under his control, to perform any act or thing which is likely to injure Plaintiff,  
25 any of Plaintiff's MOPHIE® trademarks and copyrights, and/or Plaintiff's business  
26 reputation or goodwill;

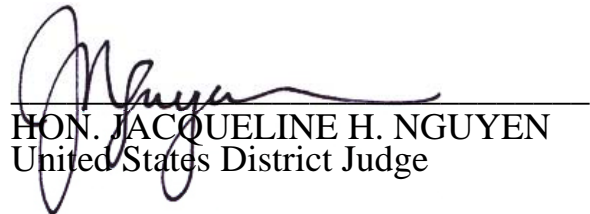
27 iii) engaging in any acts of federal and/or state trademark and/or  
28 copyright infringement, false designation of origin, unfair competition, dilution, or

1 other act which would tend damage or injure Plaintiff; and/or

2           iv) using any Internet domain name or website that includes any of  
3 Plaintiff's Trademarks and Copyrights, including the MOPHIE® marks.

4           b) Defendant is ordered to deliver immediately for destruction all  
5 unauthorized products, including counterfeit MOPHIE® products and related  
6 products, labels, signs, prints, packages, wrappers, receptacles and advertisements  
7 relating thereto in his possession or under his control bearing any of Plaintiff's  
8 intellectual property or any simulation, reproduction, counterfeit, copy or colorable  
9 imitations thereof, and all plates, molds, heat transfers, screens, matrices and other  
10 means of making the same, to the extent that any of these items are in Defendant's  
11 possession.

12           IT IS SO ORDERED, ADJUDICATED and DECREED this 2nd day of  
13 March, 2012.

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17 HON. JACQUELINE H. NGUYEN  
18 United States District Judge  
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