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

BEACHBODY, LLC, a California  
Limited Liability Company,

Plaintiff,

v.

DNETSALES, LLC, a Florida Limited  
Liability Company; HIRAM  
ABRAHAM, an Individual; IRNAD  
DURMIC, an Individual; JASON DAY,  
an Individual; JOSE CASADO, an  
Individual; CHRISTOPHER RIVERA,  
an Individual; CHRISTOPHER RUBLE,  
an Individual; TANJA MICKLES, an  
Individual; and DOES 1-10, Inclusive,

Defendants.

Case No.: CV12-05987 BRO (AJWx)

**JUDGMENT  
AGAINST DEFENDANTS HIRAM  
ABRAHAM, IRNAD DURMIC,  
JOSE CASADO, AND  
CHRISTOPHER RUBLE**

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

2 Plaintiff BEACHBODY, LLC (hereinafter “Plaintiff”), is hereby awarded  
3 final judgment on its claims for relief against Defendants HIRAM ABRAHAM,  
4 IRNAD DURMIC, JOSE CASADO, and CHRISTOPHER RUBLE (collectively,  
5 hereinafter “Defendants”) as set forth in Plaintiff’s First Amended Complaint as  
6 the prevailing party in this action under Rule 55(b) of the *Federal Rules of Civil  
7 Procedure* (“*Fed.R.Civ.P.*”) and *Local Rule* (“*L.R.*”) 55-1 as follows:

8 I. Pursuant to 15 *United States Code* (“*U.S.C.*”) § 1117(c)(1) and 17  
9 *U.S.C.* § 504(c)(1), Plaintiff is hereby awarded final judgment on its claims for  
10 relief against Defendants HIRAM ABRAHAM, IRNAD DURMIC, and JOSE  
11 CASADO in the sum of \$230,000, jointly and severally. Pursuant to 15 *U.S.C.* §  
12 1117(c)(1) and 17 *U.S.C.* § 504(c)(2), Plaintiff is hereby awarded final judgment  
13 on its claims for relief against Defendant CHRISTOPHER RUBLE in the sum of  
14 \$675,000.

15 II. Plaintiff is further awarded attorneys’ fees against Defendants in the  
16 amount of \$5,600 plus 2% of the amount over \$100,000 pursuant to the Schedule  
17 of Attorneys’ Fees set forth in *L.R.* 55-3. In total, Plaintiff is awarded attorneys’  
18 fees in the amount of \$21,700.

19 III. Plaintiff is further awarded costs against Defendants pursuant to the  
20 *Trademark Act* (15 *U.S.C.* §1125(c)) and *Copyright Act* (17 *U.S.C.* §504(c)) in the  
21 amount of \$3,626.90.

22 IV. Furthermore, Defendants are permanently enjoined and restrained  
23 from the following activities and conduct and ordered pursuant to 15 *U.S.C.* §  
24 1116(a) and 17 *U.S.C.* § 502 as follows:

25 1. Defendants and any person or entity acting in concert with, or at  
26 the direction of them, including any and all agents, servants, employees, partners,  
27 assignees, distributors, suppliers, resellers and any others over which they may  
28 exercise control, are hereby restrained and enjoined, from engaging in, directly or

1 indirectly, or authorizing or assisting any third party to engage in, any of the  
2 following activities in the United States and throughout the world:

3 i. copying, manufacturing, importing, exporting, marketing,  
4 selling, offering for sale, distributing or dealing in any product or service that uses,  
5 or otherwise making any use of, any of Plaintiff's BEACHBODY® and/or P90X®  
6 trademarks and copyrights, and/or any intellectual property that is confusingly or  
7 substantially similar to, or that constitutes a colorable imitation of, any of  
8 Plaintiff's BEACHBODY® and/or P90X® trademarks and copyrights, whether  
9 such use is as, on, in or in connection with any trademark, service mark, trade  
10 name, logo, design, Internet use, website, domain name, metatags, advertising,  
11 promotions, solicitations, commercial exploitation, television, web-based or any  
12 other program, or any product or service, or otherwise;

13 ii. performing or allowing others employed by or  
14 representing them, or under their control, to perform any act or thing which is  
15 likely to injure Plaintiff, any of Plaintiff's BEACHBODY® and/or P90X®  
16 trademarks and copyrights, and/or Plaintiff's business reputation or goodwill;

17 iii. engaging in any acts of federal and/or state trademark  
18 infringement, copyright infringement, false designation of origin, unfair  
19 competition, dilution, or other act which would tend damage or injure Plaintiff;  
20 and/or

21 iv. using any Internet domain name or website that includes  
22 any Plaintiff's trademarks and copyrights, including the BEACHBODY® and/or  
23 P90X® trademarks and copyrights.

24 2. Defendants are ordered to deliver immediately to Plaintiff for  
25 destruction all unauthorized products, including counterfeit P90X® Extreme Home  
26 Fitness kits and DVDs, and related BEACHBODY® products and materials,  
27 labels, signs, prints, packages, wrappers, receptacles and advertisements relating  
28 thereto in their possession or under their control bearing any of Plaintiff's

1 intellectual property or any simulation, reproduction, counterfeit, copy or colorable  
2 imitations thereof, and all plates, molds, heat transfers, screens, matrices and other  
3 means of making the same, to the extent that any of these items are in Defendant's  
4 possession.

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6 IT IS SO ORDERED, ADJUDICATED and DECREED this 3rd day of July,  
7 2013.



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9 HON. BEVERLY REID O'CONNELL  
United States District Judge

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